

STATEMENT TO  
[Second Reprint]  
**SENATE, No. 3723**

with Senate Floor Amendments  
(Proposed by Senator SMITH)

ADOPTED: DECEMBER 21, 2023

These floor amendments would:

- (1) clarify the definition of "propulsion battery";
- (2) provide that bill's requirements regarding the labeling of propulsion batteries would take effect January 1, 2027;
- (3) require the DEP to adopt rules and regulations no later than 18 months after the completion of the needs assessment required under the bill, establishing standards and criteria for battery management plans required to be submitted to the DEP, and require the submission of battery management plans 180 days after the adoption of the rules and regulations rather than 180 days after completion of the needs assessment;
- (4) explicitly provide that a battery management plan may include a complete vehicle take-back program, a battery take-back program, or any other such program approved by the DEP;
- (5) make several clarifications regarding the information that would be required to be included in a battery management plan;
- (6) add a provision to provide that a person seeking to discard an unwanted propulsion battery or otherwise arrange for the collection and delivery of a battery or vehicle as provided in a producer's battery management plan may deliver the propulsion battery to a vehicle recycler authorized to handle, transport, and properly manage used propulsion batteries provided that the authorized recycler adheres to the battery management plan approved by the department for that propulsion battery;
- (7) provide that those persons authorized to manage used propulsion batteries as part of a battery management plan must comply with the management provisions in an approved battery management plan;
- (8) provide that vehicle recyclers may submit their own safety training plans to the DEP for approval, in order to become authorized by the DEP to receive propulsion batteries from consumers; and
- (9) make other technical and clarifying changes.