

State of Vermont
Department of Environmental Conservation
Waste Management & Prevention Division
1 National Life Drive, Davis 1
Montpelier VT 05620-3704
(802) 828-1138

May 24, 2018

Ms. Madeleine Bugel, Program Manager
Lighting Systems and International Business
1300 North 17th Street, Suite 900
Rosslyn, VA 22209

Re: Vermont 2017 NEMA Plan Renewal

Dear Ms. Bugel:

Thank you for the April 30, 2018 NEMA Plan revision. The NEMA plan initially submitted on February 28, 2018 has now completed the review process by the Vermont Agency of Natural Resources (ANR) including a public comment period. Although the Agency believes there are some areas in the plan that may still need to be refined (such as updating the list of active collection participants in the program and updating the NEMA web site), the Agency hereby approves the plan submission from NEMA with the following conditions:

1. Manufacturers operating under this approved plan must accept all appropriate responsibility for the implementation of the plan and acknowledge that, although NEMA is not operating as a Product Stewardship Organization, NEMA is submitting the plan on behalf of the manufacturers listed at the bottom of this letter. The signed manufacturer application agreements for the manufacturers listed below are considered part of the NEMA plan submission. The Agency reserves the right to require future plan-submissions by individual manufacturers or a product stewardship organization as outlined in 10 V.S.A. §7154 and does not consider the allowance of this variance to set an irrevocable precedent.
2. Collector participation agreements are considered part of the NEMA plan submission and subject to review by the Agency as identified in the Vermont DEC plan submission guidelines.
3. NEMA agrees to submit the annual report on a calendar year basis providing the first report submission for the transition period from July 1, 2017 to December 31, 2017 prior to June 30, 2018. The annual report for the period January 1, 2018 to December 31, 2018 will be reported no later than April 1, 2019 and subsequent calendar year reporting shall be submitted no later than April 1 for the previous calendar year.
4. NEMA will submit the next independent third-party audit of the manufacturer's plan and operation on or before September 1, 2022 and every five years as required by 10 V.S.A. § 7153.
5. The Agency approves the plan, submitted on April 30, 2018, for a period to end December 31, 2020. The agency is approving the plan for a period less than 5 year to assess the success of service to facilities and to evaluate NEMA's outreach efforts over this period. The mail-back program for non-retail collectors was implemented just prior to the submission of the NEMA renewal plan and the Agency is still monitoring and evaluating the mail-back service to



municipal and district collection facilities as well as the effectiveness of the option for direct pickup for collectors of larger volumes, described as Less Than Truckload (LTL) in the Plan. In addition, NEMA is expected to update the web page, participation agreements, and outreach materials.

Thank you for providing Vermonters with a mercury lamp collection and recycling program. We look forward to working with you to continue this program.

Sincerely,



Cathy Jamieson
Solid Waste Program Manager

Manufacturers Represented under the NEMA Plan Approval:

ACE Hardware Corporation
Bulbrite Industries, Inc.
CREE, Inc.
EarthTronics, Inc.
Eiko Global LLC
EYE Lighting International of North America, Inc.
Feit Electronic Co., Inc.
The Finally Light Bulb Company
GE Lighting
Halco Lighting Technologies
LEDVANCE, LLC
Litetronics
MaxLite, Inc.
OttLite Technologies, Inc.
Panasonic Corporation
Philips Lighting
Satco Products, Inc.
Southwire Company
Technical Consumer Product, Inc.
Ushio America
Venture Lighting International
Verilux, Inc.
Westinghouse Lighting LP