



# Proposed Rules for the Mattress Stewardship Act

Presentation to the Oregon Environmental Quality Commission

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# What is Extended Producer Responsibility?

## Existing programs:



## Upcoming:

- Recycling Modernization Act, Senate Bill 582 (2021)
- Mattress Stewardship Act, Senate Bill 1576 (2022)

# Mattress Stewardship Act

- SB 1576 - signed into law in 2022
- Creates a statewide system for collection and management of discarded mattresses
- Follows a consumer-funded product stewardship model



# Mattress Stewardship Act

- Stewardship organization will develop and implement a program, under a plan approved by DEQ
- Producers, renovators, retailers must register with stewardship organization



# Mattress Stewardship Act

- Plans from stewardship organizations due Oct. 1, 2023
- After plan approval, stewardship organization must implement within 7 months
- DEQ will provide oversight and enforcement



# Rulemaking Advisory Committee

Mattress Stewardship Rulemaking Advisory Committee*	
Name	Representing
Marie Clarke	International Sleep Products Association, Mattress Recycling Council
Michelle Colletti	Community Member
Sabrina Gogol	Metro
Anna Kurnizki	Community Warehouse
Angie Marzano	Lane County Public Works
Terry McDonald	St. Vincent de Paul of Lane County
Robert Stewart	Coos County Solid Waste
Aimee Thompson	Thompson's Sanitary Service

*\*Separate from Mattress Stewardship Program Advisory Committee (MSPAC)*

# Engagement and Public Comment

- Public input period during both RAC meetings
- One public hearing
  - 16 Attendees
  - 5 Verbal comments
  - Industry, nonprofit, local government
  - Topics included reuse, equity, reporting requirements, producer accountability

# Summary of Proposed Rules

- DEQ recommends rules be placed in Chapter 340, Division 98
- Proposed rules address:
  - Annual fee
  - Delegation of authority
  - Requirements of a stewardship organization





# Annual Fee

- First year (2024): \$205,000
- Second year (2025) and onwards: \$200,000
- Beginning in third year (2026), DEQ may reduce fee in a given year if lesser amount is adequate to cover program costs for that year.

# Delegation of Authority

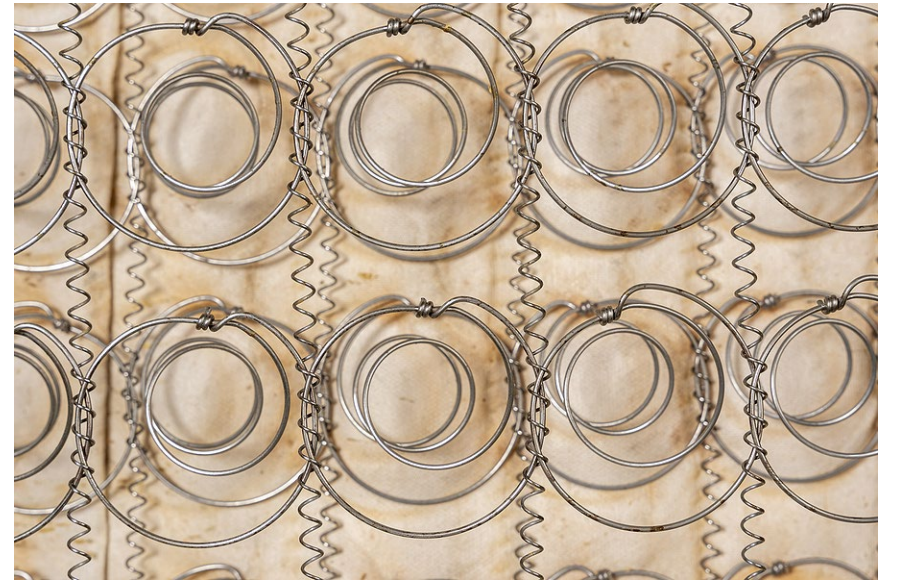
Per statute, a stewardship organization may be required to meet additional reporting requirements to avoid future violations, as determined by Environmental Quality Commission.

This rule transfers authority from the EQC to DEQ, for ease of implementation.



# Stewardship Organization Submissions

- Performance goals must provide for annual goals and account for reuse when setting the recycling rate.
- A stewardship organization must report on the number of mattresses directed for reuse.



# Stewardship Organization Submissions

If a stewardship organization notifies DEQ of a change to collection service, DEQ may require information, specific to a site or event, to evaluate program compliance.



# Stewardship Organization Submissions

Act requires studies and reports:

- Methods of providing service to low-income & multifamily
  - Scope of mattresses not being collected, how to capture them
  - Life cycle assessment
- 
- Stewardship organization must submit a description of proposed activities in advance and address DEQ's comments

# Notification of Changes

A stewardship organization must notify DEQ of a change in:

- retailers that are registered with a stewardship organization
- facilities managing discarded mattresses for reuse, as part of the program.



# Website Information

- Updates to the stewardship organization's website must be made within 3 business days
- A stewardship organization must request and publish certain contact information from a collection site or event for the public to access

# Questions?



# Recommendation to Commission

DEQ recommends that the Environmental Quality Commission adopt the proposed rules as seen in Attachment A for the Mattress Stewardship Act, into Chapter 340, Division 98 of the Oregon Administrative Rules.

# Title VI and alternate formats

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