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October 2025

AT THE FEDERAL LEVEL...

UNITED STATES

There are no significant federal updates impacting foodservice packaging in the United States this month.

CANADA

On October 20, 2025, Canada's Federal Minister of Environment and Climate Change issued a [statement](#) regarding the future of the single-use plastic export ban. According to the statement, the Government of Canada will no longer pursue the implementation of the planned ban, which was scheduled to take effect on December 20, 2025. The decision is said to be based on a review of the current policy landscape, global trade conditions and domestic economic challenges.

AT THE STATE/PROVINCIAL LEVEL...

FPI's report of bills that may impact foodservice packaging is available [here](#) in PDF and includes bills as of October 24, 2025.

Below are some highlights of recent and upcoming legislative and regulatory activity.

CALIFORNIA: CalRecycle has released an updated version of the [Preliminary Findings Report](#) for the statewide material characterization study, which assesses the quantity and types of covered materials disposed of in California landfills. This latest version incorporates new data and revisions to the initial report published on June 30, 2025. In conjunction with the release, the department hosted a public meeting to present the findings and gather stakeholder input on October 28, 2025. Public comments on the SB 54 Material Characterization Study Preliminary Findings Report will be accepted until November 12, 2025, and can be submitted via email to wastechar@calrecycle.ca.gov.

The [SB 54 Advisory Board](#) met on October 17, 2025. The agenda included updates from both CalRecycle and Circular Action Alliance (CAA) on their respective SB 54 implementation efforts as well as an overview from Travis Research concerning the consumer education and access needs assessment study. Full meeting agenda and supporting documents are posted [here](#). The next meeting of the SB 54 Advisory Board will take place on November 21, 2025, and is expected to include a discussion on the Plastic Mitigation Fund. When available, the meeting agenda and supporting documents will be accessible under "Upcoming Advisory Board Meetings" [here](#).

CAA continues to undertake a series of topic-based consultation webinars to seek stakeholder feedback to inform the developments of their initial California program plan. Each webinar will be followed by a participant survey to gather further information. Please use this [link](#) to access the complete list of topics, dates, registration details and recordings of previous sessions.

COLORADO: In October, the Colorado Department of Public Health & Environment (CDPHE) published the public comments that were received on CAA's program plan along with a summary of the department's responses.

Also, CDPHE sent a formal letter to CAA outlining several required revisions to its Amended Program Plan in response to public comments. Among the changes, CAA is expected to provide more detail on how annual budget caps for compostable packaging are determined and how they may vary, eliminate the use of allocation (credit method) procedures for post-consumer recycled content, and include the finalized 2026 base dues table in the updated draft. These items represent a portion of the broader set of revisions requested by the department.

The letter, public comments and a summary of CDPHE responses to comments are all available on Colorado's Producer Responsibility [webpage](#).

Between August and September, CDPHE hosted three stakeholder meetings and conducted a 45-day public comment period regarding eco-modulation for the state's producer responsibility program. Feedback received during this process informed the department's Revised Proposed Amendments to Section 18 and the accompanying draft Statement of Basis and Purpose. CDPHE will present the proposed amendments to the Solid and Hazardous Waste Commission on November 18, 2025.

The public may still submit comments directly to the Commission at cdphe.hwcrequests@state.co.us by November 11, 2025. More information and documents are available on the proposed rulemaking webpage [here](#).

The Colorado Producer Responsibility Advisory Board met on October 8, 2025, with a focus on feedback to CDPHE on the proposed eco-modulation rulemaking. CAA also provided an update on their service strategy and reporting. The board is set to meet again on November 12, 2025, with registration available [here](#). You may also review past meeting materials at the same link.

FLORIDA: Florida [SB 240](#), prefiled for the 2026 legislative session, would establish statewide regulations for “auxiliary containers” such as bags, bottles, cups, and other packaging used by retailers and restaurants. The bill directs the Florida Department of Environmental Protection to develop a uniform ordinance by October 2027, which local governments may adopt. It would also preempt most new local regulations or taxes on these containers, while allowing existing ordinances enacted before 2026 to remain in effect. Additionally, the bill proposes banning single-use polystyrene containers in state parks and beaches.

ILLINOIS: The Illinois Statewide Recycling Needs Assessment Advisory Council meeting is scheduled for November 10, 2025. Once available, meeting details and agenda will be posted [here](#).

MAINE: On October 16, 2025, the Maine Board of Environmental Protection (BEP) held a public hearing on proposed rulemaking for the state’s Stewardship Program for Packaging. The proposed rules include the addition of Appendix A – Packaging Material Types List as well as amendments to align the law with changes enacted under LD 1423, passed earlier this year. The public comment period closed on October 27, 2025. Full details and supporting documents are accessible [here](#).

MARYLAND: The Maryland EPR Advisory Council continues to meet and discuss areas where regulatory language may be necessary to implement [SB 901](#). Most recently, the council held a special meeting on September 30, 2025, to review the covered materials list and definitions. A recording of the meeting will be posted [here](#) when it becomes available.

MASSACHUSETTS: As part of their overall review of EPR approaches for products and packaging categories, the Massachusetts EPR Commission met

to discuss the “Plastics and Packaging” category on October 29, 2025. The agenda for this meeting is available [here](#). Complete meeting documents and a recording will be accessible [here](#) in the near future.

MINNESOTA: The Minnesota EPR Advisory Board met on October 29, 2025, with meeting details available [here](#). Future meetings are scheduled for November 19, December 3 and December 17, 2025.

NEW MEXICO: The New Mexico Environment Department (NMED) is advancing rulemaking to implement the Per- and Polyfluoroalkyl Substances (PFAS) Protection Act ([HB 212](#)), with a focus on product labeling requirements. As part of this effort, NMED hosted a webinar on September 25, 2025, to outline proposed labeling provisions. A [slide deck](#) from the session and a newly released [FAQ document](#) are available for reference. Further, NMED filed its [proposed rules](#) on October 8, 2025, and opened a [public comment portal](#) for those wishing to provide feedback on the proposed rules. Please see the PFAS Protection Act [webpage](#) for more information.

OREGON: The Department of Environmental Quality has announced that they are starting a third rulemaking for the Plastic Pollution and Recycling Modernization Act, which is expected to take place until early 2027. More details concerning this rulemaking, including previous stakeholder session information, are available [here](#).

The next Oregon Recycling System Advisory Council meeting is scheduled for November 19, 2025. Interested participants may join the meeting from the link on the council's [webpage](#).

WASHINGTON: The Washington Department of Ecology hosted a second webinar about the state's new EPR law, the Recycling Reform Act, on October 7, 2025. The webinar included an overview of the law, roles and responsibilities, as well as how to remain informed. You may access webinar

materials and more information on the Recycling Reform Act [webpage](#). You may also sign up for the Recycling Reform Act newsletter [here](#).

PRODUCER RESPONSIBILITY ORGANIZATION (PRO) UPDATE

Please also refer to [CAA's Producer Resource Center](#) and [CAA's Upcoming Events webpage](#) to stay informed.

AT THE LOCAL LEVEL...

Under Consideration

HAWAII COUNTY, HI: The Hawaii County Council is advancing [Bill 83 \(Draft 2\)](#) which would ban non-compostable plastic and polystyrene foodware at food establishments and county facilities. Certified compostable alternatives would be required and serviceware like utensils and straws could only be provided upon request. Exemptions include packaging for raw meat, seafood and eggs, as well as items packaged outside the county. Temporary hardship waivers may also be granted. The bill is moving forward following committee approval and awaits further council review. Read more details in the article [here](#).

FPI Enacted Legislation and Ordinance/Bylaw Tracker

[FPI's enacted legislation and ordinance/bylaw tracker](#) provides information on known enacted legislation and local mandates relating to foodservice packaging. Any changes from the previous month will be highlighted.

Please note that the contents of this file have been developed for general informational purposes and should not be considered as professional advice, including legal opinion, or as a substitute for seeking professional guidance. Further, this confidential guidance is for FPI members only. Please do not distribute outside of your organization.

Please contact [Carol Patterson](#) with any feedback or questions. Thank you.



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