

Lithium Battery Penalties

Note: This is the new baseline penalty assessments for lithium batteries only. Please refer to 49CFR Part 107 for other baseline assessments involving the transportation of hazardous materials.

A. Undeclared Shipment: §172.200, §172.300, §172.400, §172.500

4. Offering for transportation a lithium battery, without shipping papers, package markings, labels, or placards (when required):
 - a. For air transport..... \$40,000.
 - b. For ground transport..... \$20,000.

E. Package Labeling Requirements: §172.402(s), §172.102(c)(1)

8. Failure to place a Cargo Aircraft Only label on a package containing a primary lithium battery or failure to mark a package containing a primary lithium battery as forbidden for transport on passenger aircraft: §172.402(c), §172.102(c)(1) Special Provision 188, 189, 190.
 - a. For air transport \$10,000.
 - b. For ground transport \$1,000.

F. Batteries: §173.159, §173.185, §173.21(c).

1. Offering lithium batteries in transportation that have not been tested:
 - a. Ground transport \$15,000.
 - b. Air transport \$30,000.
2. Offering lithium batteries in transportation that have been assembled from tested cells, but have not been tested..... \$5,000 + 25 percent increase for each additional design.
3. Failure to create records of design testing \$2,500 to \$9,300.
4. Offering lithium batteries in transportation that have not been protected against short circuit..... \$15,000.
5. Offering lithium batteries in transportation in unauthorized packages..... \$12,500.
6. Offering lead acid batteries in transportation in unauthorized packages..... \$10,000.
7. Offering lithium batteries in transportation on passenger aircraft or misclassifying them for air transport..... \$30,000.
8. Failure to prepare batteries so as to prevent damage in transit \$6,000.