



Oregon Paint Stewardship Program Plan Amendment

January 30, 2017



PREPARED BY:

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SUBMITTED TO:

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Introduction

January 30, 2017

This document proposes an amendment to the Oregon Architectural Paint Stewardship Program Plan 2015 – 2017. Its purpose is to change the section of the Program Plan that discusses a Post-Consumer Paint Reduction Study (Section 5, pages 40-41) to match the current activities and timeline now being pursued.

We thank the Oregon DEQ for its consideration of this program plan amendment.

Sincerely,

A handwritten signature in blue ink that reads "Jeremy Jones". The signature is written in a cursive, flowing style.

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Amendment: Post-Consumer Paint Reduction study timeline

SUMMARY

This amendment updates the timeline for completing a study that seeks to develop and measure source-reduction strategies and goals.

CITATION

PaintCare is required by ORS 459A.835 Section 1(c) to submit to the Director of the Department of Environmental Quality for approval an amendment when it makes a change to the goals that were approved by the director as part of the plan.

SECTION CHANGED

Section 5 (Post-Consumer Paint Reduction Study, page 40-41)

EXISTING TEXT

National Project Team

PaintCare will invite representatives from state and local governments from all PaintCare states and form a National Project Team within 60 days of Program Plan approval. The Project Team will include representatives of the DEQ. DEQ will determine if the proposed outcome is acceptable in the Oregon Program Plan. The Project Team, which will be coordinated by the facilitator, will provide input to the project so that the end result addresses the interests of all stakeholders. The project team will work to develop a consensus among all PaintCare states. The cost of the project will be shared by all PaintCare states based on their relative population (per PaintCare's corporate allocation policy).

Request for Proposals

PaintCare will issue a request for proposals (RFP) for a post-consumer paint reduction study within 90 days of forming the Project Team. The project team will provide input to PaintCare as to what to include in the RFP. At a minimum the RFP will solicit proposals for the consultant to do the following:

(1) Develop a way to measure the amount of paint that is leftover. This will be expressed as a percentage of paint sold at a given point in time. Previous studies have concluded that approximately 10% of paint sold goes unused. Because the paint reduction study will aim to eventually set goals to reduce this percentage, the first step towards setting goals is to develop a scientifically defensible and reproducible method for measuring the percentage of paint that is leftover.

- (2) Establish a baseline volume by applying the methodology to Oregon or a region of the state, as recommended by the consultant.
- (3) Establish a timeline, frequency, and rationale for repeating the measurement in order to evaluate any change in the percentage of leftover paint.
- (4) Identify the reasons that people have leftover paint and suggest strategies that can be used to reduce the volume of leftover paint.
- (5) For each reduction strategy, estimate the maximum potential waste reduction, and propose an overall waste reduction goal in terms of percentage of paint sales.
- (6) Make a recommendation to PaintCare on which strategies to implement, including timelines and per gallon costs for implementing each recommendation.

Select Consultant

PaintCare will allow 60 days for consultants to submit proposals. The Project Team will form a subcommittee that will include the DEQ to help with the selection process, and will review, analyze, and select a consultant within 30 days of the proposal submission deadline.

Conduct Study

The selected consultant will propose a timeline. Following approval by PaintCare and the DEQ on the proposed timeline, the consultant will conduct the study and document their work in a final report. Upon successful completion of the study, PaintCare will establish a numeric goal and submit this in a proposed Plan amendment for the DEQ approval within 30 days of the completion of the consultant's final report. If the consultant reaches the conclusion that it is not possible to establish a numeric baseline or source reduction goal, PaintCare, in conjunction with the Project Team will develop alternatives for assessing source reduction, establish a source reduction goal, and submit this as a Plan amendment for DEQ's approval within 60 days of the completion of the consultant's final report. Irrespective of the establishment of a numeric goal through the RFP process, PaintCare will implement a source reduction strategy or strategies as recommended by the project team.

PROPOSED TEXT (text changes highlighted)

National Project Team

In 2015 and 2016, the National Project Team, a group of representatives from state and local governments from all PaintCare states, engaged in two RFP processes. In the first RFP process, there was a consensus conclusion that no single response was satisfactory; the second process led to a

consensus that there was merit in moving forward with some of the proposed components. The group agreed to review and rank individual proposed project components that could together provide more information on source reduction and lead to establishment of a baseline.

The group identified four components (in-home observation, sampling of existing infrastructure, review of existing data/interviews/point-of-purchase survey, and a statistical model) that it believes are feasible and may provide value in developing a source reduction baseline, and as strategies to achieve source reduction. PaintCare proposes selecting a consultant, in consultation with DEQ, to validate the feasibility and value of the four components, refine these components as needed, and to develop a project plan, cost estimate, and timeline. PaintCare will enter into a contract with the consultant to complete the agreed upon scope of work.

Conduct Study

The Project Team will convene after receipt of the consultant's recommendations to agree upon the best path for continuing forward. Following approval by PaintCare and the DEQ of the proposed project plan, project cost and timeline, a consultant will implement the project plan and document their work in a final report. The National Project Team, including PaintCare and DEQ, will review the final report and come to consensus on the source-reduction projects that should be implemented as part of the Oregon PaintCare program, with the intent that the project(s) will establish a numeric baseline and source reduction goal. The selected project(s) will then be submitted to Oregon DEQ within 60 days as a Program Plan amendment.

Supporting Documentation

DETAILED TIMELINE FOR COMPLETION

PaintCare proposes the following timeline for completion. PaintCare reserves the right to modify this timeline based on the availability of the selected consultant, and in agreement with OR DEQ:

1. **November-December 2016:** Review of proposed amendment by OR DEQ.
2. **January-February 2017:** Agree on consultant to solicit validation of four project components recommended by the National Project Team. Following input from the National Project Team, send proposal to selected consultant and request a cost estimate and proposed timeline. Proposal is negotiated with consultant and agreement/scope of work signed.
3. **2nd Quarter 2017:** Consultant executes project plan, conducts analysis, and submits a final report and slide presentation. Facilitator organizes a National Project Team call to discuss results and seek consensus on which projects should be pursued.
4. Within 60 days of the Project Team's selection of projects, PaintCare will submit another Program Plan amendment for DEQ approval.