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July 5, 2018

Blake Bennett, PhD
Materials Management Section
Oregon Department of Environmental Quality
700 NE Multnomah St, Suite #600
Portland, OR 97232

Dear Blake,

Please find attached to this letter PaintCare's responses to DEQ's follow-up questions from the April 3, 2018, submission of PaintCare Oregon's annual report. While we have attempted to fully address each question, you may always contact me if you need further detail.

Sincerely,

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

Jeremy Jones
West Coast Program Manager
PaintCare

There are comments embedded in the annual report submitted on April 3, 2018. Below is a list of items we specifically wanted to highlight or were not included in the report. If you are unable to update or include an item as it pertains to each one below, it should still be noted in the report and describe any actions that will be taken.

1) In section A1, table: **GALLONS OF PAINT COLLECTED BY TYPE AND REPORTING PERIOD**

- a. The table includes adjustments as described in section A2; in table A1, indicate the values that are adjusted clearly and explain why.

In an attempt to avoid overwhelming the reader, PaintCare provided a separate table on page 14, along with detailed explanations for each adjustment. To assist in discerning these changes, we have prepared a reproduction of table A1 showing adjusted values in a single table.

	OIL-BASED GALLONS	LATEX GALLONS	TOTAL GALLONS	PREVIOUSLY REPORTED TOTAL GALLONS	SCALE CALIBRATION ADJUSTMENT	DRY PAINT ADJUSTMENT	CONVERSION METRIC ADJUSTMENT	NET ADJUSTMENT
July - December 2013	99,715	212,624	312,339	-	-	-	-	-
January - December 2014	175,088	491,358	666,446	674,425	-40,812	+32,833	-	-7,979
January - December 2015	176,438	580,263	756,701	770,488	-48,340	+34,553	-	-13,787
January - December 2016	161,156	602,997	764,153	717,898	-7,465	+35,143	+18,567	+46,255
January - December 2017	186,201	624,543	810,745	-	-	-	-	-

2) When submitting the report, also include all appendices

For future reports, PaintCare will include all appendices with the official submission. The full version including appendices is always published simultaneous to submission to DEQ on PaintCare's website at: <https://www.paintcare.org/or/#/official-docs>

3) There is an agreement for a supplemental financial summary to be provided to DEQ. Please send the financial summary.

PaintCare provided this information to DEQ soon after this request was received, and will provide alongside the annual report submission in 2018 and thereafter.

4) For 459A.842(1)(d) - An estimate of the total weight and disposition of all paint containers collected by the program.

- a. The report only described recycling of containers; no other methods were described. Describe the number/and or percent and how the paint containers that were not recycled were disposed.

It is PaintCare's understanding that the data submitted in previous years to estimate paint container recycling was sufficient. PaintCare is happy to discuss with DEQ its data needs for

future reports.

- 5) *For 459A.842(1)(j) - An evaluation of the operation of the program's funding mechanism. The report listed the price to be collected per container sales and the amount of containers sold.*
- a. This is not an evaluation of the operation. The audit reported a pilot project is underway testing remittance of fees. Please describe that here and update on its status.

PaintCare has observed no deficiency in the funding mechanism and system to receive sales reports and payments from manufacturers and stated such on page 21 of the 2017 annual report. Similar language has been present in each annual report.

With respect to PaintCare's pilot testing of remittance of fees, initial results have been positive and have not raised any red flags. PaintCare is happy to make staff most familiar with the project available to DEQ for a follow-up discussion.

- 6) *For 459A.842(1)(k) - Samples of educational and outreach materials provided to consumers of architectural paint, an evaluation of the methods used to disseminate those materials and an assessment of the effectiveness of the education and outreach, including levels of waste prevention and reuse;*

- a. The report listed the materials distributed; this is not an evaluation of the methods used to disseminate the education and outreach materials.

The evaluation referenced is present on page 25 of the annual report, in a format agreed to previously by PaintCare and DEQ under the header "POS Material Awareness Measurement".

- b. As it pertains to the effectiveness of the outreach material, the survey does not address reuse and will need to be modified in the future. The waste prevention questions will also likely need to be modified. The focus seems to be on methods used by individuals to estimate how much to buy.

PaintCare believes that this is a topic being addressed presently in the context of a revision to the program plan.

- 7) *For 459A.842(1)(m) A description of the activities undertaken to achieve, and the progress made toward achieving, the program goals as provided for in the program plan;
**Based on the 459A.827 Plan for architectural paint stewardship program;
requirements; exemptions; assessment.***

(2) The plan must:

(c) Establish and provide for the development and implementation of goals to reduce the generation of post-consumer architectural paint, including goals for:

(A) Reducing the amount of post-consumer architectural paint that is generated in this state;

(B) Increasing the recycling rate for latex paint; and

(C) Increasing public awareness of the architectural paint stewardship program.

As it relates to "A", no activities undertaken and progress made towards achieving were described. For "B", the goal for recycling was described, but the actions taken to achieve it need to be further explained. For "C" the actions taken are clear, but the goal to be achieved is not described.

PaintCare believes that these are topics being addressed presently in the context of a revision to the program plan.

- 8) *For 459A.842(1)(n) Notification to the director of any additional proposed changes to the operation of the program for the following calendar year, or a statement that the stewardship organization intends to continue to implement the program in the manner approved by the director under ORS 459A.832.*

No statement was included, please include one

PaintCare intends to continue to implement the program in the manner approved by the director.

- 9) In Appendix D: Three underserved areas are listed as nothing done; the description of activities or plans to serve these areas should be included

Each year, PaintCare contacts representatives from each county to review local paint collection needs, underserved areas and requests for assistance. Three key alternatives to events in underserved areas are proffered: (a) exploration of suitable partners for permanent sites; (b) review of how underserved areas can leverage the large volume pickup service; and, (c) use of media to raise awareness of the nearest drop-off opportunities.

PaintCare has learned from these conversations that rural residents often drive long distances to acquire their paint (and do the bulk of their other shopping) in regional hubs. For example, participants at a PaintCare drop-off event in Christmas Valley reported that they tend to do their shopping nearly 100 miles away in Bend, even though La Pine is actually 30 miles closer. Based on this insight, we will be working with our rural partners to identify the most efficient means to raise awareness of PaintCare drop-off sites, both in the immediate vicinity and in cities that serve as regional shopping destinations.

Note: While the above language describes activities and plans to assist underserved areas in Oregon, as conducted in 2017, this language could also be adapted for use in the upcoming revision of the program plan, as it describes an approach that should be applicable to the present year and beyond.