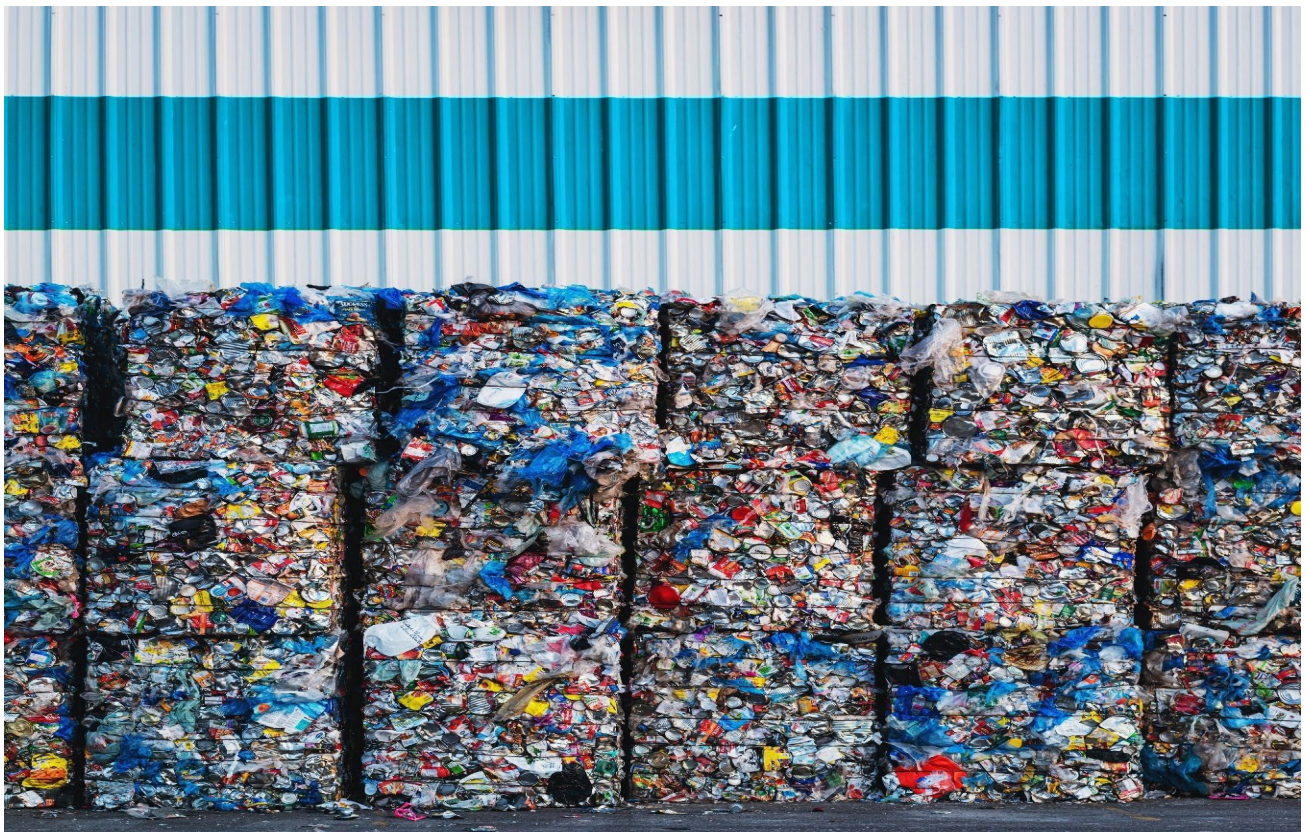


All Wrapped Up Extended Producer Responsibility for Packaging

February 2025 Newsletter

In this month's edition of *All Wrapped Up*, we discuss how CalRecycle rescued producers by delaying the SB 343 labeling mandate; the submission of Colorado's PRO plan; EPR legislation advancing in Maryland; the inaugural meeting of the Minnesota Producer Responsibility Board; the final approval of the first PRO plan in U.S. packaging EPR; and the imminent (and also the first) data reporting deadline in U.S. packaging EPR. We also take a deeper dive – in our *Issue in Focus* section – into California source reduction planning.



February 2025 State-By-State Updates

California

Colorado

Illinois (needs assessment only)

Maine

Maryland (needs assessment only)

Massachusetts (needs assessment only)

Minnesota

Oregon

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- The Oregon Department of Environmental Quality (“Oregon DEQ”) approved the first PRO plan in U.S. packaging EPR on February 21, 2025. In a press release announcing this historic milestone, Oregon DEQ stated:

The plan aims to enhance recycling, waste reduction and reuse across the state through several key initiatives, including:

- Providing funding to local governments and recycling service providers for improvements to Oregon’s recycling system;
- Establishing locations around the state to collect harder-to-recycle items;
- Ensuring that collected materials are recycled responsibly;
- Creating educational resources to help people learn about recycling changes and opportunities; and
- Reducing environmental impacts of paper, packaging, and food serviceware through fee incentives and by capitalizing a new waste reduction and reuse program.

Scott Keller, the Chair of the Oregon Recycling System Advisory Council, announced that “DEQ’s approval of this plan is a significant step towards better recycling in Oregon” and that “Oregon has led the way in recycling for years, and this law will help us improve even more!” As part of the rollout, CAA hosted a webinar on February 12, 2025 entitled “Oregon Program Plan: PRO Recycling Acceptance List” and a second webinar on February 26, 2025 entitled “Oregon Program Plan: Education and Outreach.”

- The first data reporting deadline in U.S. packaging EPR is March 31, 2025, for Oregon. Pursuant to OR. ADMIN. R. 340-090-0870, producers that intend to sell or distribute covered products in or into Oregon on or after July 1, 2025 must pre-register and submit data no later than March 31, 2025. In view of this impending deadline, CAA hosted several producer reporting and producer portal training sessions throughout February to help producers

prepare. CAA released guidance last month on “Oregon Reporting Category Definitions” and a “Oregon 2025 Report Preparation Workbook.”¹

* * * *

Issue In Focus: California Individual Source Reduction Plans

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¹ CAA, *Producer Guidance*, <https://circularactionalliance.org/producer-guidance>.

King & Spalding + Extended Producer Responsibility

King & Spalding has a cutting-edge extended producer responsibility practice. We have been at the forefront of these laws long before Maine became the first state to pass a comprehensive EPR packaging law in 2021. Our EPR practice extends beyond paper and plastics to batteries, electronics recycling, and other product stewardship, and our clients include producers as well as service providers. The firm also has one of the deepest environmental teams among the AmLaw top tier firms, providing full-service capability and a global reach. Chambers USA, one of the most preeminent legal ranking organizations, named King & Spalding as the Environmental Law Firm of the Year in 2024.

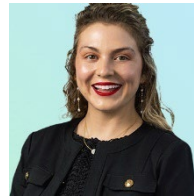
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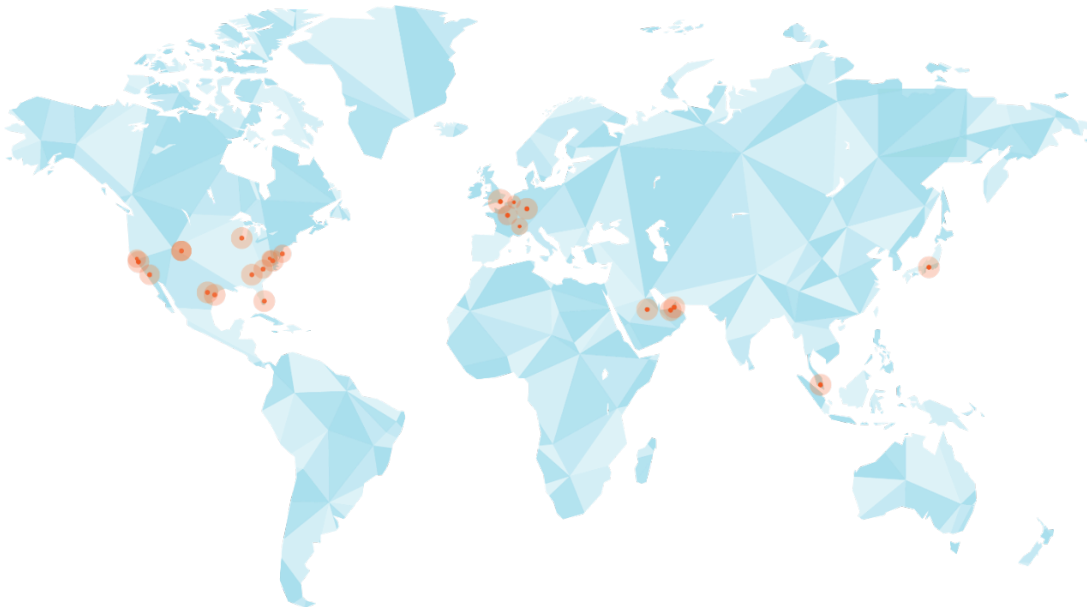
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