

<u>Proposed Change</u>	<u>Suggested language</u>
<p>Further break up tiers of implementation, implement in 3 phases instead of 2, push back implementation</p> <p>Tier 1: 2000lbs/week or more; implemented in 2028</p> <p>Tier 2: 1000lbs/week or more; implemented in 2029</p> <p>Tier 3: 500lbs/week or more; implemented in 2030</p>	
<p>Remove reporting requirement for businesses from Section 2(4)</p>	
<p>Exempt businesses that are farther than 75 miles from a composting facility for the first four years of the policy.</p>	<p>SECTION 2. (4) Until Jan 1, 2032, covered entities that are located further than 75 miles of a facility authorized to accept food waste for composting or anaerobic digestion are not subject to the requirements outlined in Section 2.</p>
<p>Section 4 (1) Clarify that DEQ is the enforcing agency but they may enter into partnerships with other relevant agencies who already inspect restaurants/grocery stores.</p>	
<p>Remove “for good cause. The duration of a waiver may not exceed one year” from section 4(3) and replace with “temporary waiver”</p> <p>Want more flexibility with waivers, and don’t want to run into issues with the definition of “good cause”</p>	
<p>Include contamination in the education program provided by DEQ. Contamination should refer to anything that is not food that gets into the food waste bins, for example packaging or bags.</p>	<p>Provide education to covered entities on reducing contamination of separated food waste with non-food items.</p>
<p>Clarify that cities, counties, metropolitan service districts will direct collection services by June 30, 2027 (6 months before implementation)</p>	<p>NEW SECTION 5: The city, county or metropolitan service district responsible for solid waste management must ensure collection services are provided to covered entities under Section 2 unless all covered entities are exempted by 4(3).</p>
<p>Exempt covered entities within local governments that already have a food waste</p>	<p>A covered entity is not subject to this act if it is located within the jurisdiction of a local government that requires all covered entities to separate food</p>

<p>separation policy in place that is as stringent as the statewide policy.</p>	<p>waste for recovery and arrange for food waste to be collected and transported to a facility authorized to accept food waste.</p>
<p>Exempt dietary supplements from food date labeling requirement</p>	
<p>Push back implementation of uniform food date labeling to 2027</p>	<p>SECTION 17. (1) Section 11 of this 2025 Act, the amendments to ORS 616.805, 616.815, 616.825, 616.830 and 616.835 by sections 9 and 12 to 15 of this 2025 Act and the repeal of ORS 616.800 by section 16 of this 2025 Act become operative on July 1, 2027</p>
<p>Remove “quality date” from 13(2) so that businesses are required to pull products that have passed a safety date of shelves, but are not required to pull products that have passed a quality date</p>	<p>SECTION 13. (2) Notwithstanding the provisions of this section, a vendor shall be allowed the first eight business hours after the expiration of the [open pull] safety date within which to remove all packages with an expired [pull] safety date.</p>
<p>Technical fixes (reflected in red line):</p> <ul style="list-style-type: none"> <li>- Add “in partnership with the Oregon Department of Agriculture” to summary</li> <li>- Section 3: change “shall” to “may” establish a program to educate covered entities</li> <li>- Section 4(3): change “shall” to “may” establish by rule criteria and procedures for temporary waivers</li> <li>- Section 15: change to ODA “may” promulgate rules instead of “shall”</li> </ul>	