

9441.1985(30a)

RCRA/SUPERFUND HOTLINE MONTHLY SUMMARY

SEPTEMBER 85

Battery Regeneration

6. In the January 4, 1985 Federal Register (50 FR 665), §261.6(a)(3) excludes certain recyclable materials from 40 CFR Parts 262 through 270. Section 261.6(a)(3)(ii) excludes "used batteries (or used battery cells) returned to a battery manufacturer for regeneration." (a) is this exclusion only applicable to battery manufacturers or does it also cover any facility that regenerates batteries? (b) Are spent lead-acid batteries also covered under this exclusion, or are they specifically subject to Part 266 Subpart G?

a) This battery exclusion under §261.6(a)(3)(ii) was not meant to be applicable solely to battery manufacturers. Any facility that regenerates batteries but does not recover the lead from them can be covered under this exclusion. (b) Only if a spent lead-acid battery is sent to reclaim the lead (i.e., crack the battery and recover the lead), is it then subject to §266.30.

Source: Matt Straus (202) 475-8551