

Post-consumer Recycled Content Rule advisory committee meeting

Hosted by Ecology on 4/14/2022 using Zoom from 9:00 a.m.-12:00 p.m. (Pacific Time)

Participants:

Ecology: Alaina Young, [Shannon Jones](#), Alli Kingfisher

Committee: Brennan Georgianni, Charles Knutson, Chris Cray, Christopher Finarelli, Emily Alexander, Heather Trim, Kate Eagles, Kyla Fisher, Megan Daum, Sally Jefferson, Mark Smith, John Cook

Important Dates:

- **Sub-topic meetings** (determined necessary after first meeting), planned for 2 hours each:
 - **PCR Rule Advisory Committee - Producer definition**
Apr 28, 2022 01:00 PM Pacific Time
[Register in advance for this meeting](#)
 - **PCR Rule Advisory Committee - Household cleaning product definitions**
May 5, 2022 10:00 AM Pacific Time
[Register in advance for this meeting](#)
 - **PCR Rule Advisory Committee - Personal care product definition**
May 12, 2022 10:00 AM Pacific Time
[Register in advance for this meeting](#)
- **Next Advisory Committee Meeting**
June 9, 9:00 a.m. – 12:00 p.m. (Pacific Time) –Part B Draft -Producer registration and fees
[Register in advance for this meeting](#)
- Extended plastic producer registration to date is **May 18, 2022**.
 - The original due date was April 1, 2022.

April 14th Meeting Summary:

Draft Post-consumer Recycled (PCR) Content rule language is being developed by Ecology in consultation with a 12-member advisory committee. Draft rule language is being developed in four parts:

- Part A – General requirements and definitions
- Part B – Producer registration and fees section
- Part C – PCR Content
- Part D – Enforcement

The advisory committee met on April 14, 2022, to discuss Part A of the Draft PCR Rule (Washington Administrative Code (WAC) 173-925). A draft of Part A rule language was provided to the committee on April 5, 2021. The same draft is available for [eComment](#) (this is an online platform Ecology uses for public comment). Additional information is available on the [WAC 173-925 website](#).

During the first hour of the meeting, Ecology provided a summary of the law and the rulemaking process and timeline. Committee members introduced themselves and described their primary goals and objectives for participating in this process. The rest of the meeting was an advisory committee member discussion of draft definitions for the rule. The committee did not have time to cover all definitions and

will convene for three sub-topic meetings (2 hours each) before the [June 9th Part B next advisory committee meeting](#) to further discuss the changes.

Ecology emphasizes that input and feedback is MOST helpful when accompanied by suggested alternate draft language and/or detailed explanation of what you think a proposed language alteration will accomplish (including unintended consequences, reasons the current language doesn't work, etc).

Guidance Document: Due to the complicated nature of this rulemaking, Ecology will be developing guidance to clarify items not covered in rule, The guidance document serves as an “instruction manual” that is more extensive and provides example scenarios. The guidance will be developed in tandem with the rule based on questions, discussion, and internal research. Ecology plans to release the guidance document about the same time as the rule. The guidance document will be developed in consultation with the committee and other regulated producers.

Topics discussed during this meeting included:

The following definitions and related topics were discussed by advisory committee members. Additional meetings are scheduled due to the need for more detailed conversations (schedule above).

- Clarifications around terms within “producer” definition
 - Discussed need for additional definitions for terms within definition of “producer”
 - Need greater clarity about this term
- Federally regulated products
 - Discussed exclusion of FIFRA-regulated products
 - Need further discussion of regulated aerosol containers
- Beverage definition
 - Discussed language for specific items, like, Non-dairy and dairy creamer, Concentrates, Industrial syrups
- Plastic beverage container
- Household cleaning product definitions
 - Discussed how to define “household”
 - Need to create an operating definition for this product category
- Definition of “covered products.”
 - Ecology suggested draft to make the “containers” the covered products.
 - Original language had the products themselves listed as the covered products.

Items to introduce:

- Personal care products definition
 - Defining non-prescription drugs exclusion

Ecology will continue to accept eComments on the Part A Definitions section as we consider advisory committee discussion and other suggested changes to the draft.

Next steps:

- Sub-topic follow-up meetings have been scheduled.
- All interested parties may submit rule language revision suggestions to Ecology.