



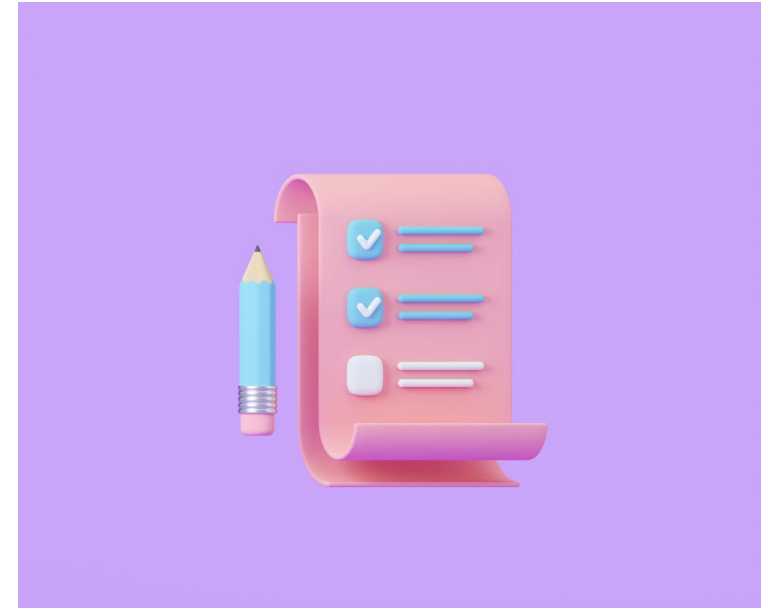
Oregon's Responsible End Market Policy

An Overview of the Basics – Webinar 1

Sept. 11, 2025

Agenda

- DEQ presents:
 - Brief intro to the Recycling Modernization Act
 - An overview of the REM policy
- CAA presents:
 - Introduction to the PRO
 - Instructions on self-attestation
 - Upcoming deadlines



Today's Presenters/Facilitators



Justin Gast, Materials Management Specialist, DEQ



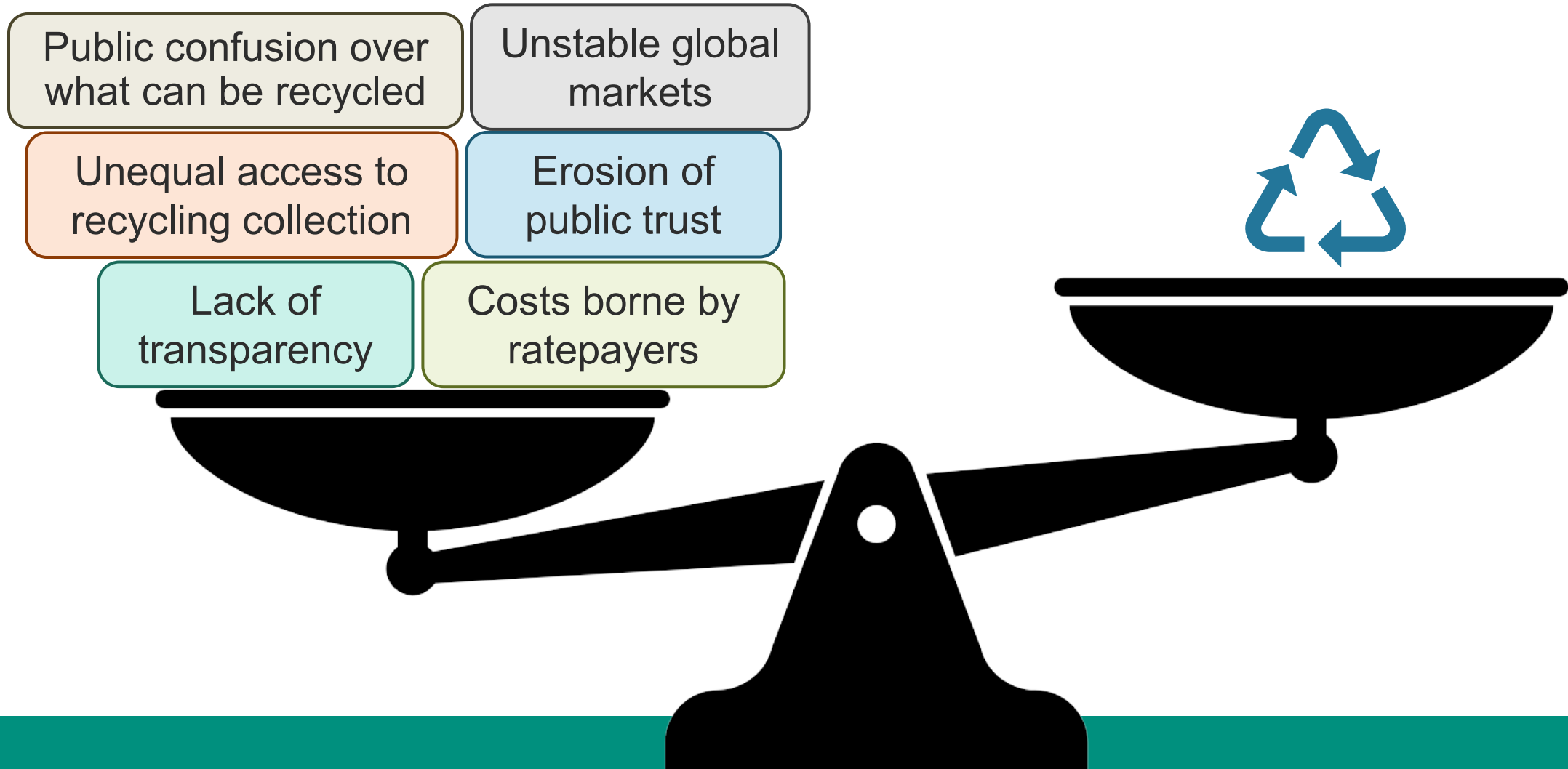
Nicole Portley, PRO Plan Lead, DEQ



Pierre Benabidès, Technical Advisor – REMs, CAA

Background About Oregon's Law

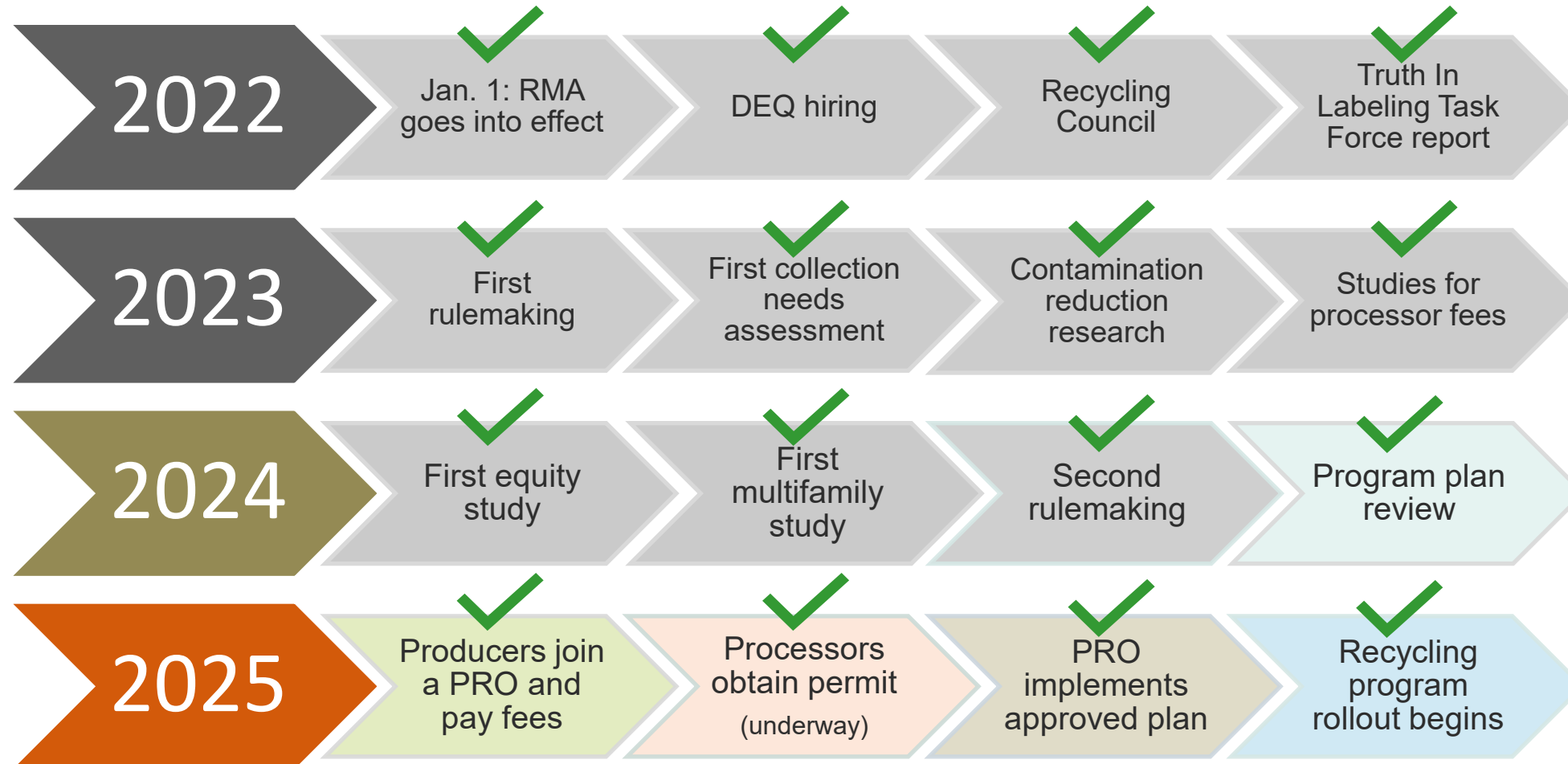
Why the Recycling Modernization Act?



Developing the RMA



RMA Implementation Milestones



How it Works



Approved PRO



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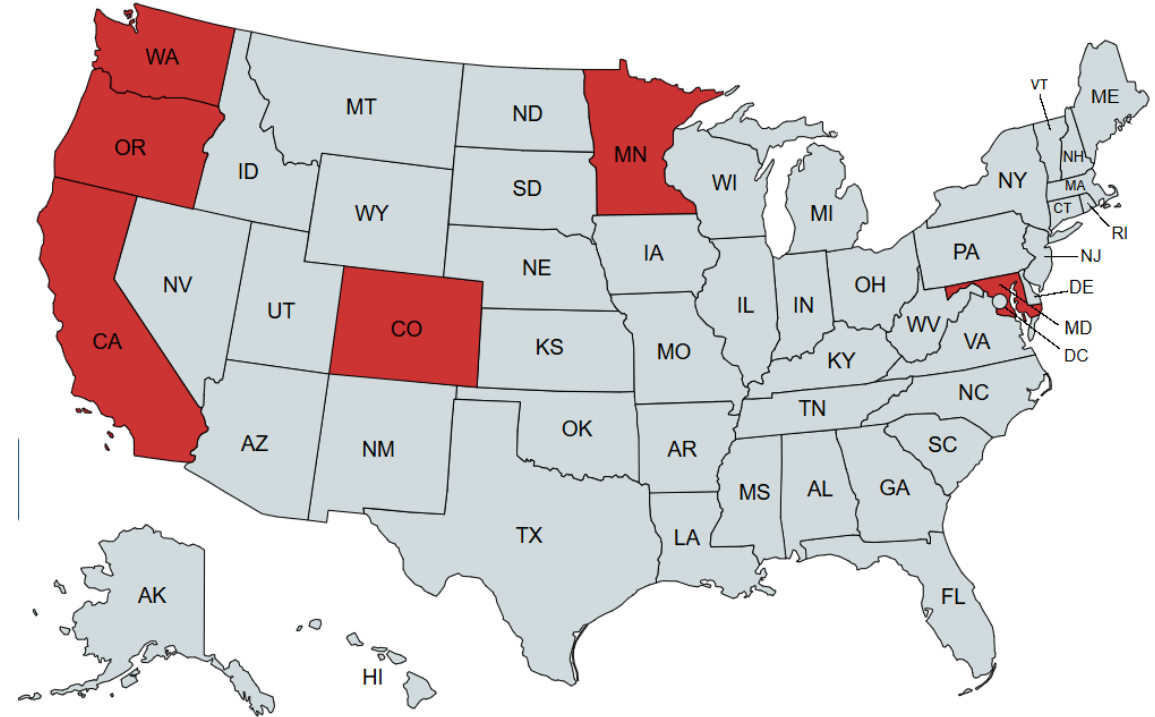
Responsible End Markets – An Overview

Waste Trade Crisis of the 2010s



Global Policy Responses

- Basel Convention (188 out of the world's 193 countries plastic amendment (2019)
 - Ban on mixed polymer bale exports
 - Prior informed consent from importing nation required for other plastics exports
 - Contamination limits
- United States response (not a Basel signatory)
 - Responsible end market policy in **six states**



REMs in Oregon: Statute, Rule, Plan

	PRO	MRFs	Both MRFs & PROs
Statute	<u>ORS 459A.896(2)</u> <u>ORS 459A.869(7)</u> <u>ORS 459A.887(6)</u>	<u>ORS 459A.955(2)(h)</u>	
Rule	<u>OAR 340-090-0670</u>	<u>OAR 340-096-0310</u>	<u>OAR 340-090-0710(4)</u>
Program Plan	<u>Pg 141-168</u>		

- Statute establishes joint REM responsibility and disposition reporting obligations.
- Rule establishes
 - what facilities are subject to the “responsible” standard (defines “end market”)
 - the definition of “responsible,” at a high level
 - steps for ensuring facilities meet the “responsible” standard and timelines
 - requirement to audit across facilities, details of disposition reporting
- Program plan contains the detailed “responsible” standard

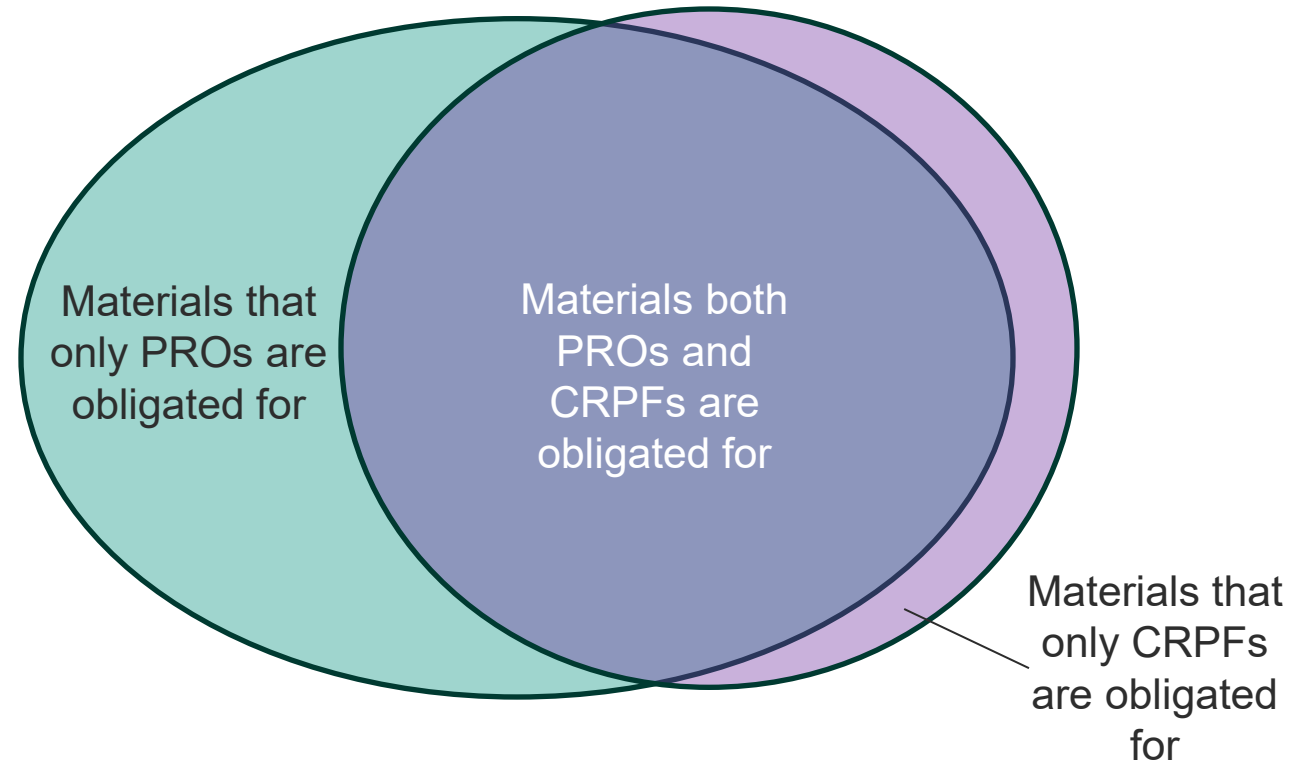
REM Definition in Oregon Statute

“Responsible End Market” Definition (ORS 459A.863(29)):

“a materials market in which the recycling or recovery of materials or the disposal of contaminants is conducted in a way that benefits the environment and minimizes risks to public health and worker health and safety.”

REM Joint Obligation in Oregon Statute

- Joint obligation for most materials marketed by commingled recycling processing facilities (CRPF)
- If obligated, PRO/CRPF has to ensure that the material goes to a responsible end market
- CRPFs must fulfill their obligation through either certification of markets or reporting disposition
- PRO obligation is to the extent practicable.



REM Rules: Defining “End Market”



Glass
bottle maker



Metal
re-melter



Paper
pulp mill



Plastic for food and
beverage packaging
and children's
products
maker of the next
product

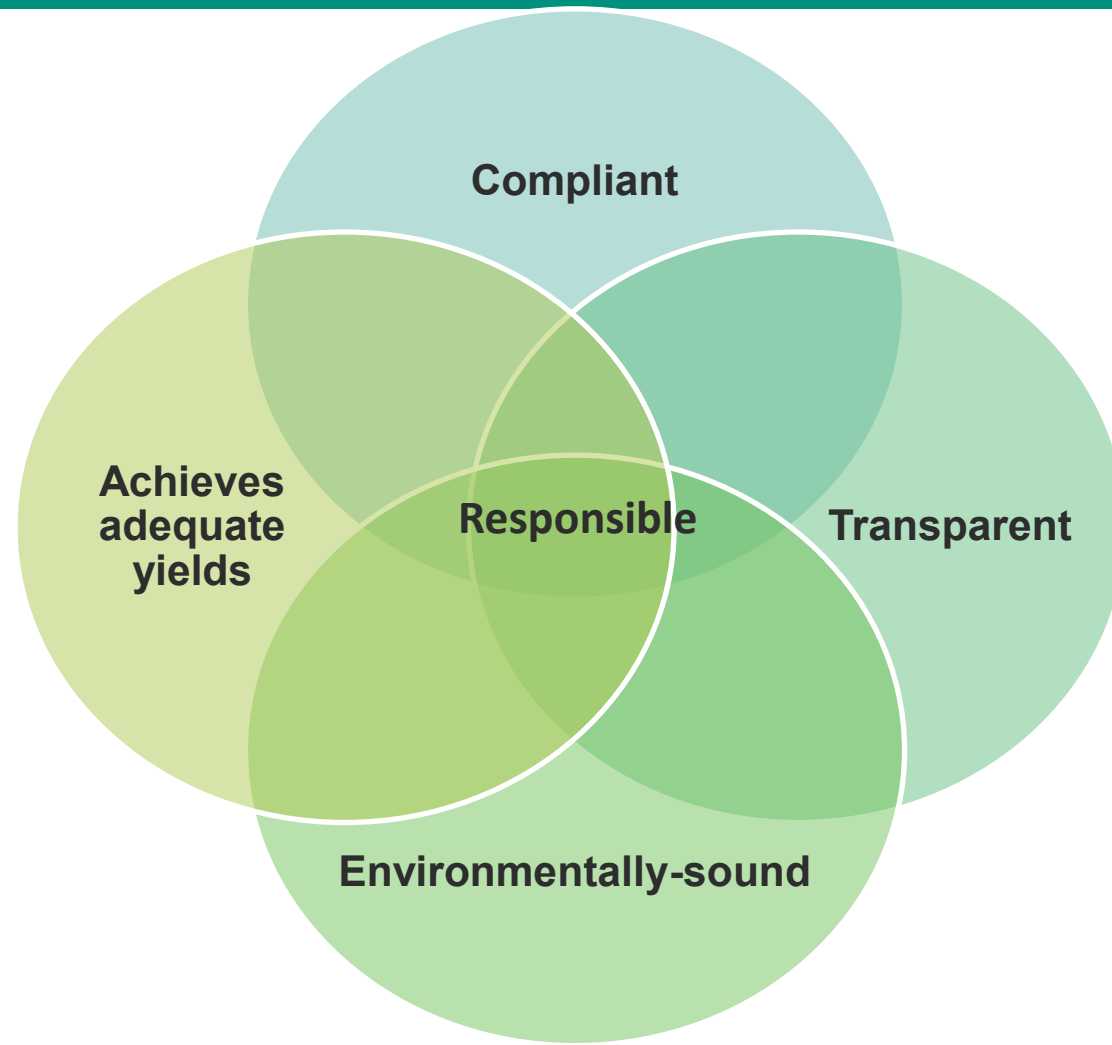


Plastic for all other
applications
producer of pellet
or flake

“a materials market in which the recycling or recovery of materials or the disposal of contaminants is conducted in a way that benefits the environment and minimizes risks to public health and worker health and safety.”

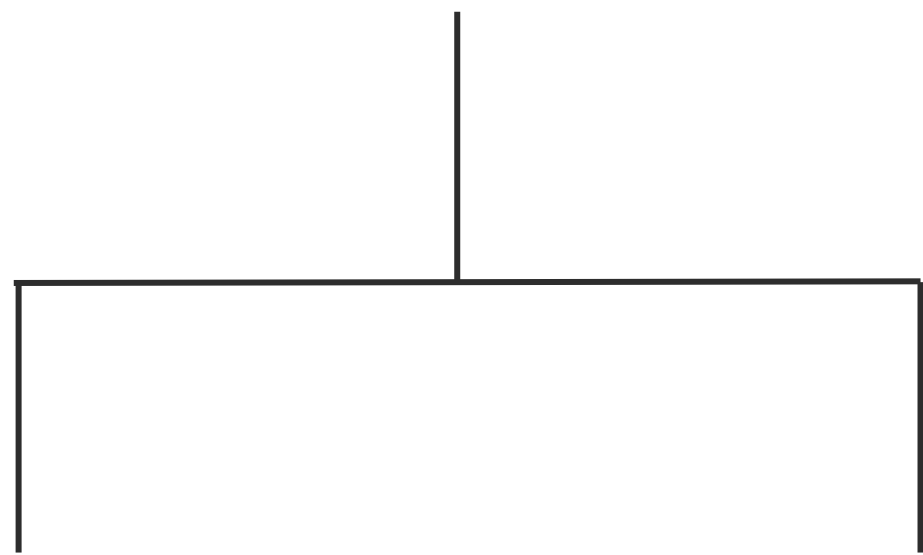
Legislative intent to restore public confidence in recycling.

REM Rules: “Responsible” Standard Elements




REM Rules: How Markets Attain Responsible Status

1. Self Attestation



2a. PRO Verification

2b. 3rd-Party, EQC-Approved Certification



Oregon Department of Environmental Quality

Oregon Responsible End Markets Screening and Self Attestation Form

Materials Management Program

700 NE Multnomah Street, Suite 600, Portland OR, 97230

Pursuant to Oregon's Recycling Modernization Act and Oregon Administrative Rule 340-090-0670, all businesses or entities that receive processed recycled material from an Oregon commingled recycling processing facility or collection program must be screened as "responsible" prior to receiving Oregon material. To continue receiving Oregon material, please complete this form and provide written verification and corroborating documentation that your facility meets responsible end market standards.

Instructions

Only one form is required for each business or entity that receives processed material. If you have already provided a completed form to the Oregon DEQ, you will not need to complete a second form. Please provide a copy of the initial form to the individual who sent you this form. If you have any questions please reach out to: Nicole Portley, Nicole.Portley@deq.oregon.gov.

Facility Information

Facility Name:

Facility Address:

Physical Address

City

State/Province

Zip

Country

SWDS Permit No:
(if applicable)

Date:

(e.g. 1234)

MM-DD-YYYY

What role does your facility have in the processing of recyclable packaging materials generated in Oregon? (select all that apply). See the definition section on the last page.

☐ Broker/Importer

☐ Secondary Processor

☐ Disposal

☐ End Market Type:

(e.g. mill, reclaimer, converter)

(Please explain)

Translation or other formats

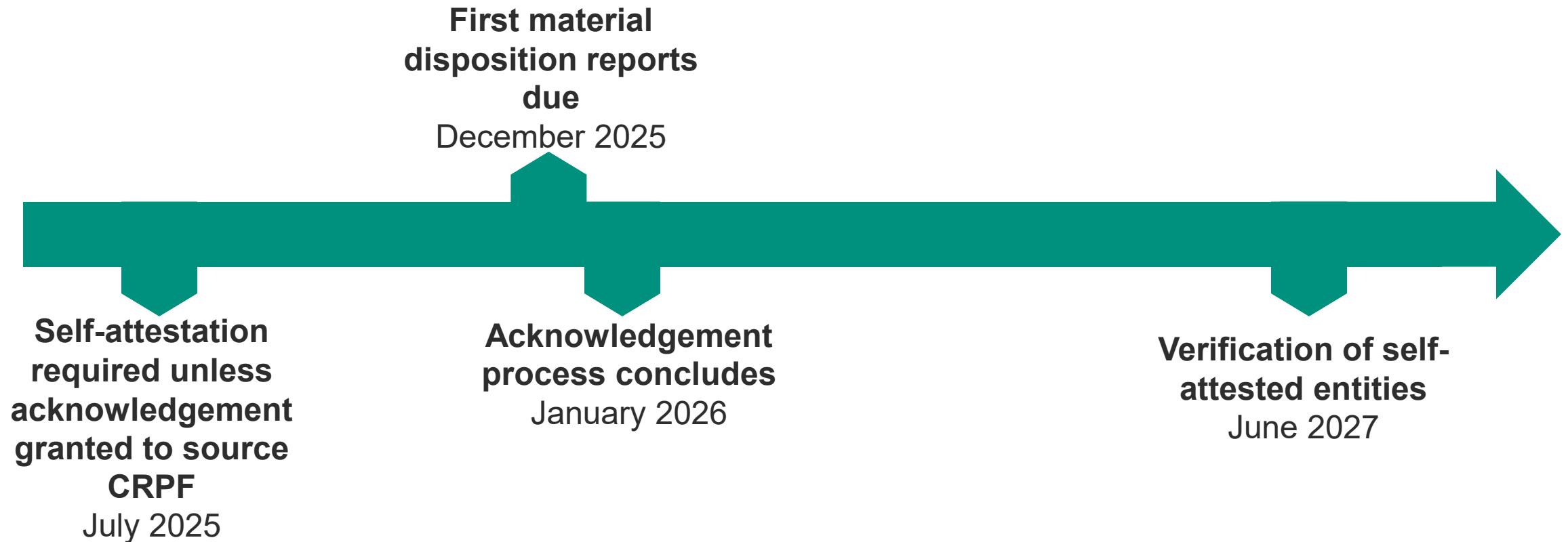
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800-452-4011 | TTY: 711 | deqinfo@deq.oregon.gov

State of Oregon

DEQ Department of Environmental Quality

REM Rules: Deadlines



Timing: Key Policies Applicable to Asian Export Markets

	Europe's Waste Shipment Regulation	Oregon's Recycling Modernization Act	California's Plastic Pollution Prevention and Packaging Producer Responsibility Act	Washington's Recycling Reform Act
Significant Initial Requirements	Feb 21, 2025: non-OECD countries must petition to continue receiving recyclables from EU	July 1, 2025: all facilities must self-attest	June 15, 2026: All end markets that will receive program materials have to be reported in the program plan.	n/a / TBD
Disposition / End Market Reporting	May 21, 2026: DIWASS electronic reporting system launches.	December 15, 2025: first disposition reports due.	July 1, 2027: all end markets that are receiving materials must be named in annual report	Jan 31, 2026: Section 107 requires disposition reporting from MRFs as part of service provider registration.
Detailed Auditing of Individual Facilities	May 21, 2027: all facilities must be audited to the Annex X standard.	June 30, 2027: all facilities must be verified/certified "responsible"	July 1, 2027: market verifications are submitted w/ annual report	2031: Section 107 requires proof of end market certification as part of service provider registration.

Thank you!



Title VI and alternative formats

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Responsible End Market Requirements

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Circular Action Alliance is subject to federal, state, and international antitrust/ competition laws and has a policy of strict compliance with these laws, without exception.

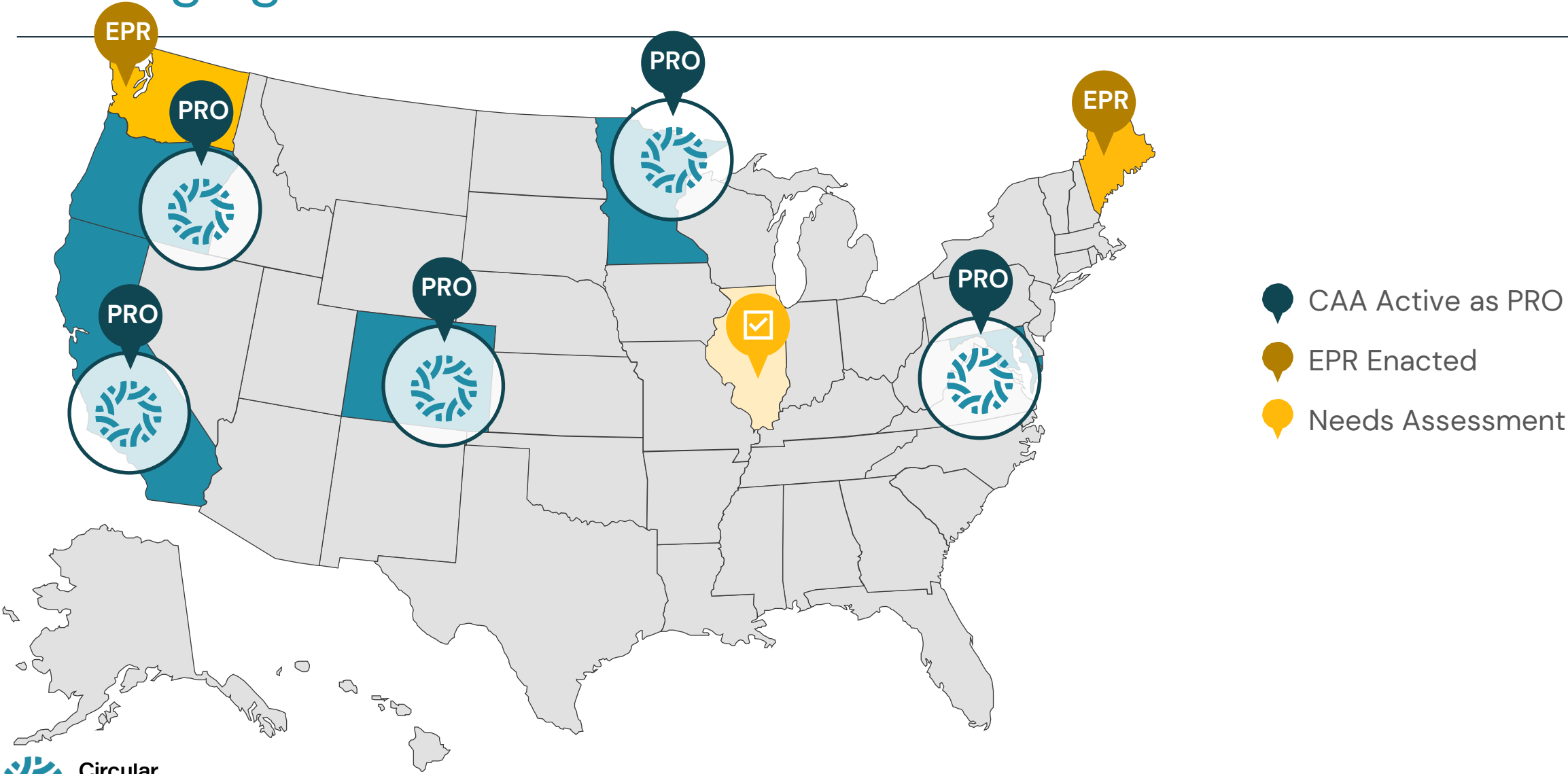
These antitrust laws prohibit competitors from engaging in actions that could result in an unreasonable restraint of trade.

Consequently, competitors must avoid discussing certain topics when they are together, meeting virtually, or at any other time:

- Prices, fees, rates, profit margins, discounts, promotions, rebates, or other terms or conditions of sale;
- Pricing strategies, methods, trends, plans, or timing of price changes;
- Salaries, costs, and other factors that affect pricing; the hiring or recruitment of other members' employees;
- Allocation of markets or customers or division of territories;
- Topics that may lead participants to not deal with or to boycott a particular supplier, customer, or third party;
- Reductions of output; bid-rigging;
- Or any other anti-competitive topics or actions.

Failure to comply with these antitrust laws will not be accepted.

Packaging EPR in the US



CAA's Mission

- CAA's mission is to help producers comply with EPR laws, deliver harmonized, best-in-class services and work with governments, businesses and communities to reduce waste and recycle more.

CAA will:

- Meet state-specific regulatory requirements;
- Leverage existing recycling systems and infrastructure; and
- Advance the circularity of covered materials through collaboration with local governments, service providers, and recycling system interest holders.



The U.S. PRO – Circular Action Alliance

- Circular Action Alliance (CAA) is a 501(c)(3) nonprofit PRO dedicated to implementing effective EPR laws for paper and packaging in the U.S.
- CAA was founded by companies from the food, beverage, consumer goods, and retail industries.
- CAA has been approved to be the single PRO in California, Colorado, Minnesota and Oregon, Maryland.



What's a Responsible End Market?

3 REMs Facts to remember

Common definition

Market in which the recycling and recovery of materials or the disposal of contaminants is conducted in a way that benefits the environment and minimizes risks to public health and worker health and safety.

Statutory obligation

In Oregon, California and Colorado, PRO must ensure that materials collected are sent to REMs.

Different requirements

Oregon and California being more prescriptive compared to Colorado. Requirements include:

- Compliance to laws
- Chain of custody transparency
- Environmentally-friendly operations
- Minimum yield

Responsibilities within REM Process

CAA

- Support entities along the recycling supply chain through outreach and technical assistance
- Compile and confirm attestations from all end markets
- Work with End Markets to demonstrate adherence to Responsible End Market principles
- Voluntarily facilitate disposition reporting from CRPFs and brokers

DEQ

- Create and maintain Self-Attestation Forms and instructions for completion
- Enforcement of rule and statute requirements of REMs
- Support entities along the recycling supply chain through outreach and technical assistance

REM Self-Attestation Process – Overview

Required documentation for all



**Self-Attestation
Form (signed)**

**Business License /
Operating Permit**

*All REMs (brokers, disposal sites, transfer stations
& end markets)*

Send to: rem.support@circularaction.org

Additionally required for End Markets processing material (mills, recycling processors, etc.); including material coming from all intermediate entities (i.e., brokers, transfer stations, etc)



**Environmental Permits & Certifications
(mandatory for end market facilities)**

*Documentation (e.g., permits and certifications around
air, water, waste, safety, labor, etc.) as required by the
local jurisdiction of facility's city, state & country*

Send to: rem.support@circularaction.org

Self-attestations, business licenses & additional required documentation needed of all end market entities (brokers, transfer stations, disposal sites, end market processors) by July 1, 2025 per Oregon regulation.

The latest deadline is now by **December 1, 2025**

REM Self-Attestation Process – for intermediate entities

Intermediaries (i.e., brokers & transfer stations) need to ensure they have:

- ❑ Self-attestation forms & business licenses/operating permits submitted
- ❑ All material following intermediaries must go to REMs (on the Self-Attested [REMs List](#) [linked])

If brokers and final end market entities cannot send material to REMs (end markets self-attested in Oregon), they can (until 12/31/2025) utilize the:

- **Acknowledgement of Insufficient End Markets form**

Mediated by: DEQ

Send to: steven.chang@deq.oregon.gov AND justin.gast@deq.oregon.gov

Note: the Acknowledgement process **will not be allowed after December 31, 2025** the consequence of which is that CRPFs and intermediate entities will no longer be able to sell materials to non-Self-Attested End Markets

Important Upcoming Compliance Deadlines

- **Self Attestation forms – by December 1, 2025**
 - Due with all supporting documentation
 - Signed self-Attestation form, business license & environmental certifications (as needed)
 - Submit to rem.support@circularaction.org
 - Second [REM webinar](#) planned: **Tuesday 10/14/25 – 9-10 am PST**
- **Disposition Reporting – Quarterly (for Q3 2025) due December 15, 2025**
 - Introductory webinar for [CRPF disposition reporting](#) [linked]: **Tuesday 9/30/25 – 9-11 am PST**
 - Detailed guidance for disposition reporting: **mid-October**
 - Further training webinars on disposition reporting: **TBD**
- **Verification Process – to follow Self-Attestation process**
 - all REMs must be verified by June 30, 2027

Further Engagement Opportunities

- **REM Standard Development**– to kick off October 2025
 - Full standard and audit procedure to be completed by June 2027
 - Public comment periods will be open during development

More questions?

Email us at: rem.support@circularaction.org

Concluding Remarks – Reminder

- REM acknowledgement process sunsets **COB December 31, 2025.**
 - As of January 1, 2026, only SA REMs can be used.
- Submit REM self-attestation forms **by December 1, 2025.**