

Meeting 3: Technical Workgroup for Recycling Acceptance Lists

Recycling Modernization Act, Rulemaking 3

Jan. 21, 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 2:45 p.m., sign ups to occur at that time

For each meeting, please:

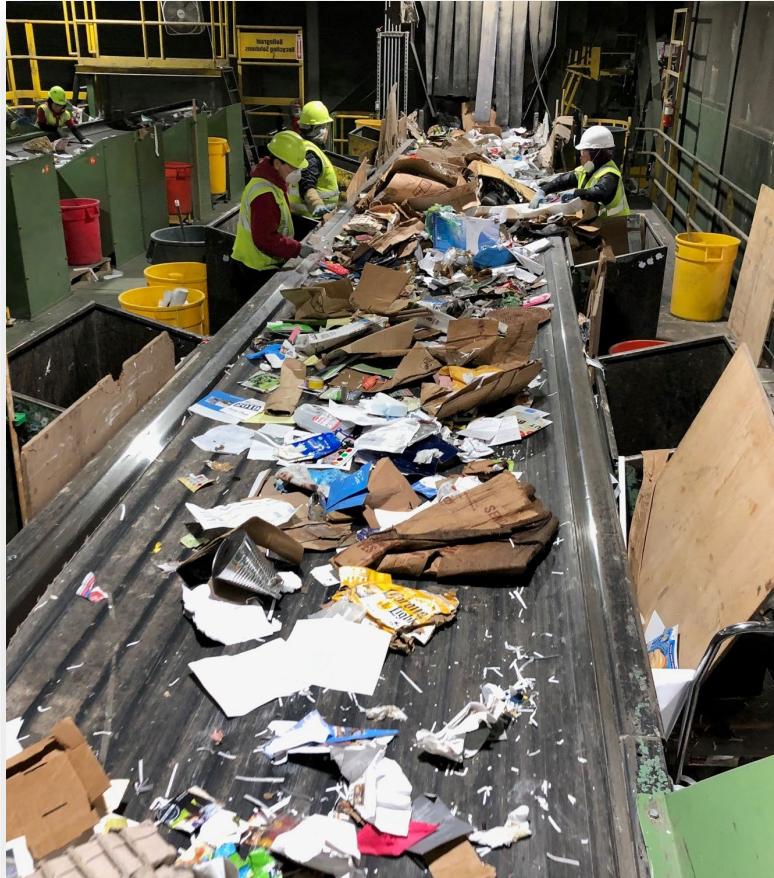
- Stay focused on the specific agenda topics for each meeting
- Comment constructively and in good faith
- Treat everyone and their opinions with respect
- Allow one person to speak at a time

All times are approximate

Agenda

Time	Topic
1:00 p.m.	Welcome, introductions and agenda review
1:05 p.m.	Update from DEQ: Draft rule concepts
1:15 p.m.	Discussion: Navigating conflicting objectives in the context of recycling acceptance lists
1:45 p.m.	Discussion: Diesel exhaust packaging and other potential low-hazard automotive fluids
2:05 p.m.	Discussion: “Low toxicity” pesticide packaging
2:20 p.m.	Discussion: Definition of “tub”
2:45 p.m.	Public input
2:55 p.m.	Next steps
3:00 p.m.	Adjourn

Update: Draft rule concepts



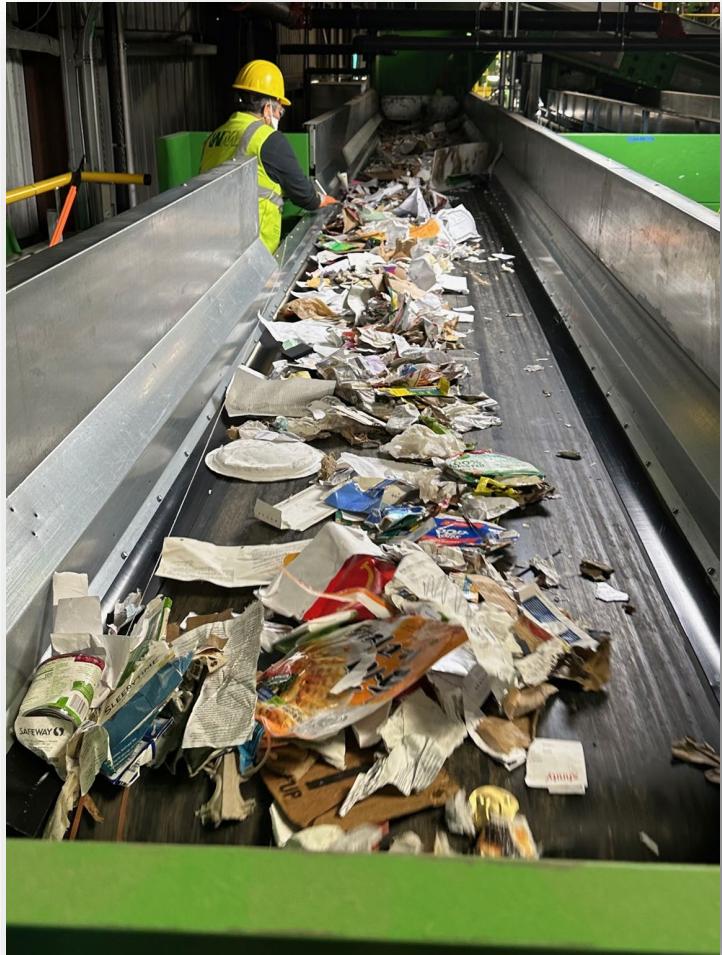
Rulemaking Advisory Committee (2025-2026) Meeting #2:

- Jan. 27, 1 – 4 p.m.
- Meeting link and materials:
www.oregon.gov/deq/rulemaking/Pages/rma2026.aspx

Proposed Conforming/Clarifying Rules

- Exclude aerosol containers and pressurized cylinders from “scrap metal” (unless punctured)
- Exclude shredded paper from the Uniform Statewide Collection List
- Define “storage containers” (plastic)
- Codify onramping of transparent green and blue PET bottles to Uniform Statewide Collection List
- Confirm that spray mechanisms on plastic bottles are not “caps” (and are excluded from acceptance)

Update: Draft rule concepts (continued)



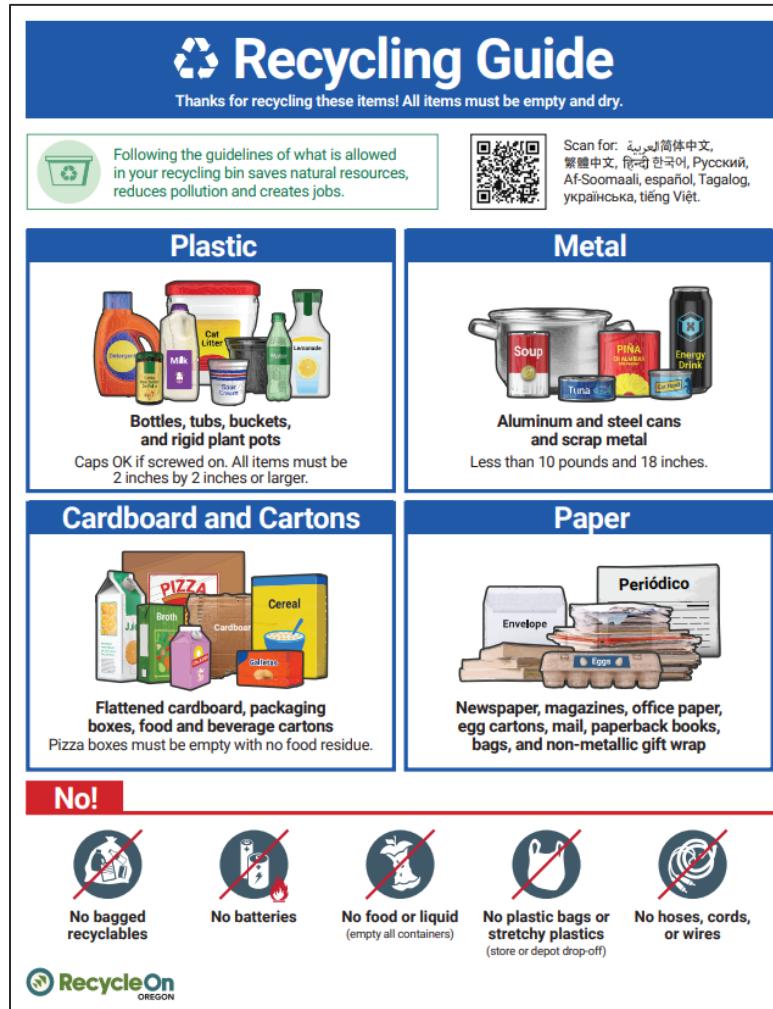
Changes to Acceptance Lists for Plastics

- Exclude plastic packaging (e.g., pails) used to contain latex- and oil-based architectural coatings
- Include plastic packaging used to contain or store antimicrobial packaging

Changes to Pressurized Cylinders

- Maintain on PRO Recycling Acceptance List
- Narrow convenience standard to only require collection “if possible” at permitted and Tribal solid waste sites
- Limit the PRO’s financial obligations (a “cost sharing” approach)
- Modify performance standard (allow empty or mostly empty cylinders to be depressurized without capture of residual contents)

Discussion: Navigating conflicting objectives



Recycling Guide
Thanks for recycling these items! All items must be empty and dry.

Following the guidelines of what is allowed in your recycling bin saves natural resources, reduces pollution and creates jobs.

Scan for: 简体中文, 繁體中文, 阿拉伯语, 한국어, Русский, Af-Soomaal, español, Tagalog, українська, tiếng Việt.

Plastic
Bottles, tubs, buckets, and rigid plant pots.
Caps OK if screwed on. All items must be 2 inches by 2 inches or larger.

Metal
Aluminum and steel cans and scrap metal.
Less than 10 pounds and 18 inches.

Cardboard and Cartons
Flattened cardboard, packaging boxes, food and beverage cartons.
Pizza boxes must be empty with no food residue.

Paper
Newspaper, magazines, office paper, egg cartons, mail, paperback books, bags, and non-metallic gift wrap.

No!

- No bagged recyclables
- No batteries
- No food or liquid (empty all containers)
- No plastic bags or stretchy plastics (store or depot drop-off)
- No hoses, cords, or wires

RecycleOn
OREGON

Acceptance lists are used:

- As the basis for public outreach about what to recycle (and not)
- To inform performance standards, regulation and compensation of commingled processing facilities
- To define categories of material used in producer fee payments

Objectives for public outreach could include:

- Truthfulness / accuracy
- Simplicity
- Accessibility
- Encourage recycling (more materials)
- Discourage contamination

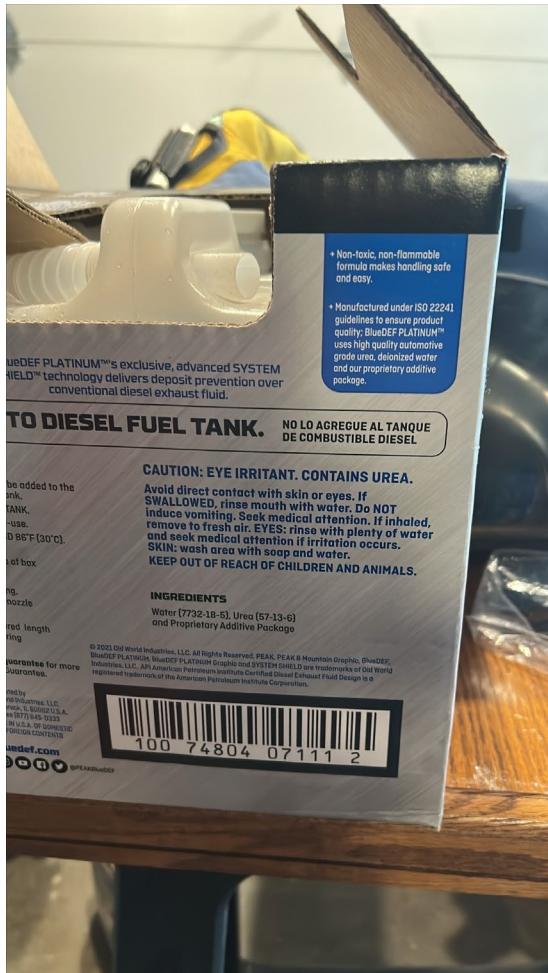
Additional considerations

- Covered products where some are recyclable and others are not
- Potential conflict between “simple communication” and fairness to fee-paying producers
 - Example: LDPE bottles
- “The public” is not homogeneous
 - Some individuals and recycling educators desire the “fine print”

Discussion questions

- Are there some guiding principles that should inform how we navigate the complexity of potential conflicts?
- What criteria should be prioritized?
- Should Oregon embrace inconsistencies in how acceptance lists are used?
- Can/should we smooth out any friction resulting from inconsistencies?

Discussion: Diesel exhaust fluid (DEF) packaging and other lower-hazard automotive fluids



<divOAR 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);

Discussion: “low toxicity” pesticide packaging

FIFRA definition is too broad



- Designed to address product efficacy and safety, not packaging recyclability
- Inclusive of:
 - High-toxicity pest management products
 - Toxicity Category I and II
 - Display the signal words “Poison”, “Danger”, and/or “Warning”
 - May include, for example, anticoagulant rodenticides
 - Low-toxicity pest management products
 - Toxicity Category III and IV
 - Display the signal word “Caution” or no signal word
 - May include, for example, down-the-drain insect killer or rabbit repellent
 - Antimicrobial products
 - Disinfectants and sanitizers are ALSO pesticides under FIFRA
 - May include, for example, disinfecting wipes or cleaners that also sanitize and disinfect

Discussion: Definition of “tub”

OAR 340-090-0630(1)(n) “Tub” means a rigid container that has a neck or mouth similar in size to its base. “Tub” does not include a clamshell or similar container with a lid that is affixed to the base using a hinge or similar mechanism.

OAR 340-090-0630(2) Local Government Recycling Acceptance List . . . Includes:

(j) Plastic that fits loosely in the generator’s provided on-route collection container . . . as follows:

...
(B) **Plastic tubs** . . . made of the following materials:

- (i) **PET (#1) (clear only);**
- (ii) HDPE (#2); and
- (iii) PP (#5).

Question: Given that DEQ’s intention was to initially meter *some* (but not all) PET thermoforms into the commingled system, should the definition of “tub” be narrowed? (assuming no onramping of more PET thermoforms) If so, how?

Discussion: Definition of “tub” (continued)

OAR 340-090-0630(1)(n) “Tub” means a rigid container that has a neck or mouth similar in size to its base. “Tub” does not include a clamshell or similar container with a lid that is affixed to the base using a hinge or similar mechanism.

Questions: Are the following “tubs”, and should they be included in the USCL at present?

- Drink cups
- Hinged clamshells that are separated (cut or torn apart)
- Clamshell-like packages with lids that snap off, or peel off
- Food serviceware items
- Trays

Public input

- 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



Other opportunities for public involvement

- 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**



Next steps

Next meeting: Thursday Feb. 19, 11 am – 1 pm Pacific

- Additional meeting(s) TBD

Feedback: RMARulemaking3@deq.Oregon.gov

DEQ contact information

Workgroup lead: David Allaway

- Email: David.Allaway@deq.oregon.gov

Rulemaking project manager: Stephanie Caldera

- Rulemaking email: RMARulemaking3@deq.oregon.gov
- [Technical Workgroup website](#)

Title VI and alternative formats

DEQ does not discriminate on the basis of race, color, national origin, disability, age, sex, religion, sexual orientation, gender identity, or marital status in the administration of its programs and activities.

Visit DEQ's [Civil Rights and Environmental Justice page.](#)

[Español](#) | [한국어](#) | [繁體中文](#) | [Русский](#) | [Tiếng Việt](#) | [العربية](#)

Contact: 800-452-4011 | TTY: 711 | deqinfo@deq.state.or.us