



# Local Government Compensation

## Background Paper for August 18, 2022, Oregon Recycling Council Meeting

### **Background**

DEQ is preparing to implement new requirements about local government compensation under ORS 459A.890 (Section 13 of the Recycling Modernization Act) including drafting rules and conducting outreach to local governments. The Producer Responsibility Organization (PRO) will be responsible for providing local governments or their services providers advanced funding or reimbursement to support various aspects of the recycling process.

### **Approach**

There are two rulemakings planned, and DEQ is proposing that rules related to local government compensation be addressed via both rulemaking periods. The first rulemaking is planned for July 2022 through February 2023, and draft rules concepts on this topic will be presented at the September 28, 2022 Rulemaking Advisory Committee meeting. DEQ is currently:

- Drafting rules that outline the methods and conditions the PRO will follow for providing compensation to local governments or the local government's service provider:
  1. Transporting covered commingled recyclable materials from recycling depots and recycling reload facilities to the closest responsible end-market or commingled recycling processing facility (Rulemaking period #1).
  2. Conducting periodic expansion-of-service needs assessments and expanding recycling services based on the assessment findings (Rulemaking period #1).
  3. Conducting contamination assessments (Rulemaking period #2).
  4. Documenting expenses for reimbursement requests (Rulemaking period #1)
  5. Providing a method for local governments and service providers to return any unused funding to PRO (Rulemaking period #1)

To educate local governments about the law and new opportunities and requirements and to understand their desires around expanding recycling services, DEQ is currently:

- Preparing to conduct initial outreach with cities, counties and service providers statewide to introduce the requirements and opportunities afforded under the Recycling Modernization Act.
- Contracting with a consultant to help with outreach in 2022, conducting the initial local government needs assessment in early 2023. The needs assessment must be completed by July 1, 2023.

### **Announcements and updates**

Sign up for DEQ's GovDelivery [email list](#).

### **Alternate formats**

DEQ can provide documents in an alternate format or in a language other than English upon request. Call DEQ at 800-452-4011 or email [deqinfo@deq.oregon.gov](mailto:deqinfo@deq.oregon.gov).

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