

Waste Tire 2022 Rulemaking

Advisory Committee Charter

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DEQ is a leader in restoring, maintaining and enhancing the quality of Oregon's air, land and water.



State of Oregon
Department of
Environmental
Quality

Documents can be provided upon request in an alternate format for individuals with disabilities or in a language other than English for people with limited English skills. To request a document in another format or language, call DEQ in Portland at 503-229-5696, or toll-free in Oregon at 1-800-452-4011, ext. 5696; or email deqinfo@deq.state.or.us.

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Objectives and Scope

Policy Objectives

The Advisory Committee's purpose is to provide input to the Department of Environmental Quality on proposed rulemaking. DEQ is conducting this rulemaking to update waste tire rules, currently in Oregon Administrative Rules Chapter 340, Division 64, with changes from Senate Bill 792 (enrolled in the 2019 Regular Session) and make sure permitting and enforcement standards are consistent with current Oregon fire code and Oregon Department of Transportation practices. DEQ is looking to align and consolidate the permitting standards for waste tire storage sites and waste tire carriers with similar requirements in OAR 340, Divisions 93, 96 and 97. The Advisory Committee will provide DEQ input on the fiscal and economic implications for stakeholders impacted by the proposed updates.

Fiscal and Economic Impact

ORS 183.333 requires that DEQ ask the committee to consider the fiscal and economic impact of the proposed rules including:

- Whether the rules will have a fiscal impact, and if so, what the extent of that impact will be.
- Whether the rules will have a significant adverse impact on small businesses, and if so, how DEQ can reduce the rules' negative fiscal impact on small businesses.

Roles

DEQ Facilitator

The facilitator:

- Encourages open, candid and robust dialogue.
- Starts and ends the meetings and agenda items on time.
- Encourages innovation by listening to all ideas.
- Captures ideas from members during the advisory meetings.
- Recognizes when the discussion is outside the scope of the meeting and steers the discussion back to the focus of the meeting.

Committee Members

Advisory Committee members must attend each meeting to ensure continuity throughout the process. The committee member may assign an alternate if needed. The advisory member should communicate the change to the facilitator prior to the meeting. However, it is each committee member's responsibility to fully brief their alternate on all relevant issues and prior committee discussions to meet the meeting objectives and keep the project on schedule. The primary and alternate members of the committee

cannot participate in the same meeting. If a member's absence is unavoidable, please notify DEQ project manager, Brian Stafki, brian.stafki@deq.oregon.gov.

The committee member:

- Prepares for and sets aside time for the meetings.
- Provides DEQ staff with copies of relevant research and documentation cited during the meeting.
- Stays focused on the specific agenda topics for each meeting.
- Comments constructively and in good faith.
- Consults regularly with constituencies to inform them on the process and gather their input.
- Treats everyone with respect.
- Ensures only one person speaks at a time.
- Is courteous by not engaging in sidebar discussions.
- Avoids representing the views of any other committee member or the committee as a whole to the public or media.

Non-Committee Member Attendees

Those who attend the committee meetings, but are not members of the committee, are there only to observe and not to actively participate. If non-committee members are present at a meeting, DEQ may allow time during the meeting for their comments.

DEQ Staff

DEQ is committed to making the most effective use of committee member's time by:

- Establishing clear committee goals, meeting objectives and agendas.
- Giving committee members reasonable access to staff.
- Encouraging all members to take part in discussions.
- Providing a clear description of members' roles, the committee timeline, the level of agreement expected and feedback on how members' input is used.

DEQ Support and Website

DEQ will post agenda and meeting materials on the Advisory Committee website in advance of the meeting. DEQ administrative staff will provide meeting summaries that highlight committee discussions, different perspectives and input of committee members. DEQ will not prepare a formal

committee report. DEQ will send draft meeting summaries to the Advisory Committee for review and input. Final meeting summaries will be posted to the Advisory Committee website and will be part of the public record.

The Advisory Committee charter, a full roster of the committee, meeting agendas and summaries, and background materials will all be located on the Advisory Committee webpage oregon.gov/deq/rulemaking/Pages/WasteTire2022.aspx.

Committee Meetings

All committee meetings will be:

- Open to the public, although the committee can choose whether the public can actively participate in committee meetings.
- Advertised on DEQ's webpage calendar two weeks before the meeting at [DEQ Event Calendar](#).
- [Noticed by email](#) to the Waste Tire GovDelivery list.
- Accessible via a call-in number or webinar.

The committee is expected to meet on April 29, 2022, and May 31, 2022, virtually. The meeting duration times above may vary depending on topics and committee progress. Meeting materials, agenda and webinar information will be posted to the Advisory Committee webpage.

Decision Making

The Advisory Committee will not make policy decisions. The committee's discussions will be used by DEQ in forming its draft rule, which will then be proposed for broader public review and comment as part of DEQ's rulemaking process.

When DEQ shares information with the group, DEQ will allow a reasonable timeframe for comments.

Membership

In convening this committee, DEQ selected members that reflect the range of stakeholders the proposed rules affect, both directly and indirectly. Representatives should be able to consider the policy, fiscal and economic impact of the proposed standard on the business or organization they represent.

Advisory Committee Membership	
Committee Members	
Name	Affiliation
Sandy Blalock	Automotive Recyclers Association
Darrell Fuller	Northwest Auto Trades Association
Mark Bartee	Schnitzer Steel Industries
Hank Doane	PNW Metal Recycling, Inc
Chandos Mahon	Tire Disposal & Recycling
Larry Purdy	Oregon Department of Motor Vehicles
Chad Hawkins	Office of the Oregon State Fire Marshal
Chad Centola	Deschutes County Solid Waste
Jeff Bishop	Lane County Public Works
Mary Jaron Kelley	North Portland Neighborhood Services, Office of Community & Civic Life
Mary Peveto	Neighbors for Clean Air
Paige Hopkins	Beyond Toxics

Public Records and Confidentiality

Committee communications and records, such as formal documents, discussion drafts, meeting summaries and exhibits are public records and are available for public inspection and copying. DEQ does not assume responsibility for protecting proprietary or confidential business information shared during committee or subcommittee meetings. However, the private documents of individual committee members generally are not considered public records if DEQ does not have copies.

Information Exchange

Committee members will provide information as much in advance as possible of the meeting at which such information is used. The members will also share all relevant information with each other to the maximum extent possible. If a member believes the relevant information is proprietary in nature, the member will provide a general description of the information and the reason for not providing it.

Public Involvement

All meetings will be open to the public. The committee can choose whether to allow public input during a committee meeting. DEQ may set aside time for the public to speak.

Once the committee process is complete, DEQ will develop draft rules and conduct a public rulemaking process. That process will include a specified period during which the public can submit comments on the proposed rules. DEQ will also hold a public hearing during which any member of the public can submit written or verbal comments. Individual committee members may provide comments to DEQ on the full draft rule at this time. DEQ may modify the final proposed rules based on public comment. DEQ intends to take a final proposed rule to the EQC for consideration at its first meeting of 2023.

DEQ Contacts

Primary Contact: Brian Stafki, brian.stafki@deq.oregon.gov

Alternate Contact: Bob Barrows, bob.barrows@deq.oregon.gov