

By the Committee on Commerce and Tourism; and Senator McClain

577-02800-25

2025800c1

1 A bill to be entitled
2 An act relating to requirements for battery
3 manufacturers; amending s. 403.7192, F.S.; defining
4 terms; prohibiting cell manufacturers or marketers
5 from selling consumer or nonconsumer products powered
6 by medium-format, portable, lithium, or primary
7 batteries; revising exceptions; providing an effective
8 date.

9
10 Be It Enacted by the Legislature of the State of Florida:

11
12 Section 1. Present paragraphs (c), (d), (e), and (f) of
13 subsection (1) of section 403.7192, Florida Statutes, are
14 redesignated as paragraphs (d), (h), (i), and (j), respectively,
15 new paragraphs (c), (e), (f), and (g) are added to that
16 subsection, and subsection (4) of that section is amended, to
17 read:

18 403.7192 Batteries; requirements for consumer,
19 manufacturers, and sellers; penalties.—

20 (1) As used in this section, the term:

21 (c) "Lithium battery" means a rechargeable battery that
22 uses lithium ions as the primary component of its electrode.

23 (e) "Medium-format battery" means a primary or rechargeable
24 covered battery with any of the following properties:

25 1. For a primary battery, a battery weighing at least 4.4
26 pounds but not more than 25 pounds.

27 2. For a rechargeable battery, a battery weighing at least
28 11 pounds, but not more than 25 pounds, and having a rating of
29 at least 300 watt-hours, but not more than 2,000 watt-hours.

577-02800-25

2025800c1

30 (f) "Portable battery" means a primary or rechargeable
31 covered battery that:

32 1. For a primary battery, weighs no more than 4.4 pounds.

33 2. For a rechargeable battery, weighs no more than 11
34 pounds and has a rating of no more than 300 watt-hours.

35 (g) "Primary battery" means a battery that is not capable
36 of being recharged.

37 (4) A cell manufacturer or marketer may ~~shall~~ not sell or
38 offer for sale in this state any consumer product or nonconsumer
39 product that is powered by a lithium battery, medium-format
40 battery, portable battery, primary battery, or rechargeable
41 battery unless:

42 (a) In the case of consumer products, the battery can be
43 easily removed by the consumer, or the battery is contained in a
44 battery pack that is separate from the product and can be easily
45 removed from the product.

46 (b) In the case of nonconsumer products, the battery can be
47 removed or is contained in a battery pack that is separate from
48 the product.

49 (c) The product or the battery, or the package in the case
50 of a consumer product, is labeled with a recycling symbol and
51 includes, as an indication of the chemical composition of the
52 battery, the term "Cd" for nickel-cadmium batteries, ~~or~~ "Pb" for
53 small sealed lead batteries, or "Li" for lithium batteries.

54 (d) The instruction manual for the product or, in the case
55 of a consumer product, the package containing the product states
56 that the sealed lead, ~~or~~ nickel-cadmium, or lithium battery must
57 be recycled or disposed of properly.

58 Section 2. This act shall take effect July 1, 2025.