

# Product Stewardship/Stakeholder Group

## OREGON E-WASTE AND PAINT PRODUCT STEWARDSHIP PROGRAMS – A COMPARISON



State of Oregon  
**Department of  
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 Quality**

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	<b>Program Element</b>	<b>E-WASTE</b>	<b>PAINT</b>
1.	Covered product(s)	<b>Computers</b> – portable and desktop <b>Computer monitors and televisions</b> – greater than 4.5 inches diagonally	Architectural Paint- interior and exterior architectural coatings sold in containers of 5 gallons or less (does not include aerosols)
2.	Covered entities	<b>Households</b> <b>Businesses</b> –with 10 or fewer employees <b>Non-profits</b> – 501(c)(3) with 10 or fewer employees <b>Anyone</b> with 7 or fewer devices	<b>Households and CEGs</b> - all paint <b>Regulated Hazardous Waste Generators</b> -latex paint only
3.	Definition of producer/manufacture	Person, irrespective of selling technique used, that <ul style="list-style-type: none"> <li>• Manufactures covered electronic products under a brand it owns or is licensed to use;</li> <li>• Sells covered electronic products manufactured by others under a brand the seller owns;</li> <li>• Manufactures covered electronic products without affixing a brand;</li> <li>• Manufactures covered electronic products which it affixes a brand that it does not own; or</li> <li>• On whose account covered electronic products manufactured outside of the US are imported into the US. This does not apply if at the time the product is imported another person is registered as the manufacturer of the brand.</li> </ul>	Person that manufactures architectural paint that is sold or offered for sale in Oregon
4.	Roles and responsibilities: <ul style="list-style-type: none"> <li>• Producers/mfr</li> <li>• Retailers</li> <li>• State government</li> <li>• Local government</li> <li>• Consumers</li> </ul>	<b>Manufacturer</b> (1) Register and list brands with DEQ. Pay registration fee. (2) Responsible for statewide collection, transport, and recycling of covered products. (3) Submit and implement an approved plan or pay a fee and join the state provided contractor program to satisfy responsibilities. (4) Meet annual return share recycling obligations. (5) Annual report to DEQ. (6) Label covered products sold. <b>Retailer</b> (1) Sell only compliant brands. (2) Provide consumer with recycling information at point of retail sale. (3) Sell only labeled products. <b>State</b> (1) Register manufacturers and their brands, process	<b>Producer</b> (1) Submit Plan by 3/1/10 to provide for statewide system to collect, transport, recycle and process post consumer paint for end of life management. (2) Identify each producer and brand sold by each producer. (3) Implement plan by 7/1/10. (4)Annual report to DEQ. <b>Retailer</b> -(1) Sell only paint from producers that are participating in statewide stewardship program. (2) Provide consumer with information on end of life management options offered by stewardship program.



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		<p>registration fees. (2) Review and approve manufacturer plans. (3) Set-up and oversee contract for state contractor program. (4) Maintain website with information on registered manufacturers and brands, brands with no registered manufacturer, and manufacturers in compliance. (5) Determine annual return share obligations for each manufacturer. (6) Determine annual manufacturer registration fee. (7) Determine annual fee for manufacturers participating in state contractor program. (8) Maintain website of available collection locations. (9) Report to the legislature.</p> <p><b>Consumers</b> (1) Return discarded products to collection points (not required by law.) (2) Prohibited from disposing of discarded product.</p>	<p><b>State</b>-(1) Review and approve plan including assessment. (2)Post manufactures and brands participating in program on website. (3) Supervise conduct of stewardship organization (4) Adopt rules if necessary (5) Report of legislature by 10/2011.</p> <p><b>Consumer</b>-(1) Purchase correct amount of paint (2) Return leftover paint to collection locations.</p>
5.	<p>Financing approach</p> <ul style="list-style-type: none"> <li>• Program operations</li> <li>• Government oversight/admin.</li> </ul>	<p><b>Operations</b> (1) Costs internalized by manufacturers. (2) In state contractor program fees established based on return share for IT manufacturers and based on market share for TV manufacturers</p> <p><b>Administration/Oversight</b> – manufacturers pay annual registration fees based on market share.</p>	<p><b>Operations</b>-Producers set assessment per container of paint sold in Oregon which added to cost of paint sold to retailers and distributors. Assessment must be added to retail purchase price.</p> <p><b>Oversight</b>-\$10,000 paid when plan is submitted and \$10,000 each year thereafter.</p>
6.	<p>General structure (include use of plans, stewardship organization(s))</p>	<p>(1) Manufacturers can operate under an individual plan or join together under a group plan, or</p> <p>(2) Manufacturers can pay to participate in state provided contractor program</p> <p>(3) Plan must be submitted/approved by DEQ</p>	<p>(1)Stewardship Organization required          (2)Plan to be submitted/approved by DEQ</p>
7.	<p>Convenience standard for collection</p>	<p><i>Manufacturer plans</i> – convenient service in every county and at least one collection site in each city of 10,000 or more population. Collection sites must be staffed and open to the public at a frequency adequate to meet the needs of the area being served.</p> <p><i>Contractor program</i> – Convenient and available collection services and sites in both urban and rural areas.</p>	<p>Convenient and available statewide collection in urban and rural areas of the State.</p>
8.	<p>Performance measure(s)/goal(s)</p>	<p>Annual return share obligation for collection and recycling. Penalties if return shares not met.</p>	<p>None</p>
9.	<p>“Level playing field” for producers</p>	<p>Must label and be part of an</p>	<p>Must participate in</p>

		approved plan or contractor program in order to sell covered products into the state.	stewardship program to sell into state.
10.	Environmentally sound management practices	Comply with all applicable laws, including but not limited to adequate record keeping, tracking the fate of recycled materials, performance audits and inspections, provisions for reuse and refurbishment, compliance with worker health and safety requirements, maintaining liability insurance and financial assurances and other practices. Established guidelines by DEQ; may be adopted by rule.	Must manage collected paint using sound management practices as defined in law.
11.	Outreach and education	<i>Retailer</i> – provide recycling information to consumer at point of sale. <i>DEQ</i> – website with collection site/service information statewide. <i>Plans/Contractor Program</i> – promote collection options statewide on regular basis	(1)Develop and implement strategies to reduce the generation of post consumer paint. (2)Promote reuse of post-consumer paint. (3) Promote collection opportunities.
		<b>E-WASTE</b>	<b>PAINT</b>
12.	Disposal ban	Yes, effective January 2010 (one year after program operation begins)	None
13.	Program evaluation	Manufacturers/plans report annually to DEQ. DEQ reports biennially to legislature on operation of the statewide collection, transportation, and recycling program.	(1)Annual report to include evaluation of funding mechanism (2) External evaluation to be conducted by Paint Product stewardship Initiative (PPSI).
14.	Other key elements	(1) Reuse addressed (2) Provides for premium collection service with a fee (3) State may adopt implementing rules. (4) Program operational within 18 months of law passage.	Pilot sunsets in 2014



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