

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

SB25-163 be amended as follows:

1 Amend the Health and Human Services Committee Report, dated  
2 February 26, 2025, page 2, strike lines 12 and 13 and substitute:

3 "Page 33 of the printed bill, strike lines 17 through 27 and substitute  
4 **"responsibilities of the executive director. (1) (a) IN ADDITION TO THE**  
5 **ANNUAL FEE DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION, A**  
6 **BATTERY STEWARDSHIP ORGANIZATION SHALL PAY A ONE-TIME PLAN**  
7 **REVIEW FEE, IN THE AMOUNT OF FIFTY THOUSAND DOLLARS, AT THE TIME**  
8 **THE BATTERY STEWARDSHIP ORGANIZATION SUBMITS A PLAN TO THE**  
9 **EXECUTIVE DIRECTOR FOR APPROVAL. IF THE EXECUTIVE DIRECTOR**  
10 **APPROVES THE PLAN, THE BATTERY STEWARDSHIP ORGANIZATION SHALL**  
11 **PAY AN ADDITIONAL ADMINISTRATIVE FEE OF THIRTY THOUSAND DOLLARS**  
12 **WITHIN THREE MONTHS AFTER THE PLAN IS APPROVED. THERE IS NO FEE**  
13 **WHEN A BATTERY STEWARDSHIP ORGANIZATION SEEKS TO RENEW A PLAN**  
14 **THAT WAS PREVIOUSLY APPROVED BY THE EXECUTIVE DIRECTOR OR**  
15 **SUBMITS A PLAN AMENDMENT.**

16 (b) WITHIN TWELVE MONTHS AFTER A PLAN IS APPROVED, AND ON  
17 OR BEFORE EACH JULY 1 THEREAFTER, A BATTERY STEWARDSHIP  
18 ORGANIZATION SHALL PAY TO THE DEPARTMENT AN ANNUAL FEE TO  
19 COVER THE DEPARTMENT'S COST OF IMPLEMENTING, ADMINISTERING, AND  
20 ENFORCING THIS PART 10. THE STATE TREASURER SHALL CREDIT THE  
21 ANNUAL FEES TO THE FUND, AND THE DEPARTMENT SHALL USE THE FEES  
22 FOR COSTS ASSOCIATED WITH THE ADMINISTRATION OF THIS PART 10. THE  
23 AMOUNT OF THE FIRST ANNUAL FEE IS EIGHTY THOUSAND DOLLARS. FOR  
24 EACH ANNUAL FEE THEREAFTER, THE COMMISSION SHALL ESTABLISH THE  
25 FEE AMOUNT BY RULE."

26 Page 34 of the bill, strike lines 1 through 8.

27 Page 34 of the bill, strike lines 17 through 27 and substitute "FUND TO THE  
28 FUND. MONEY NOT EXPENDED AT THE END OF A STATE FISCAL YEAR  
29 REMAINS IN THE FUND AND DOES NOT REVERT TO THE GENERAL FUND OR  
30 ANY OTHER FUND.

31 (d) THE DEPARTMENT SHALL USE FUNDS COLLECTED PURSUANT TO  
32 THIS SECTION TO PROVIDE DIRECT SERVICES TO BATTERY STEWARDSHIP  
33 ORGANIZATIONS WITH AN APPROVED PLAN TO ENSURE EFFECTIVE  
34 PROGRAM OVERSIGHT, COMPLIANCE SUPPORT, AND PUBLIC ENGAGEMENT.  
35 SUCH SERVICES INCLUDE:

36 (I) REVIEWING, APPROVING, AND PROVIDING FEEDBACK ON  
37 BATTERY STEWARDSHIP PLANS AND PLAN AMENDMENTS TO ENSURE  
38 COMPLIANCE WITH STATE LAW AND TO HELP ORGANIZATIONS MEET

1 PERFORMANCE GOALS EFFICIENTLY;  
2 (II) CONDUCTING COMPLIANCE AUDITS, REVIEWING ANNUAL  
3 REPORTS SUBMITTED PURSUANT TO SECTION 25-17-1011 WITHIN NINETY  
4 DAYS AFTER SUBMISSION, AND OFFERING APPLICABLE TECHNICAL  
5 RECOMMENDATIONS TO IMPROVE PROGRAM EFFECTIVENESS AND  
6 TRANSPARENCY;  
7 (III) PROVIDING, UPON REQUEST, A LIST OF APPROVED BATTERY  
8 STEWARDSHIP ORGANIZATIONS, PARTICIPATING PRODUCERS, AND  
9 COMPLIANT RETAILERS TO INCREASE CONSUMER AWARENESS AND  
10 PROMOTE PARTICIPATION IN A BATTERY STEWARDSHIP PROGRAM;  
11 (IV) OFFERING TECHNICAL ASSISTANCE, INCLUDING REGULATORY  
12 GUIDANCE, BEST PRACTICES FOR COLLECTION SITE OPERATIONS, AND  
13 SUPPORT FOR RETAILERS AND PRODUCERS NAVIGATING COMPLIANCE  
14 REQUIREMENTS;  
15 (V) COLLABORATING WITH APPROVED BATTERY STEWARDSHIP  
16 ORGANIZATIONS TO ADDRESS OPERATIONAL CHALLENGES, FACILITATE  
17 COORDINATION BETWEEN PRODUCERS, RECYCLERS, AND LOCAL  
18 GOVERNMENTS, AND ENSURE CONTINUOUS PROGRAM IMPROVEMENT; AND  
19 (VI) ENFORCING THIS PART 10 PURSUANT TO SECTION 25-17-1015,  
20 ENSURING FAIR ENFORCEMENT AMONG PARTICIPANTS, AND PROTECTING  
21 THE INTEGRITY OF BATTERY STEWARDSHIP PROGRAMS."

22 Page 35 of the bill, strike lines 1 through 9."

23 Page 12 of the bill, line 20, strike "WEBSITE MADE AVAILABLE" and  
24 substitute "LIST PROVIDED".

25 Page 12 of the bill, line 21, strike "LISTS," and substitute "INCLUDES,".

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