



# Meeting 4: Technical Workgroup for Recycling Acceptance Lists

## Recycling Modernization Act, Rulemaking 3

Feb. 19, 2026

Held online via Teams

# Meeting logistics and protocol

Please keep your microphone on mute when not speaking; if not a workgroup member please keep camera off to limit disruptions

Committee members and DEQ staff are here as participants, audience as observers

- Public input is scheduled for 12:45 p.m., sign ups to occur at that time

For each meeting, please:

- Stay focused on the specific agenda topics for each meeting
- Comment constructively and in good faith
- Treat everyone and their opinions with respect
- Allow one person to speak at a time

All times are approximate

# Agenda

Time	Topic
11:00 a.m.	<b>Welcome, introductions and agenda review</b>
11:05 a.m.	<b>Update from DEQ: Draft rule concepts</b> Short presentation from DEQ summarizing feedback from Jan. 27, 2026, Rulemaking Advisory Committee discussion of rule concepts. Includes follow-up from on topics including paint packaging and pressurized cylinders.
11:15 a.m.	<b>Facilitated discussion: Exclusion of “automotive fluid” packaging</b> Discuss options for language to exclude from existing plastic packaging acceptance lists some automotive fluid packaging (e.g., motor oil packaging) without a blanket exclusion of all automotive fluid packaging
11:50 a.m.	<b>Facilitated discussion: Aerosol containers</b> Short presentation from DEQ to present a draft framework for a rule concept relating to aerosol containers. Facilitated discussion of framework including key elements and potential options.
12:45 p.m.	<b>Public input</b>
12:55 p.m.	<b>Next steps</b>
1:00 p.m.	<b>Adjourn</b>

# Update: Draft rule concepts



## Pressurized cylinders

- Include acceptance at HHW events
- Exclude scrap value of metal from reimbursement
- Limit reimbursement of disposal of contents to “as if” they were non-hazardous solid waste

## Plastic paint packaging

- Exclude all plastic paint packaging?

# Discussion: Exclusion of “automotive fluid” packaging

## Current rule language:

OAR 340-090-0630(2)(j):

Plastic that fits loosely in the generator’s provided on-route collection container, excluding any such items that was used to contain or store motor oil, antifreeze, **or other automotive fluids**, pesticides or herbicides, or other hazardous materials (flammable, corrosive, reactive, toxic), as follows:

OAR 340-090-0630(3)(e):

Plastic buckets and pails made of HDPE (#2) or PP (#5) and the lids of such items, but excluding such items if used to contain or store motor oil, antifreeze, **or other automotive fluids**, pesticides or herbicides, or other hazardous materials (flammable, corrosive, reactive toxic);



Image: Some types of “automotive fluids”

# Discussion: Exclusion of “automotive fluid” packaging, frameworks for amendments

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## Framework options considered:

1. Exclusions based on physical characteristics or ingredients (or some combination)
2. Exclusions based on product-specific listings
3. Exclusions based on intended use in an engine, with a short(er) list of products excepted from the exclusion based on plastic recyclers' acceptance

## Issues or complications:

1. What would be the appropriate thresholds, concentrations or definitions?
2. Are there trade/commerce issues, and how many (hundreds?) of products would be listed?
3. Are there definitional issues, trade/commerce concerns or potential loopholes created that result in adverse human health or environmental outcomes?

# Discussion: Exclusion of “automotive fluid” packaging, potential amendments

## Potential updated language: OAR 340-090-0630(2)(j)

“Plastic that fits loosely in the generator’s provided on-route collection container, excluding any such items that ~~was~~ **were** used to contain or store motor oil **or other products intended to go into an engine or tank, excepting diesel exhaust fluid and windshield washer fluid,** ~~antifreeze, or other automotive fluids, pesticides or herbicides,~~ or other hazardous materials (**which are** flammable, corrosive, reactive, **or** toxic), as follows:”

## Additional changes (not seen on screen)

- Aligned changes in OAR 340-090-0630(3)(e)
- Changes that align with amendments for antimicrobial pesticides/herbicides
- Definitions added to OAR 340-090-0630(1) for “flammable”, “corrosive”, “reactive” and “toxic”

# Discussion: Exclusion of “automotive fluid” packaging, potential amendments, workgroup questions

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1. Generally, do the proposed revisions bring the rule language closer to a better state than the current rules, knowing future changes are likely as the system matures?
2. Are there other specific automotive-related fluids that should be included in the rule language (as exceptions like DEF and windshield washer fluid)?
3. Are there recommendations for the sources of new definitions to be added for “flammable”, “corrosive”, “reactive” and “toxic”?

# Discussion: Aerosol containers (context)

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## Existing rules

- Included on PRO recycling acceptance list
- Robust convenience standard
- Performance standard requires:
  - Screening to exclude non-VSQGs;
  - Management to universal waste standards;
  - Aerosols must be punctured and contents “safely removed, characterized and managed in accordance with applicable hazardous waste standards where appropriate”

Forthcoming (2027) CAA proposal to on-ramp “empty” aerosols to the Uniform Statewide Collection List

# Discussion: Aerosol containers

## Eight members of the “aerosol family”

**Aerosols from households**

	“Empty” (per user)	Not empty
Lower-risk contents		
Higher-risk contents		

**Aerosols from VSQGs (very small quantity generators)**

	“Empty” (per user)	Not empty
Lower-risk contents		
Higher-risk contents		

# Discussion: Aerosol containers (draft framework)

- Maintain aerosol containers (all 8 options) on PRO Recycling Acceptance List
- Convenience standard:
  - Require PRO to compensate for acceptance of all aerosols collected at permitted solid waste sites, Tribal solid waste sites and HHW collection events, “where possible”
  - No other collections required
  - Collection sites would choose which (if any) of the eight types of aerosols they accept and recycle
  - Define allowable and costs for compensation; cap compensation at practicability benchmark
    - Allowable costs include acceptance for recycling, triage/sorting, treatment for recycling, disposal of contamination/residue “as if” solid waste, transport to end market
    - Non-allowable costs include hazardous waste management fees, post-triage transport and disposal of aerosols not recycled
  - Remove prohibition on charging for acceptance
- Performance standard:
  - Remove requirement that aerosols (HHW only?) be managed as universal waste
  - Remove requirement that (HHW only?) aerosols be punctured with contents removed and characterized
  - Prohibit disposition at shredders that lack advanced environmental protection?

# Discussion: Aerosol containers (specific questions)

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- Should the performance standard require any aerosols from VSQGs collected under this program to be managed to universal waste standards or full RCRA standards?
- If aerosols are collected at depot sites, are there certain members of the “aerosol family” that DEQ should prohibit from being sent to shredding operations?
  - All shredding options?
  - A subset of shredding operations that pose higher risk to the environment? (And if so, how might rules distinguish between “higher risk” and “lower risk” facilities?)

# Discussion: Disposition of depot-collected aerosols

Which members of the “aerosol family” might go to shredding operations?

**Aerosols from households**

	“Empty” (per user)	Not empty
Lower-risk contents	Any shredder?	Any shredder? Some*?
Higher-risk contents	Any shredder? Some*?	Some*?

\*Some = shredders with lower risk to the environment

**Aerosols from VSQGs (very small quantity generators)**

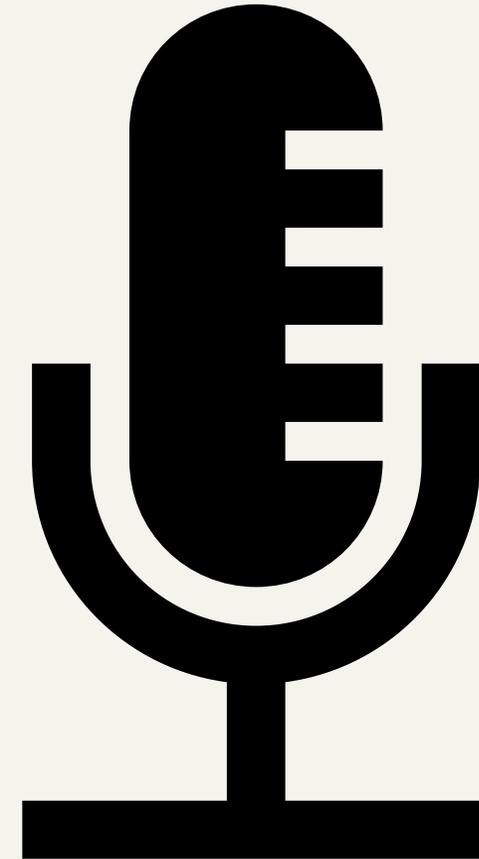
	“Empty” (per user)	Not empty
Lower-risk contents	None to shredders?	None to shredders?
Higher-risk contents	None to shredders?	None to shredders?

# Public input

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- Please use the “raise hand” function to indicate your request to speak
  - Or: Send a chat to Stephanie Caldera if you can’t access this function
- Please limit your statements to 1-2 minutes
- This is not a formal public comment opportunity

Copies or supporting materials can be emailed to Stephanie Caldera, through rulemaking email:  
[RMARulemaking3@deq.Oregon.gov](mailto:RMARulemaking3@deq.Oregon.gov)



# Other opportunities for public involvement

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- Sign-up for email updates ([GovDelivery](#))
- Review meeting materials and agendas
- Provide brief input during or after each meeting
- **Submit formal comments on draft rules in September 2026**



# Upcoming meetings and next steps

## Recycling Council meetings

- Equity and Outreach Subcommittee discussions on Recycling Materials Lists: March 9 and 10, 2:30-4 p.m.
- Council regular meeting: March 18, 9 a.m. to 12 p.m.

## Rulemaking Advisory Committee Meetings

- Meeting 3: March 30, 1-4 p.m.
- Meeting 4: May 27, 1-4 p.m. – Recycling Materials Acceptance Lists scheduled for discussion

Feedback: [RMARulemaking3@deq.Oregon.gov](mailto:RMARulemaking3@deq.Oregon.gov)

# DEQ contact information

Workgroup lead: David Allaway

- Email: [David.Allaway@deq.oregon.gov](mailto:David.Allaway@deq.oregon.gov)

Rulemaking project manager: Stephanie Caldera

- Rulemaking email: [RMARulemaking3@deq.oregon.gov](mailto:RMARulemaking3@deq.oregon.gov)

- [Technical Workgroup website](#)

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