

Requested by Representative DOHERTY

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2883**

1 On page 1 of the printed bill, delete lines 5 through 28 and delete page  
2 2 and insert:

3 **“SECTION 1. (1) The Task Force on Recycling, Recovery and**  
4 **Composting of Food Service Materials is established.**

5 **“(2) The task force consists of nine members appointed by the**  
6 **Governor as follows:**

7 **“(a) Two members shall be persons who actively participate in re-**  
8 **cycling polystyrene; and**

9 **“(b) Seven members shall be persons who are knowledgeable about**  
10 **recycling, recovery and composting.**

11 **“(3) The task force shall review and assess technologies available**  
12 **in the recycling, recovery and composting of food service materials to**  
13 **develop a policy to increase recycling, recovery and composting of food**  
14 **service materials as an alternative to a prohibition on polystyrene**  
15 **containers for prepared food.**

16 **“(4) The task force may make recommendations based on the re-**  
17 **view and assessment under subsection (3) of this section.**

18 **“(5) A majority of the members of the task force constitutes a**  
19 **quorum for the transaction of business.**

20 **“(6) Official action by the task force requires the approval of a**  
21 **majority of the members of the task force.**

1       **“(7) The task force shall elect one of its members to serve as**  
2 **chairperson.**

3       **“(8) If there is a vacancy for any cause, the Governor shall make**  
4 **an appointment to become immediately effective.**

5       **“(9) The task force shall meet through 2020, at times and places**  
6 **specified by the call of the chairperson or of a majority of the mem-**  
7 **bers of the task force.**

8       **“(10) The task force may adopt rules necessary for the operation**  
9 **of the task force.**

10       **“(11) No later than September 15, 2020, the task force shall submit**  
11 **a report in the manner provided in ORS 192.245, and may include rec-**  
12 **ommendations for legislation, to the Department of Environmental**  
13 **Quality and an interim committee of the Legislative Assembly related**  
14 **to the environment.**

15       **“(12) The Department of Environmental Quality shall provide staff**  
16 **support to the task force.**

17       **“(13) Members of the task force are not entitled to compensation**  
18 **or reimbursement for expenses and serve as volunteers on the task**  
19 **force.**

20       **“(14) All agencies of state government, as defined in ORS 174.111,**  
21 **are directed to assist the task force in the performance of the duties**  
22 **of the task force and, to the extent permitted by laws relating to**  
23 **confidentiality, to furnish information and advice the members of the**  
24 **task force consider necessary to perform their duties.**

25       **“SECTION 2. (1) No later than September 15, 2024, the Department**  
26 **of Environmental Quality shall submit a report in the manner pro-**  
27 **vided in ORS 192.245 to an interim committee of the Legislative As-**  
28 **sembly related to the environment.**

29       **“(2) The report required by subsection (1) of this section shall:**

30       **“(a) Take into account the report by the Task Force on Recycling,**

1 **Recovery and Composting of Food Service Materials that is required**  
2 **by section 1 of this 2019 Act;**

3 **“(b) Identify progress the state is making to establish a meaningful**  
4 **recycling, recovery and composting infrastructure for food service**  
5 **packaging materials in this state, as an alternative to a prohibition**  
6 **on polystyrene containers for prepared food; and**

7 **“(c) Include recommendations for any legislation that may be**  
8 **needed to further the progress identified in paragraph (b) of this sub-**  
9 **section.**

10 **“SECTION 3. (1) On or after the effective date of this 2019 Act, a**  
11 **city, county or other local government may not adopt or amend a**  
12 **charter provision, ordinance, resolution or other provision to prohibit**  
13 **or limit a food vendor’s use of a polystyrene container in selling, of-**  
14 **fering for sale, serving or dispensing prepared food to a member of the**  
15 **public.**

16 **“(2) Notwithstanding subsection (1) of this section, a city, county**  
17 **or other local government may enforce a charter provision, ordinance,**  
18 **resolution or other provision that prohibits or limits a food vendor’s**  
19 **use of a polystyrene container in selling, offering for sale, serving or**  
20 **dispensing prepared food to a member of the public, if the charter**  
21 **provision, ordinance, resolution or other provision was in effect before**  
22 **the effective date of this 2019 Act.**

23 **“SECTION 4. Section 1 of this 2019 Act is repealed on December 31,**  
24 **2020.**

25 **“SECTION 5. Section 2 of this 2019 Act is repealed on January 2,**  
26 **2025.**

27 **“SECTION 6. Section 3 of this 2019 Act is repealed on January 2,**  
28 **2026.**

29 **“SECTION 7. This 2019 Act takes effect on the 91st day after the**  
30 **date on which the 2019 regular session of the Eightieth Legislative**

1 **Assembly adjourns sine die.”.**

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