

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Rescind the Subsequent Referral to the Committee on Ways and Means
Vote:	7 - 0 - 1
Yeas:	Bailey, Bentz, Boone, Krieger, Thompson, Cannon, Gilliam
Nays:	0
Exc.:	Witt
Prepared By:	Beth Herzog, Administrator
Meeting Dates:	2/10, 3/29

WHAT THE MEASURE DOES: Prohibits Department of Environmental Quality (DEQ) from disclosing financial, cost, production, or sales and data records obtained by DEQ from a stewardship organization or specific producer as part of approval of plan or annual report unless DEQ determines that disclosure is necessary for public to understand assessment, level of services or costs anticipated with assessment, or services or associated costs delivered under assessment. Authorizes DEQ to disclose, in aggregate form, financial, cost, production or sales data and records related to level of service and associated costs for: collection, reuse, transportation, recycling, energy recovery, disposal and other processing of waste paint; waste reduction efforts; education and promotion; and administration. Stipulates DEQ may disclose names of producers and participating brands only on separate lists, and may not identify any brand by its producer.

ISSUES DISCUSSED:

- DEQ will be able to use aggregate data to generate report for Legislature
- Background on paint stewardship program
- Type of information needed to see how fee is spent

EFFECT OF COMMITTEE AMENDMENT: Replaces measure.

BACKGROUND: Oregon was the first state to enact a paint product stewardship law. House Bill 3037 (2009) created the architectural paint stewardship pilot program by establishing a standard assessment on all containers of architectural paint sold in the state. The assessment funds the collection and disposal of paint as well as education and outreach activities. The program is administered by PaintCare, a not-for-profit industry association. In addition to collecting the assessment, PaintCare collects information from each producer on the quantity, type and size of products sold. PaintCare utilizes this information to generate reports for DEQ, which supervises the program on behalf of the state.