

DRAFT

Basic Components to Consider for Single-Use Products EPR

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- Definitions** (covered products, producers, brands, covered entities, etc.)
 - Consider whether program will cover materials from residents and business

- Convenient collection system** throughout the state, usually at no additional costs to consumers
 - Consider how existing infrastructure will be used

- Outreach & education** requirements

- Stewardship organization**, usually a not-for profit organization that works on behalf of the manufacturers to plan and implement the program
 - Consider whether to allow multiple stewardship organizations or an option for manufacturer(s) to work independently

- Plan** required to include various items, such as which producers/brands are represented, collection services, how materials will be managed, data management, education & outreach, performance goals, how performance will be met, reporting, etc.

Stewardship org. is required to submit plan to state for review and approval.

- Producers pay** stewardship organization for costs of program, including the collection, transportation, and recycling/management of the used product/packaging
 - Consider **modulating fees**, based on recyclability, PCR content, and toxicity. For example, higher fees for materials that can't be recycled
 - Consider requirement of **embedded fees**
 - Allow use of national sales data, prorated for state population
 - Exemptions for small producers**, quantity of products or sales

- Stewardship Organization**
 - Consider how to require payment or reimbursement for the costs to collect, transport, and recycle materials from residents and businesses
 - Consider payment for portion of waste stream that is disposed
 - Consider their efforts to enhance/develop markets for recycling materials

VT DEC Solid Waste Management Program

- Consider having stewardship organization report annually on efforts and effectiveness to:
 - (A) **reduce the use** of single-use products;
 - (B) **reduce the environmental impact** of single-use products;
 - (C) **improve statewide management** of single-use products;
 - (D) **divert single-use products from disposal** in landfills; and
 - (E) **prevent contamination of natural resources** by discarded single-use products.

- Sales**, A producer can't sell their products in state if not participating

- Collection/performance goals** for each material type (glass, paper, #1 plastics, etc.) and **consequence** if goal is not met

- Annual reporting** by stewardship org. of amount of material collected, how material was managed, audit by 3rd party, status of the program, etc.

- Anti-trust protection**, so that producers in a stewardship organization can work together to implement the approved plan

- Administrative Fees**, paid to ANR by stewardship organization, for oversight of program

- ANR oversight**, define ANR's responsibilities and authorities, includes review and approval of plan, verify whether performance goals are met, rulemaking authority, enforcement, etc.

- Confidentiality** of certain submitted data (sales, trade secrets)

- Schedule** for program development and implementation