



Date: July 25, 2025

To: Vermont Department of Environmental Conservation – Josh Kelly and Mia Rothstien

Re: **HHW EPR Stewardship Organization registration**

Dear Josh and Mia:

I am writing in regard to the Lubricant Packaging Management Association's (LPMA) registration as a Stewardship Organization under Vermont Household Hazardous Waste (HHW) Extended Producer Responsibility (EPR) Law (Act 58 of 2023 and Act 59 of 2025). I also want to thank you and your staff for meeting with us to discuss our registration and the scope of materials that LPMA Participants represent, and to understand the role of the state.

The Founding Members of the LPMA include BP Lubricants USA, Inc. (Castrol), Chevron U.S.A. Inc., ExxonMobil Oil Corporation, Pennzoil-Quaker State d/b/a SOPUS Products (Shell) and VGP Holdings LLC (Valvoline). The Founding Members have created the LPMA Powered by Interchange 360, a national non-profit EPR compliance agency, with a purpose of providing EPR compliance options for its members and supporting the development of circular material management solutions for petroleum and petroleum-related products and packaging.

In our experience, every jurisdiction with a successful EPR program for HHW has a separate and independent collection and material management system for petroleum and petroleum-related products and packaging. For example, in British Columbia, Canada (pop 5.5M), the Interchange program operates an independent collection system for petroleum and petroleum related products and packaging, separate from other HHW products. The BC program has approximately 7,000 collection points, including 300 public return collection facilities (e.g., local government and private depots retailers, and service stations) through which it collects over 90% of the targeted products and packaging available for collection.

As we discussed, our preferred approach is as follows:

1. By July 1, 2026, LPMA will submit to the Secretary of Natural Resources for approval a Collection Plan for the products sold by LPMA program Participants, as required by 10 VT Stats § 7183 as recently amended by Act 59 of 2025.
2. By July 1, 2026, the Secretary of Natural Resources will adopt and administer a Collection Plan for the products not managed by LPMA in accordance with the authority provided to the Secretary of Natural Resources by 10 VT Stats §7187(g) which was introduced by Act 59 of 2025 and signed into law on June 11, 2025.

While I understand the Department staff are concerned that the State does not have the legal authority to implement a state-operated program for the products not managed by LPMA, our view is that it does. I propose a discussion with our respective legal counsel to review the pertinent aspects of the law, its application, and possible ways forward.



Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "DL", is written over a light gray horizontal line.

David Lawes

CEO