

Circular Action Alliance
Colorado Board Meeting Minutes

Meeting #16 – March 18, 2024 (12:30 –2:00 p.m. MT / 2:30 – 4:00 p.m. ET)

Item	Substance	Action
1.	Call to Order and Agenda Review	N. Menezes called the Meeting to order at 12:33 p.m. MT.
2.	Antitrust Admonishment	An antitrust compliance reminder was provided by legal counsel.
3.	Discussion with CDPHE (Wolf Kray, Darla Arians, Rebecca Fischer)	W. Kray from the Colorado Department of Public Health and the Environment (CDPHE) and R. Fischer from the Colorado Attorney General's Office joined the Meeting. Board members received an update about CDPHE's presentation to the Joint Budget Committee and the Committee's hearing. <i>Attendance Notes:</i> M. Marchum joined the Meeting at 12:46 p.m. MT and left the Meeting at 1:13 pm MT. W. Kray and R. Fischer left the Meeting at 1:49 p.m. MT.
4.	Consent Agenda Approval	The minutes of the March 4, 2024 Colorado Board Minutes (Meeting #15) were adopted without objection.
5.	Colorado Updates	P. Hargreave reported his observations on the Joint Budget Committee's meeting and the written responses to inquiries from Committee members. He noted that the recommended scenarios are pending decision by JBC. Then, discussion was introduced on CDPHE's rulemaking process under the producer responsibility program and the proposed draft rules. A formal rulemaking hearing will be held in May 2024. Comments were sought from the Colorado Board about the definitions of product and producer, scope of non-residential covered entities, and requests for additional producer exemptions.
6.	Other Business	A reminder to complete Board member survey was made. No other business was discussed.
7.	Executive Session	No executive session was held.
8.	Adjournment	The Meeting adjourned at 1:57 p.m. MT.

Attendees:

Voting Members			
General Mills	Neil Menezes	Voting Member	Y
Mars, Incorporated	Eadaoin Quinn	Voting Member	Y
Clorox	Melissa Craig	Voting Member	Y
PepsiCo	Andy Wright	Voting Member	Y
Swire	Mike Bernier	Voting Member	Y
Walmart	Alex Schenck	Voting Member	Y
Nonvoting Members			
Mary Marchun	Colorado Beverage Association	Nonvoting Member	Y
John Hewitt	Consumer Brands Association	Nonvoting Member	Y
Project Team			
Shane Buckingham	Project Team	EPR Program Planning Lead	Y
Peter Hargreave	Project Team	Colorado Program Manager	Y
Jeff Meyers	Project Team	Senior Strategic Advisor	N
Betsy Dorn	Project Team	Policy Advisor (Colorado)	Y
Sue Towle	Project Team	Board and Project Administrator	Y
Legal Counsel			

Andrew Steinberg	Venable LLP	Legal Counsel	Y
Invited Guests			
Darla Arians	Colorado Department of Public Health and Environment (CDPHE)	Extended Producer Responsibility (EPR) Lead	N
Wolf Kray	Colorado Department of Public Health and Environment (CDPHE)	Materials Management Unit Leader	Y
Rebecca Fischer	Colorado Attorney General's Office	Assistant Attorney General, Water Quality & Hazardous and Solid Waste Units	Y

Antitrust Compliance

Circular Action Alliance is subject to federal, state, and international antitrust/competition laws and has a policy of strict compliance with these laws, without exception.

These antitrust laws prohibit competitors from engaging in actions that could result in an unreasonable restraint of trade.

Consequently, competitors must avoid discussing certain topics when they are together, meeting virtually, or at any other time: prices, fees, rates, profit margins, discounts, promotions, rebates, or other terms or conditions of sale; pricing strategies, methods, trends, plans, or timing of price changes; salaries, costs, and other factors that affect pricing; the hiring or recruitment of other members' employees; allocation of markets or customers or division of territories; topics that may lead participants to not deal with or to boycott a particular supplier, customer, or third party; reductions of output; bid-rigging; or any other anti-competitive topics or actions.

Failure to comply with these antitrust laws will not be tolerated in any manner.