

The House Committee on Regulated Industries offers the following substitute to HB 310:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 14 of Chapter 1 of Title 10 and Code Section 12-8-28 of the Official Code  
2 of Georgia Annotated, relating to secondary metals recyclers and lead acid vehicle batteries,  
3 respectively, so as to provide an exemption from the requirements relating to secondary  
4 metals recyclers for certain used lead acid vehicle batteries; to provide for related matters;  
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 14 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to  
9 secondary metals recyclers, is amended by revising Code Section 10-1-358.1, relating to  
10 exclusions from article's applicability, as follows:

11 "10-1-358.1.

12 The provisions of this article shall not apply to:

13 (1) A a vehicle purchased in compliance with Code Section 40-3-36 by a used motor  
14 vehicle dealer or used motor vehicle parts dealer licensed pursuant to Chapter 47 of  
15 Title 43;

16 (2) A used lead acid vehicle battery received in compliance with Code Section 12-8-28  
17 by a battery wholesaler; or

18 (3) A used lead vehicle battery received in compliance with subsections (a) through (c)  
19 of Code Section 12-8-28 by a battery retailer in exchange for a discount on another  
20 battery, a store credit with the battery retailer, or a return of a store deposit previously  
21 paid to the battery retailer; provided, however, that if a battery retailer provides any other  
22 form of incentive or payment for the used lead vehicle battery, the provisions of this  
23 article shall be applicable to such transaction."

24 **SECTION 2.**

25 Code Section 12-8-28 of the Official Code of Georgia Annotated, relating to lead acid  
26 vehicle batteries, is amended by adding a new subsection to read as follows:

27 "(e) After July 1, 2017, unless a battery retailer complies with the provisions of Article 14  
28 of Chapter 1 of Title 10, the battery retailer shall only provide to a customer upon receipt  
29 of a lead acid vehicle battery a discount on another battery, a store credit with the battery  
30 retailer, or a return of a store deposit previously paid to the battery retailer."

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.