

## EPR Packaging Bills Introduced to States

As states struggle with how to manage packaging waste, many have made the push towards Extended Producer Responsibility (EPR) regulations that move the cost of waste handling from communities to manufacturers. Packaging EPR legislation is currently taking shape in numerous states from the west coast to the east coast. This is an important issue for retail, as many of the bills include requirements that retailers will need to be aware of or implement.

An overview of recently introduced state EPR legislation is shown in the table below.

Several organizations have created their own framework or industry viewpoint on packaging EPR. Below is a list of current organizations working on this topic. Viewpoints in these documents do not necessarily reflect those of RILA and should be viewed for informational purposes only.

- The Recycling Partnership (March 2022): [Guidance for Producer Funded Recycling Collection Legislation](#)
- Sustainable Packaging Coalition (July 2021): [Guide to EPR Proposals](#)
- Ellen MacArthur Foundation (June 2021): [Extended Producer Responsibility: A Necessary Part of the Solution to Packaging Waste and Pollution](#)
- The Recycling Leadership Council (Feb. 2021): [Blueprint for America's Recycling System](#)
- Product Stewardship Institute (PSI) and Flexible Packaging Association (Dec. 2020): [Shared Elements of EPR Legislation for Packaging and Paper Products \(PPP\)](#)
- UL and Retail Council of Canada Packaging EPR Whitepaper (Oct. 2020): [Trends in Packaging Extended Producer Responsibility \(EPR\) – A Retailer's Perspective](#)
- The Recycling Partnership Circular Economy Accelerator Whitepaper (Sept. 2020): [Accelerating Recycling: Policy to Unlock Supply for the Circular Economy](#)
- Consumer Goods Forum Whitepaper (Aug. 2020): [Building a Circular Economy for Packaging: A View from the Consumer Goods Industry on Optimal EPR](#)
- AMERIPEN (May 2020): [Financing Principles and Objectives for Advancing Packaging Recycling in the U.S.](#)

State	Status	Summary of Requirement
<p><b>California</b></p> <p>(Convenes: January 3, 2022 Adjourns: August 31, 2022)</p>	<p>Enacted</p> <p>6/30/22</p>	<p><b>Solid waste: disposable packaging and food ware (SB 54)</b></p> <p>As enrolled 6/30/22, creates an extended producer responsibility program for single-use packaging and plastic single-use food service ware. Bans the sale or importation of covered materials in the state unless the producer is part of a producer responsibility organization (PRO) with a producer responsibility plan approved by the department, as prescribed, for the source reduction, collection, processing, and recycling of covered material. Also, creates alternative process for a producer to comply without joining a PRO. Requires at least 65% of covered material beginning in 2032, to be recycled or composted</p> <p><b>Materials covered:</b> single-use packaging and plastic single-use food service ware</p> <p><a href="#">Link to Text</a></p>
<p><b>California</b></p>	<p>From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.</p> <p>2/1/22</p>	<p><b>AB-842 California Circular Economy and Plastic Pollution Reduction Act. (AB-842)</b></p> <p>As amended 3/22/21, creates the California Circular Economy and Plastic Pollution Reduction Act. Requires producers of single-use packaging and products to form or join a stewardship organization for the source reduction, collection, and recycling of such items. Requires stewardship groups to recycle 75% of product by 2032. Directs CalRecycle to establish list of "hard to recycle" items to be designated with specified codes. Requires single-use packaging and single-use products sold in CA by 2035 to include 75% post-consumer recycled content.</p> <p>3/22/21 version no longer requires stewardship organizations to charge members a 1-cent fee on each unit of single-use item. Instead, requires stewardship organization to devise own funding mechanism.</p> <p><b>Materials covered:</b> single-use plastic packaging and products</p> <p><a href="#">Link to Text</a></p>

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<p><b>Colorado</b>                      (Convenes: <b>January 12, 2022</b>                      Adjourns: <b>May 11, 2022</b>)</p>	<p>Governor Signed                      6/3/22</p>	<p><b>Producer Responsibility Program For Recycling (HB22-1355)</b></p> <p>As enacted, creates a producer responsibility program for packaging materials and paper products. Orders the Dept. of Public Health to establish producer responsibility advisory board, which would be responsible for overseeing EPR implementation. A nonprofit organization would be designated and funded by producers to operate and manage the EPR program. Provides that by July 1, 2025, a producer may not sell or distribute any products that use covered materials in the state unless the producer is participating in a producer responsibility program. Allows individual producers to submit plan to the advisory board as an alternative to participating in the EPR program. Allows board consideration of impact of exemptions on other industry sectors and other EPR programs. Provides for General Assembly oversight of EPR program changes proposed by advisory board.</p> <p><b>Materials covered:</b> packaging materials and paper products</p> <p><a href="#">Link to text</a></p>
<p><b>Connecticut</b>                      (Convenes: <b>February 9, 2022</b>                      Adjourns: <b>May 4, 2022</b>)</p>	<p>2/25/22                      (J) Hearing Scheduled Environment Committee</p>	<p><b>An Act Concerning Extended Producer Responsibility for Consumer Packaging (SB- 115)</b></p> <p>Establishes a product stewardship program for the collection and recycling of packaging, packaging-like products, and paper. Requires responsible parties to register with the Dept. of Energy and Environmental Protection, and orders DEEP to establish reasonable fees for administering the program.</p> <p><b>Materials Covered:</b> packaging, packaging-like products, and paper</p> <p><a href="#">Link to Text</a></p>

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<p><b>Delaware</b>                      (Convenes: January 11, 2022                      Adjourns: June 30, 2022)</p>	<p>Signed by Mayor                      7/07/21</p>	<p><b>Statewide Solid Waste Management Plan (DE Admin. Code 502)</b></p> <p>Adopts a new Statewide Solid Waste Management Plan to replace, in its entirety, the 2015 plan. The Plan provides a framework to maximize recycling and diversion of materials from landfill disposal, and to advance sustainable materials management practices. The plan retains sections expressing support for extended producer responsibility, reduction of single-use product waste, and packaging waste reduction. The new plan adds language expressing support for "Right to Repair laws to extend the responsibility and complement EPR systems by requiring electronics (or other) producers to make available the knowledge and tools needed to repair and refurbish their devices."</p> <p><b>Materials covered:</b> solid waste, single-use products, packaging</p> <p><a href="#">Link to Text</a></p>
<p><b>District of Columbia</b>                      (Legislature meets throughout the year)</p>	<p>Passed final reading.                      On to mayoral review.                      5/04/21</p>	<p><b>Comprehensive Plan Amendment Act of 2020 (B24-0001)</b></p> <p>As amended 5/4/21, revises the city's Comprehensive Plan, which is intended to serve as 20-year planning guide, but does not contain specific proposals to be implemented. The amended Plan includes section (Sec. 613.9) to promote expansion of the city's current product stewardship program to include pharmaceuticals, textiles, plastic bottles, and durable goods. The city's existing EPR program applies only to e-waste and paint.</p> <p><b>Materials covered:</b> pharmaceuticals, textiles, plastic bottles, and durable goods.</p> <p><a href="#">Link to Text</a></p>
<p><b>Hawaii</b>                      (Convenes: January 19, 2022                      Adjourns: May 5, 2022)</p>	<p>(H) Received notice of Senate conferees (Sen. Com. No. 922).                      (S) Senate Conferees Appointed: Gabbard Chair; Wakai, Keith-Agaran Co-Chairs; Fevella.                      4/27/22</p>	<p><b>Relating to Waste Management (HB 2399 (=SB 3246))</b></p> <p>As amended 3/24/22, establishes an extended producer responsibility program for "fast-moving" consumer goods, which includes any non-durable consumer good that is sold in packaged used for the containment, protection, handling, delivery, and presentation of a product that is sold, imported, or distributed in Hawaii. The EPR program requirements are applicable only to companies that produce more than 10,000 metric tons of packaging internationally, or that have international gross sales of fast-moving consumer goods of more than \$500 million. Effective 7/1/2100. (SD1)</p> <p>As passed by House in HD1, the bill also established goals to reduce packaging waste by 50% by 2026, and 80% by 2030. These yearly goals are left blank in SD1.</p> <p><b>Materials Covered:</b> packaging</p> <p><a href="#">Link to Text</a></p>

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<p><b>Hawaii</b></p>	<p>The committee(s) on EEP recommend(s) that the measure be deferred.</p> <p>2/3/2022</p>	<p><b>Relating to Recycling (HB 1684)</b></p> <p>Establishes a product stewardship program for packaging material. Defines "packaging material" as discrete types of material with similar management requirements and similar commodity values, used for the containment, protection, delivery, presentation, or distribution of a product. Excludes beverage containers. Excludes producers of packaging material with less than \$2 million gross revenue during previous year, or those using less than one ton of packaging material in total. Beginning one year after bill becomes effective, prohibits sale of goods that use packaging material unless producers participate in stewardship program.</p> <p><b>Materials Covered:</b> Packaging material. Excludes beverage containers.</p> <p><a href="#">link to Text</a></p>
<p><b>Illinois</b> (Legislature meets throughout the year)</p>	<p>Referred to Assignments.</p> <p>1/21/2022</p>	<p><b>Plastic Recycle Modernization (SB 3953)</b></p> <p>Creates an extended producer responsibility program for packaging and paper products. Requires producers of paper products and packaging to register with the state and join a producer responsibility program. Exempts nonprofits, public business with under \$5 million in revenue, restaurants, single store operations, and other small producers. Establishes the Truth in Labeling Task Force to study and evaluate misleading or confusing claims regarding the recyclability of products or packaging.</p> <p><b>Materials covered:</b> packaging and paper products</p> <p><a href="#">Link to Text</a></p>
<p><b>Kentucky</b> (Convenes: January 4, 2022 Adjourns: April 14, 2022)</p>	<p>Introduced in House to Committee on Committees (H)</p> <p>1/4/2022</p>	<p><b>AN ACT relating to solid waste and making an appropriation therefor (HB 108)</b></p> <p>Establishes the Kentucky Packaging Stewardship Program. Directs the Energy &amp; Environment to adopt rules to implement the program, establish waste reduction targets, impose fees, and make plastic wastes the highest priority of the extended producer responsibility program. Provides that reduction targets shall consider the amount of phthalates, PFAS, or micro plastic waste that will be avoided by imposition of the target. Defines "packaging material", "plastic material", and "producer" of packaging waste.</p> <p><b>Materials covered:</b> packaging</p> <p><a href="#">Link to Text</a></p>

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<p><b>Maine</b>                      (Convenes: January 5, 2022                      Adjourns: May 9, 2022)</p>	<p>Signed by the Governor                       7/12/21</p>	<p><b>An Act to Support and Improve Municipal Recycling Programs and Save Taxpayer Money (LD 1541)</b></p> <p>Establishes a stewardship program in the State for packaging material, to be operated by a stewardship organization contracted by the Department of Environmental Protection following a competitive bidding process. Under the program, producers of products contained, protected, delivered, presented or distributed in or using packaging material pay into a fund based on the amount by weight of packaging material associated with the products they sell, offer for sale or distribute for sale in or into the State.</p> <p><b>Materials covered:</b> packaging</p> <p><a href="#">Link to Text</a></p>
<p><b>Maine</b></p>	<p>Both houses voted to not pass.                       6/16/21</p>	<p><b>An Act to Establish a Stewardship Program for Packaging (LD 1471)</b></p> <p>Creates a stewardship program for packaging material, beginning Oct. 1, 2023. Defines "packaging material" to mean the material used for or associated with the containment, protection, delivery, presentation or distribution of a covered product at the time the covered product is received by the consumer of a product for sale at retail or delivered to a consumer's residence.</p> <p><b>Materials covered:</b> packaging materials</p> <p><a href="#">Link to Text</a></p>
<p><b>Maryland</b>                      (Convenes: January 12, 2022                      Adjourns: April 11, 2022)</p>	<p>(S) Hearing Scheduled – Finance                       4/4/22</p>	<p><b>Environment - Packaging Materials - Producer Responsibility (SB 292)</b></p> <p>Requires producers of packaging material to submit a producer responsibility plan to the Dept. of the Environment for approval by April 1, 2024. "Producers" includes: 1) a person that uses packaging materials in the sale of distribution of products under the person's own brand; 2) a licensee of a trademark under which a packaging material is sold, distributed, or used in commerce; or 3) an importer of a product that includes packaging material and that is offered sale or distribution in Maryland. No producer will be allowed sell a product in the state without an approved responsibility plan by Oct 1, 2024. Applies only to producers with gross revenue over \$1 million.</p>

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<p><b>Massachusetts</b></p> <p><b>(Legislature meets throughout the year)</b></p>	<p>(S) Accompanied a new draft, see S2923</p> <p>6/16/22</p>	<p><b>An Act to Save Recycling Costs in the Commonwealth (S610)</b></p> <p>Establishes extended producer responsibility program requirements for producers, including manufacturers and sellers, of any packaging material or paper products sold, offered for sale, or distributed in Massachusetts, including through an internet transaction. Requires producers to join producer responsibility organizations to provide for the collection of paper and packaging materials. Exempts producers with less than \$1 million in gross revenue. Also, provides for the creation of a toxic substances list, which would include BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde, with new substances added every 3 years.</p> <p><b>Materials covered:</b> packaging materials and paper products</p> <p><a href="#">Link to Text</a></p>
<p><b>Massachusetts</b></p>	<p>6/16/22</p> <p>(S) Accompanied a new draft, see S2923</p>	<p><b>An Act to Save Recycling Costs in the Commonwealth (SB 517)</b></p> <p>Establishes an extended producer responsibility program for producers, including manufacturers and sellers, of any packaging material or paper products sold or distributed in Massachusetts, including through an internet transaction. Requires producers to join producer responsibility organizations to provide for the collection of paper and packaging materials. Exempts producers with less than \$1 million in gross revenue. Also, provides for the creation of a toxic substances list, which would include BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde, with new substances added every 3 years.</p> <p><b>Materials covered:</b> packaging material or paper products, BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde</p> <p><a href="#">Link to Text</a></p>

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<p><b>Massachusetts</b></p>	<p>(S) Bill reported favorably by committee and referred to the committee on Senate Ways and Means</p> <p>(S) New draft of S517 and S610</p> <p>(S) Reported from the committee on Environment, Natural Resources and Agriculture</p> <p>6/16/22</p>	<p><b>An Act to Save Recycling Costs in the Commonwealth (SB 2923)</b></p> <p>Establishes an extended producer responsibility program for packaging material and paper products. Requires producers, including online sellers, to join producer responsibility organizations to provide for the collection of paper and packaging materials. Exempts producers with less than \$1 million in gross revenue, also, allows producers to operate a DEP-approved "alternative collection program" for packaging material. Also, creates a toxic substances list that includes BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde, with new substances added every 3 years.</p> <p><b>Materials Covered:</b> packaging and paper products, BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde</p> <p><a href="#">Link to Text</a></p>
<p><b>Massachusetts</b></p>	<p>(H) Accompanied a new draft, see H4851</p> <p>6/8/22</p>	<p><b>An Act to Save Recycling Costs in the Commonwealth (SB517 = HB 878)</b></p> <p>Establishes extended producer responsibility program requirements for producers, including manufacturers and sellers, of any packaging material or paper products sold, offered for sale, or distributed in Massachusetts, including through an internet transaction. Requires producers to join producer responsibility organizations to provide for the collection of paper and packaging materials.</p> <p><b>Materials covered:</b> packaging materials and paper products</p> <p><a href="#">Link to Text</a></p>



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<p><b>Massachusetts</b></p>	<p>6/8/22</p> <p>(H) Bill reported favorably by committee and referred to the committee on House Ways and Means</p> <p>(H) New draft of H878 and H948</p> <p>(H) Reported from the committee on Environment, Natural Resources and Agriculture</p>	<p><b>An Act to save recycling costs in the commonwealth (HB 4581)</b></p> <p>Creates producer responsibility requirements for producers of packaging or paper products sold or distributed in Massachusetts, including through internet transactions. Requires producers to establish or join a producer responsibility organization to provide for the collection of paper and packaging materials. Exempts producers with less than \$1 million in gross revenue. Producers may elect to join alternative collection program, upon DEP approval. Also, creates a toxic substances list that includes BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde, with new substances added every 3 years.</p> <p><b>Materials covered:</b> packaging or paper products, BPA, PFAS, lead, cadmium, mercury, hexavalent chromium, and formaldehyde</p> <p><a href="#">Link to Text</a></p>
<p><b>Minnesota</b> (Convenes: January 31, 2022 Adjourns: May 23, 2022)</p>	<p>Referred to Environment and Natural Resources Policy and Legacy Finance Introduction and first reading</p> <p>4/21/22</p>	<p><b>A bill for an act relating to solid waste; establishing product stewardship program for packaging materials; establishing labeling requirements; requiring reports; requiring rulemaking; proposing coding for new law in Minnesota Statutes, chapter 115A. (SF 4518 = HF 4132)</b></p> <p>Establishes a product stewardship program for packaging materials, including packaging of products sold or distributed through Internet transactions. Packaging materials includes bags and secondary or transport packaging, but does not include beverage containers. Orders the Pollution Control Agency to set fees based on the type of packaging material used. Requires producers to reduce the amount of nonreusable packaging across its brand according by 10% two years after the program takes effect; 20% after 4 years; 30% after 6 years; and 50% after 10 years. Also, prohibits use of packaging that contain PFAS, bisphenols, phthalates, halogenated flame retardants, cadmium, and other of other toxic chemicals, After 1 year, bans polystyrene. Requires product labels to include percentage of postconsumer recycled material in the packaging.</p> <p><b>Materials covered:</b> packaging materials including bags and secondary or transport packaging. Excludes beverage containers.</p> <p><a href="#">Link to Text</a></p>

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<b>Missouri</b> (Legislature convenes: January 5, 2022) Adjourns: May 13, 2022)	Second read and referred: Commerce, Consumer Protection, Energy and the Environment(S)  5/10/22	<b>Modifies the provisions relating to natural resources. (HB 2600)</b>  As passed House 4/26/22, establishes the Joint Committee on Solid Waste Management to examine opportunities to expand waste reduction, recycling, composting, and market development, and to implement product stewardship.  4/6/22 amendments added new language concerning lead-contaminated drinking water, and adds requirements for schools to provide filtered drinking water.  <b>Materials covered:</b> waste  <a href="#">Link to Text</a>
<b>New Jersey</b> (Legislature meets throughout the year)	(S) Hearing Scheduled - Senate Environment and Energy  6/13/22	<b>Requires producers of packaging products sold in New Jersey to adopt and implement packaging product stewardship plans (S 426=AB 1444)</b>  Requires producers of packaging products to adopt and implement stewardship plans. Defines "packaging products" to mean any product or material that is designed and used for the containment, protection, handling, delivery, or presentation of another product that is sold, imported, or distributed in NJ.  <b>Materials covered:</b> primary, secondary, and tertiary packaging; carry-out bags, bulk goods bags, take-out bags, home delivery food service packaging; prescription bottles; beverage containers; ancillary elements attached to another product and serve a packaging function; and any other product, whether constituted of paper, plastic, glass, metal, that serves a packaging function.  <a href="#">Link to Text</a>
<b>New York</b> (Legislature meets throughout the year)	(S) REFERRED TO RULES  7/5/22	<b>Establishes an extended producer responsibility program for packaging which creates provisions related to improved recycling practices; establishes the packaging responsibility fund. (SB 9493= AB 10185)</b>  Establishes an extended producer responsibility program for packaging. Requires packaging producers, individually or collectively, to submit and implement a producer responsibility program plan to the Dept. of Environmental Conservation. Beginning Dec. 31, 2024, bans the sale or distribution of any packaging that contains PFAS, hexavalent chromium, lead, cadmium, or bisphenols. Bans polystyrene packaging as well as polyvinyl chloride and polycarbonate 12 months later. Establishes labeling requirements. Provides recycling rate goals.  <b>Materials covered:</b> packaging  <a href="#">Link to text</a>

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New York	(S) Hearing Scheduled - Environmental Conservation (S) REPORTED AND COMMITTED TO FINANCE 4/25/22	<p><b>Establishes the extended producer responsibility act (SB 1185)</b></p> <p>As amended 5/19/21, establishes an extended producer responsibility program for containers, packaging, paper products, and single-use plastics. Containers and packaging includes all flexible, foam, or rigid material, including but not limited to paper, carton, plastic, glass, or metal. Excludes beverage containers and medical products. Paper products subject to the program include package containers, flyers, and brochures, but excludes books. Single-use plastics subject to the program includes plastic straws, cups, utensils, and bags. Requires producers of such products or packaging to belong to product stewardship organization and pay fees, including online sellers.</p> <p><b>Materials covered:</b> containers, packaging, paper products, and single-use plastics. Containers and packaging includes all flexible, foam, or rigid material, including but not limited to paper, carton, plastic, glass, or metal. Excludes beverage containers and medical products. Paper products subject to the program include package containers, flyers, and brochures, but excludes books. Single-use plastics subject to the program includes plastic straws, cups, utensils, and bags.</p> <p><a href="#">Link to text</a></p>
New York	(H) Hearing Scheduled - rules (H) Hearing Scheduled - ways and means (S) SIGNED CHAP.58 (S) DELIVERED TO GOVERNOR 4/9/22	<p><b>Budget bill for transportation, economic development, and environmental conservation (AB 9008)</b></p> <p>As amended 3/12/22, budget bill; NO LONGER RELEVANT.</p> <p>No longer includes sections from 2/22/22 version, which included section (Part RR) establishing the "Extended Producer Responsibility Act", to require producers of packaging or paper products to join stewardship organization by April 1, 2026, in order to sell products in New York. Also, creates the "Toxics in Packaging Act" to ban the distribution of a package, packaging component, or product with packaging, that contains lead, cadmium, mercury, hexavalent chromium, or phthalates above 100 ppm. Beginning Dec. 31, 2022, bans food packaging that contains PFAS; beginning Dec. 31, 2024, bans PFAS in any packaging (Part SS); amends state building code to require new construction statewide to have zero onsite greenhouse gas emissions by 2027 (Part. EEE).</p> <p><b>Materials covered:</b> packaging or paper products; a package, packaging component, or product with packaging, that contains lead, cadmium, mercury, hexavalent chromium, or phthalates above 100 ppm; packaging that contains PFAS</p> <p><a href="#">Link to Text</a></p>

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<p><b>North Carolina</b>                      (Convenes: May 18, 2022                      Adjourns: June 30, 2022)</p>	<p>(H) Ref to the Com on Appropriations, if favorable, Finance, if favorable, Rules, Calendar, and Operations of the House</p> <p>(H) Passed 1st Reading</p> <p>5/27/22</p>	<p><b>Break Free from Plastics &amp; Forever Chemicals.(HB 1113)</b></p> <p>Creates an extended producer responsibility program for packaging material, which includes bags. Requires producers to submit stewardship plans and pay participation fees to producer responsibility organization. Requires packaging material offered for sale or distributed in the state to indicate percentage of postconsumer waste material content, and whether the packaging is recyclable or compostable. Also, bans the manufacture, sale, or distribution of packaging materials that contains PFAS, ortho-phthalates, bisphenols, cadmium, or other toxic substances.</p> <p><b>Materials covered:</b> packaging material</p> <p><a href="#">Link to Text</a></p>
<p><b>Oregon</b>                      (Convenes: February 1, 2022                      Adjourns: March 28, 2022)</p>	<p>Signed by both houses</p> <p>6/26/21</p>	<p><b>Relating to modernizing Oregon’s recycling system (SB 582)</b></p> <p>Creates a producer responsibility program for packaging, printing and writing paper, and food serviceware. Requires producers of covered products to join producer responsibility organization that implements DEQ-approved EPR program. Directs DEQ to establish uniform statewide collection list for recyclable materials.</p> <p><b>Materials covered:</b> packaging, printing and writing paper, and food serviceware</p> <p><a href="#">Link to Text</a></p>
<p><b>Oregon</b></p>	<p>In committee upon adjournment</p> <p>6/26/21</p>	<p><b>Relating to modernizing Oregon’s recycling system (HB 2065)</b></p> <p>Requires producers of covered products to join producer responsibility organization unless exempt. Requires producer responsibility organization to submit program plan to Department of Environmental Quality. Requires producer responsibility organizations to reimburse local governments for certain expenses. Establishes Oregon Recycling System Advisory Council. Directs department to establish uniform statewide collection list. Establishes Producer Responsibility Fund. Establishes Waste Prevention and Reuse Fund. Prohibits sale in this state of products with deceptive or misleading claims about recyclability. Requires commingled recycling processing facility to obtain disposal site permit.</p> <p><b>Materials covered:</b> packaging, printing and writing paper, food serviceware, paper or plastic plates, cups, bowls, cutlery or straws, aluminum foil, and pie plates.</p> <p><a href="#">Link to Text</a></p>

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Oregon	In committee upon adjournment  6/26/21	<p><b>Relating to extended producer responsibility programs (SB 2592)</b></p> <p>Creates extended producer responsibility requirements for packaging, food serviceware, and printing and writing paper. Requires producers to form or join extended producer responsibility program. Prohibits sale of products that make deceptive or misleading claims about recyclability. Requires commingled recycling processing facility to obtain disposal site permit. Requires EPR organization to implement program by July 1, 2025.</p> <p><b>Materials covered:</b> packaging, printing and writing paper, food serviceware, paper or plastic plates, cups, bowls, cutlery or straws, aluminum foil, and pie plates.</p> <p><a href="#">Link to Text</a></p>
Oregon	In committee upon adjournment  6/26/21	<p><b>Relating to plastic, prescribing an effective date (SB 14)</b></p> <p>Establishes product stewardship program for plastic packaging and plastic food serviceware. Establishes Plastics Stewardship Fund. Continuously appropriates moneys in fund to Department of Environmental Quality for purposes of Act. Imposes penalty for violation by manufacturer or stewardship organization of program provisions not to exceed \$10,000 per day; fine for retailer not to exceed \$100 per day for each day of violation.</p> <p><b>Materials covered:</b> plastic packaging and plastic food serviceware</p> <p><a href="#">Link to Text</a></p>
Pennsylvania <i>(Legislature meets throughout the year)</i>	Referred to Environmental Resources and Energy  9/16/21	<p><b>An Act providing for the sale and recycling of covered products; imposing duties on the Department of Environmental Protection; and providing for registration of manufacturers (HB 1873)</b></p> <p>Establishes an extended producer responsibility program for containers and packaging, as well as paper products. Containers and packaging includes all flexible or rigid material, including, but not limited to paper, carton, plastic, glass or metal. Paper products excludes books and newspapers. Requires manufacturers of covered products to register with the state and prohibits retailers from selling products from brands that have not registered within 12 months. Requires manufacturers to pay annual \$5000 registration fee and to establish program for the collection, transportation, and recycling of covered products.</p> <p><b>Materials covered:</b> All flexible or rigid material, including, but not limited to paper, carton, plastic, glass or metal. Excludes books and newspapers.</p> <p><a href="#">Link to Text</a></p>

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<p><b>Rhode Island</b>                      (Convenes: January 4, 2022                      Adjourns: June 30, 2022)</p>	<p>S) Hearing Scheduled - Senate Committee on Environment &amp; Agriculture                       3/30/22</p>	<p><b>Relating to Health and Safety – Extended Producer Responsibility for Packaging (S 2296)</b></p> <p>Creates the "Extended Producer Responsibility for Packaging Act" to require producers to make necessary changes to their product design(s) to reduce packaging consumption and waste, and assess fees based on the packaging. Establishes the producer responsibility organization to administer the producer responsibility program. The Dept. of Environmental Management would promulgate rules and regulations to implement the program.</p> <p><b>Materials covered:</b> Packaging material</p> <p><a href="#">Link to Text</a></p>
<p><b>Rhode Island</b></p>	<p>(H) Hearing Scheduled - House Committee on Environment and Natural Resources Committee recommended measure be held for further study                       2/17/22</p>	<p><b>Relating to Health and Safety- Extended Producer Responsibility for Packaging (HB 7279)</b></p> <p>Creates the "Extended Producer Responsibility for Packaging Act" to require producers to make necessary changes to their product design(s) to reduce packaging consumption and waste, and assess fees based on the packaging. Establishes the producer responsibility organization to administer the producer responsibility program. The Dept. of Environmental Management would promulgate rules and regulations to implement the program.</p> <p><b>Materials covered:</b> Packaging</p> <p><a href="#">Link to Text</a></p>
<p><b>Vermont</b>                      (Convenes: January 4, 2022                      Adjourns: May 20, 2022)</p>	<p>Read 1st time &amp; referred to Committee on Natural Resources and Energy                       1/12/22</p>	<p><b>An act relating to extended producer responsibility for packaging and paper products (S.236)</b></p> <p>Establishes and extended producer responsibility program for packaging and paper products. Requires responsible party to register with the Secy. of Natural Resources and join a stewardship organization implementing an approved program plan for the collection of covered materials. Includes any container, packaging, or paper materials used in the consumer market for the handling, delivery, or presentation of goods. "Covered materials" also includes single-use food service ware but excludes items unsanitary items.</p> <p><b>Materials covered:</b> Any container, packaging, or paper materials used in the consumer market for the handling, delivery, or presentation of goods. Includes single-use food service ware, but excludes unsanitary items.</p> <p><a href="#">Link to Text</a></p>

State	Status	Summary of Requirement
<p>Virginia (Convenes: January 12, 2022 Adjourns: March 12, 2022)</p>	<p>(H) Left in Agriculture, Chesapeake and Natural Resources  2/15/22</p>	<p><b>Packaging Stewardship Program and Fund; established. (HB 709)</b></p> <p>Establishes the Packaging Stewardship Program (the Program), administered by the Department of Environmental Quality. Under the Program, a producer that sells products with packaging materials in the Commonwealth pays a fee to the Department based upon the amount of packaging used and whether or not it is easily recyclable. A producer may establish an alternative collection program to offset some or all of the fees. The fees are paid into the Packaging Stewardship Fund, established in the bill, and are used to reimburse participating localities for expenses related to recycling, invest in recycling infrastructure and education, and pay administrative costs related to the Program. The bill authorizes the Department to contract with a third party to administer the Program.</p> <p><b>Materials covered:</b> Packaging materials</p> <p><a href="#">Link to Text</a></p>
<p>Virginia</p>	<p>(H) Left in Agriculture, Chesapeake and Natural Resources  2/15/22</p>	<p><b>Packaging Stewardship Program and Fund; established. (HB 918)</b></p> <p>Establishes the Packaging Stewardship Program (the Program), administered by the Department of Environmental Quality. Under the Program, a producer that sells products with packaging materials in the Commonwealth pays a fee to the Department based upon the amount of packaging used and whether or not it is easily recyclable. A producer may establish an alternative collection program to offset some or all of the fees. The fees are paid into the Packaging Stewardship Fund, established in the bill, and are used to reimburse participating localities for expenses related to recycling, invest in recycling infrastructure and education, and pay administrative costs related to the Program. The bill authorizes the Department to contract with a third party to administer the Program.</p> <p><b>Materials covered:</b> Materials used for the containment, protection, delivery, presentation, or distribution of a product, including a product sold over the Internet, at the time that the product leaves a point of sale with or is received by the consumer. Excludes beverage containers, packaging intended for long-term use, and paint cans.</p> <p><a href="#">Link to Text</a></p>
<p>Virginia</p>	<p>(H) Left in Agriculture, Chesapeake and Natural Resources  2/15/22</p>	<p><b>Packaging Stewardship Program and Fund; established. (HB 647)</b></p> <p>Creates a packaging stewardship program, which would require a producer that sells products with packaging materials to pay a fee to DEQ based upon the amount of packaging used and whether or not it is easily recyclable. A producer may establish an alternative collection program to offset some or all of the fees. The fees are paid into the Packaging Stewardship Fund, which is used to reimburse participating localities. Also, establishes a Stewardship Advisory Committee.</p> <p><b>Materials covered:</b> packaging material</p> <p><a href="#">Link to Text</a></p>

State	Status	Summary of Requirement
<b>Washington</b> (Convenes: January 10, 2022 Adjourns: March 10, 2022)	Hearing Scheduled - Ways & Means  2/5/22	<p><b>Renewing Washington's recycling system and reducing waste. (HB 2003=SB 5697)</b></p> <p>Creates product stewardship program for packaging and paper products. Requires producers of paper products or packaging sold or supplied to consumers in Washington to join a producer responsibility organization, beginning Jan. 15, 2023. Also, establishes recycled content requirements for single-use plastic cups, polypropylene tubs, and PET thermoform plastic containers. Requires producers of single-use plastic cups, polypropylene tubs, or PET thermoform plastic containers to register with the state and pay annual fee. Adds truth-in-labeling provisions to requires products bearing the "chasing arrows" logo to meet recyclability standards.</p> <p><b>Materials covered:</b> Paper products, packaging, single-use plastic cups, polypropylene tubs, and PET thermoform plastic containers.</p> <p><a href="#">Link to Text</a></p>

**Disclaimer:** Information in the table above is meant to be a reference tool and is not an exhaustive list of all legislative activity in the U.S. The information provides a summary and does not convey all aspects of legislated requirements. For example, the summaries below do not necessarily include definition of terms, information on outreach and education requirements, penalties and enforcement, reporting, or instructions on how to comply. Links to legislation are accurate as of the date of this publication. Retailers should reference official agency resources and/or the appropriate legislative documents for comprehensive guidance. Inclusion of introduced legislation is not a predictor or an indicator of RILA’s belief that it will pass.

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**About the RILA’s Retail Compliance Center:** The [Retail Compliance Center](#) (RCC) provides resources on environmental compliance and sustainability for all types and sizes of retailers. The RCC’s goal is to develop retail-specific resources, tools and innovative solutions to help companies cost-effectively improve their compliance and environmental performance.