

Joint Committee on Ways and Means

Carrier – House: Rep. Bailey  
Carrier – Senate: Sen. Dingfelder

**Revenue:** No revenue impact

**Fiscal:** Fiscal statement issued

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**Action:** Do Pass the A-Engrossed Measure as Amended and as Printed B-Engrossed

**Vote:** 19 – 6 – 1

House

Yeas: Barker, Buckley, Frederick, Jenson, Komp, Nathanson, Read, Smith, Tomei, Williamson

Nays: Freeman, Hanna, Huffman, Richardson

Exc: McLane

Senate

Yeas: Bates, Devlin, Edwards, Hansell, Johnson, Monroe, Steiner Hayward, Thomsen, Winters

Nays: Girod, Whitsett

Exc:

**Prepared By:** Paul Siebert, Legislative Fiscal Office

**Meeting Date:** June 25, 2013

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**WHAT THE MEASURE DOES:** Provides definitions for ‘permanent collection site,’ ‘premium service,’ and ‘collecting.’ Requires stewardship organizations to provide retailers information on collection opportunities to customers. Specifies paint stewardship program plan requirements, including education, outreach and plan submittal deadlines. Provides paint drop-off location standards. Allows the Director of Department of Environmental Quality (DEQ) to require a stewardship organization to contract with local governments to provide collection sites for post-consumer paint. Increases annual administration costs for stewardship organizations to \$40,000. Provides \$100 per day civil penalty caps for retailers and \$1,0000 per day for producers and stewardship organizations. Requires Director of DEQ to submit report to Legislative Assembly describing results of program and any recommended changes no later than November 1, 2018. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Statewide coverage for collections
- Cost share with local entities

**EFFECT OF COMMITTEE AMENDMENT:** Makes program permanent.

**BACKGROUND:** House Bill 3037 (2009) created a pilot program empowering PaintCare, a non-profit organization created by the paint industry, to collect and recycle paint. Fees charged to customers buying paint at the time of sale funded PaintCare’s efforts. The pilot program is scheduled to sunset on June 30, 2014. House Bill 2048 would make the program permanent while requiring the reporting of additional information by PaintCare to the Department of Environmental Quality.