

(b) Effect of sections

Nothing in this section or section 6966a of this title affects any requirement of any law (including a regulation) in effect on August 10, 2005.

(Pub. L. 89-272, title II, §6006, as added Pub. L. 109-59, title VI, §6018(a), Aug. 10, 2005, 119 Stat. 1890.)

Editorial Notes

REFERENCES IN TEXT

Section 6966a of this title, referred to in subsec. (b), was in the original “section 6005” meaning section 6005 of Pub. L. 89-272, which was translated as meaning the section 6005 of Pub. L. 89-272 as added by section 6017(a) of Pub. L. 109-59, to reflect the probable intent of Congress.

§ 6966c. Best practices for battery recycling and labeling guidelines**(a) Definitions**

In this section:

(1) Administrator

The term “Administrator” means the Administrator of the Environmental Protection Agency.

(2) Battery

The term “battery” means a device that—

- (A) consists of 1 or more electrochemical cells that are electrically connected; and
- (B) is designed to store and deliver electric energy.

(3) Recycling

The term “recycling” means the series of activities—

- (A) during which recyclable materials are processed into specification-grade commodities, and consumed as raw-material feedstock, in lieu of virgin materials, in the manufacturing of new products;
- (B) that may include collection, processing, and brokering; and
- (C) that result in subsequent consumption by a materials manufacturer, including for the manufacturing of new products.

(b) Best practices for collection of batteries to be recycled**(1) In general**

The Administrator shall develop best practices that may be implemented by State, Tribal, and local governments with respect to the collection of batteries to be recycled in a manner that—

- (A) to the maximum extent practicable, is technically and economically feasible for State, Tribal, and local governments;
- (B) is environmentally sound and safe for waste management workers; and
- (C) optimizes the value and use of material derived from recycling of batteries.

(2) Consultation

The Administrator shall develop the best practices described in paragraph (1) in coordination with State, Tribal, and local governments and relevant nongovernmental and private sector entities.

(3) Report

Not later than 2 years after November 15, 2021, the Administrator shall submit to Con-

gress a report describing the best practices developed under paragraph (1).

(4) Authorization of appropriations

There is authorized to be appropriated to the Administrator to carry out this subsection \$10,000,000 for fiscal year 2022, to remain available until September 30, 2026.

(c) Voluntary labeling guidelines**(1) In general**

There is established within the Environmental Protection Agency a program (referred to in this subsection as the “program”) to promote battery recycling through the development of—

- (A) voluntary labeling guidelines for batteries; and
- (B) other forms of communication materials for battery producers and consumers about the reuse and recycling of critical materials from batteries.

(2) Purposes

The purposes of the program are to improve battery collection and reduce battery waste, including by—

- (A) identifying battery collection locations and increasing accessibility to those locations;
- (B) promoting consumer education about battery collection and recycling; and
- (C) reducing safety concerns relating to the improper disposal of batteries.

(3) Other standards and law

The Administrator shall make every reasonable effort to ensure that voluntary labeling guidelines and other forms of communication materials developed under the program are consistent with—

- (A) international battery labeling standards; and
- (B) the Mercury-Containing and Rechargeable Battery Management Act (42 U.S.C. 14301 et seq.).

(4) Authorization of appropriations

There is authorized to be appropriated to the Administrator to carry out this subsection \$15,000,000 for fiscal year 2022, to remain available until September 30, 2026.

(Pub. L. 117-58, div. G, title IV, §70401, Nov. 15, 2021, 135 Stat. 1261.)

Editorial Notes

REFERENCES IN TEXT

The Mercury-Containing and Rechargeable Battery Management Act, referred to in subsec. (c)(3)(B), is Pub. L. 104-142, May 13, 1996, 110 Stat. 1329, which is classified generally to chapter 137 (§14301 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 14301 of this title and Tables.

CODIFICATION

Section was enacted as part of the Infrastructure Investment and Jobs Act, and not as part of the Solid Waste Disposal Act which comprises this chapter.

§ 6966d. Consumer recycling education and outreach grant program; Federal procurement

(a) Definition of Administrator

In this section, the term “Administrator” means the Administrator of the Environmental Protection Agency.

(b) Consumer recycling education and outreach grant program

(1) In general

The Administrator shall establish a program (referred to in this subsection as the “grant program”) to award competitive grants to eligible entities to improve the effectiveness of residential and community recycling programs through public education and outreach.

(2) Criteria

The Administrator shall award grants under the grant program for projects that, by using one or more eligible activities described in paragraph (5)—

- (A) inform the public about residential or community recycling programs;
- (B) provide information about the recycled materials that are accepted as part of a residential or community recycling program that provides for the separate collection of residential solid waste from recycled material; and
- (C) increase collection rates and decrease contamination in residential and community recycling programs.

(3) Eligible entities

(A) In general

An entity that is eligible to receive a grant under the grant program is—

- (i) a State;
- (ii) a unit of local government;
- (iii) an Indian Tribe (as defined in section 5304 of title 25);
- (iv) a Native Hawaiian organization (as defined in section 7517 of title 20);
- (v) the Department of Hawaiian Home Lands;
- (vi) the Office of Hawaiian Affairs;
- (vii) a nonprofit organization; or
- (viii) a public-private partnership.

(B) Coordination of activities

2 or more entities described in subparagraph (A) may receive a grant under the grant program to coordinate the provision of information to residents that may access 2 or more residential recycling programs, including programs that accept different recycled materials, to provide to the residents information regarding differences among those residential recycling programs.

(4) Requirement

(A) In general

To receive a grant under the grant program, an eligible entity shall demonstrate to the Administrator that the grant funds will be used to encourage the collection of recycled materials that are sold to an existing or developing market.

(B) Business plans and financial data

(i) In general

An eligible entity may make a demonstration under subparagraph (A)

through the submission to the Administrator of appropriate business plans and financial data.

(ii) Confidentiality

The Administrator shall treat any business plans or financial data received under clause (i) as confidential information.

(5) Eligible activities

An eligible entity that receives a grant under the grant program may use the grant funds for activities including—

- (A) public service announcements;
- (B) a door-to-door education and outreach campaign;
- (C) social media and digital outreach;
- (D) an advertising campaign on recycling awareness;
- (E) the development and dissemination of—
 - (i) a toolkit for a municipal and commercial recycling program;
 - (ii) information on the importance of quality in the recycling stream;
 - (iii) information on the economic and environmental benefits of recycling; and
 - (iv) information on what happens to materials after the materials are placed into a residential or community recycling program;
- (F) businesses recycling outreach;
- (G) bin, cart, and other receptacle labeling and signs; and
- (H) such other activities that the Administrator determines are appropriate to carry out the purposes of this subsection.

(6) Prohibition on use of funds

No funds may be awarded under the grant program for a residential recycling program that—

- (A) does not provide for the separate collection of residential solid waste (as defined in section 246.101 of title 40, Code of Federal Regulations (as in effect on November 15, 2021)) from recycled material (as defined in that section), unless the funds are used to promote a transition to a system that separately collects recycled materials; or
- (B) promotes the establishment of, or conversion to, a residential collection system that does not provide for the separate collection of residential solid waste from recycled material (as those terms are defined under subparagraph (A)).

(7) Model recycling program toolkit

(A) In general

In carrying out the grant program, the Administrator, in consultation with other relevant Federal agencies, States, Indian Tribes, units of local government, nonprofit organizations, and the private sector, shall develop a model recycling program toolkit for States, Indian Tribes, and units of local government that includes, at a minimum—

- (i) a standardized set of terms and examples that may be used to describe materials that are accepted by a residential recycling program;
- (ii) information that the Administrator determines can be widely applied across