

HB 4030-6  
(LC 284)  
2/9/26 (STN/ps)

Requested by Representative SCHARF

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4030**

1      On page 1 of the printed bill, line 2, delete “amending ORS 459A.863;”.

2      Delete lines 5 through 28 and delete pages 2 through 4.

3      On page 5, delete lines 1 through 43 and insert:

4      **“SECTION 1. (1) As used in this section, ‘packaging,’ ‘producer’ and**

5      **‘producer responsibility organization’ have the meanings given those**

6      **terms in ORS 459A.863.**

7      **“(2) Notwithstanding ORS 459A.860 to 459A.975, until a final resol-**

8      **ution of National Association of Wholesaler-Distributors v. Feldon,**

9      **D. Or. Case No. 3:25-cv-1334-SI, is reached:**

10     **“(a) The Department of Environmental Quality may not enforce**

11     **any provision of ORS 459A.860 to 459A.975, or rules adopted thereunder,**

12     **against a producer of packaging. The department shall stay any**

13     **enforcement action initiated by the department against a producer of**

14     **packaging before the effective date of this 2026 Act.**

15     **“(b) A producer responsibility organization may not, with respect**

16     **to a producer of packaging, require the producer to pay fees estab-**

17     **lished under ORS 459A.884, assess any penalty or interest for the fail-**

18     **ure to pay fees established under ORS 459A.884 or allow any previously**

19     **assessed penalties or interest to continue to accrue.”.**