



PROPOSED ANNUAL DETERMINATION FOR MANUFACTURERS OF COVERED ELECTRONIC DEVICES

- **Market Share Determination (calendar year 2021 data), and**
- **Brand Determination**

Pursuant to §22a-638-1(f)&(g) of the Regulations of Connecticut State Agencies (“RCSA”), the Department of Energy and Environmental Protection (“DEEP”) hereby posts its proposed, annual determinations for the following:

- 1) Market Share Attributable to each Manufacturer for Computers, Printers, Monitors, and Televisions (collectively known as “Covered Electronic Devices” or “CEDs”). This market share determination is based upon available national market share data from the previous calendar year; and
- 2) Brand(s) Attributable to a Manufacturer for Computers, Monitors, and Printers based on information obtained by DEEP¹.

After manufacturers have an opportunity to rebut these determinations and the DEEP Commissioner posts her final determinations, the pro rata shares shall be used for a one year period, as the basis for calculation of the following:

- A. for all manufacturers, a manufacturer’s annual registration renewal fee paid to DEEP;
- B. for manufacturers of televisions, a manufacturer’s recycling fees, to be billed by DEEP-approved Covered Electronic Recyclers (“CER”); and
- C. for manufacturers of computers, monitors, and printers, a manufacturer’s recycling fees for orphan devices to be billed by CERs.

¹ See list titled “[Manufacturer’s Brands / Contacts List for CT DEEP’s Statewide E-Waste Recycling Program](#),” posted on DEEP’s website for brands that are already attributed to a manufacturer. This list is updated by DEEP as needed during the year. Important note for unregistered manufacturers: If a manufacturer / brand is identified on any of the preceding tables, and the manufacturer responsible for the brand(s) has not already registered its brand(s) with DEEP, the manufacturer shall register on a form prescribed by the Commissioner before selling the brand in Connecticut. See last table for the Commissioner’s assignment of brands to unregistered manufacturers. See [Manufacturer’s Registration Form and Instructions](#) for more registration information posted on the DEEP’s web site.

The national market share data underlying these determinations was provided under contract by the Northeast Recycling Council (“NERC”) in concert with the National Center for Electronics Recycling (“NCER”) and Electronics Recycling Coordination Clearinghouse (“ERCC”). The primary sources of this data include IDC Research, Inc., NPD Group and self-reports provided by electronics manufacturers that reported the data to ERCC and/or the DEEP.

Opportunity to Rebut Manufacturer Brand and Market Share Determination

In accordance with RCSA §22a-638-1(f)(2)&(g)(3)(B), the brand and market share determinations noted below and posted on DEEP’s website are presumed to be correct unless a manufacturer submits information rebutting these determinations. A manufacturer seeking to rebut a determination, for itself or for any other manufacturer, shall submit rebuttal information in writing within 30 days of this posting. Rebuttal information must include information such as the number of units sold, for the type of CED in question, based upon nationally available data, the number of units shipped, retail sales data, consumer surveys or other nationally available data, the source of any such information and all supporting documents.

Rebuttal information and questions regarding these determinations must be **received** by DEEP no later than **June 13, 2022**. All rebuttal information must be sent to Ms. Lena Tan by email to Lena.Tan@ct.gov. Following the receipt of any rebuttal information, the DEEP Commissioner shall make her final determination and shall notify each manufacturer of this determination.

The final brand and market share determinations will be posted on the “[Manufacturer Information](#)” page of the DEEP’s web site on or before **July 1, 2022**. Note that the final market share determined by the DEEP Commissioner is used by CERs and the DEEP to bill manufacturers (see next section).

Final Market Share for Billing for Recycling and Administrative Fees

Pro Rata Share Adjustments: For the purposes of billing for orphan devices or televisions, adjustments to the market share percentages are made to calculate the final pro rata market share in accordance with RCSA §22a-638-1(h)&(i). The adjustments add together and allocate any de minimis² market shares, to the manufacturers at or above the de minimis thresholds in proportion to their proposed market share (see “Proposed Percentages” column in tables below). The final pro rata market share for orphan devices and televisions will also be posted on

²For manufacturers of Computers, Monitors and Printers, a manufacturer is considered de minimis if it has less than 1.0% market share. For manufacturers of Televisions, a manufacturer is considered de minimis if it has less than 0.1% market share.

the “[Recycler Information](#)” page of the DEEP’s web site on or before **July 1st** each year . Registered manufacturers and electronics manufacturer trade associations receive an email notice from the DEEP.

Recycling fees: For manufacturers of computers, monitors and printers, the adjustments will affect the amounts such manufacturers owe to CERs for orphan devices collected in each category of device in a billing period. Such manufacturers below de minimis in the proposed market share determination do not pay a share of the recycling fees for orphan devices. Such manufacturers at or above the de minimis threshold pay the adjusted, slightly higher, pro rata share of the recycling fees to CERs for orphan devices, in accordance with the final market share determination. At a minimum, manufacturers of computers, monitors and printers pay recycling fees to CERs for the weight of their brands collected.

For manufacturers of televisions, the adjustments will affect the recycling fees that manufacturers above the de minimis threshold owe to CERs for the total weight of televisions collected in a billing period. Television manufacturers below de minimis in the proposed market share determination, do not pay recycling fees. Television manufacturers at or above the de minimis threshold pay the adjusted, slightly higher, pro rata share of the recycling fees to CERs for televisions, in accordance with the final market share determination.

Administrative Fees: The amount of a manufacturer’s annual registration renewal fee – which will be invoiced separately by the DEEP - may not directly correlate with a manufacturer’s pro rata market share for any single category of CED. Each manufacturer is assessed annual registration renewal fees based on:

- the expected costs to the DEEP for administering the program for the upcoming year (“annual budget”);
- each manufacturer’s market share for all categories of CEDs that the manufacturer is responsible for a brand(s); and
- a minimum fee of \$250.

No manufacturer shall pay a fee less than \$250 pursuant to RCSA §22a-630(d)-1(b). Thus, downward adjustments, or reductions, to the fees are made to account for manufacturers that are required to pay a minimum fee of \$250.

Proposed Market Share Determination for Printers

Manufacturer	Percentage	Final Pro Rata*
Hewlett Packard Company	59.11176%	59.36%
Epson America, Inc.	20.93113%	21.02%
Canon USA, Inc.	14.86072%	14.92%
Brother International Corporation	4.67850%	4.70%
Xerox Corporation	0.18977%	*
Lexmark International, Inc.	0.14714%	*
Mitsubishi Electric US, Inc.	0.01904%	*
Kyocera Document Solution America, Inc.	0.01590%	*
Ricoh Americas Corporation	0.01586%	*
Sharp Electronics Corp.	0.01462%	*
Toshiba America Information Systems, Inc.	0.01345%	*
Konica Minolta Business Solutions USA, Inc.	0.00211%	*
Total	100%	100%

*For manufacturers of printers, a manufacturer is considered de minimis if it has less than 1.0% market share.

Proposed Market Share Determination for Computers

Manufacturer	Percentage	Final Pro Rata*	*Continued from Left		
			Manufacturer	Percentage	Final Pro Rata*
Apple Inc.	31.02133%	33.4790%			
Amazon.com Service, Inc.	16.46156%	17.7657%	Venturer Electronics, Inc.	0.16477%	*
Hewlett Packard Company	10.60542%	11.4456%	SHAGHAL LTD	0.14887%	*
Samsung Electronic America, Inc.	8.43856%	9.1077%	Craig Electronics Inc.	0.08241%	*
Lenovo (United States) Inc.	6.56135%	7.0817%	Google, Inc.	0.07733%	*
Others*	6.29917%	0%	Rakuten Kobo Inc.	0.05787%	*
Dell Marketing LP	4.14340%	4.4717%	Kidz Delight Ltd	0.04793%	*
ASUS Computer International	3.15862%	3.4089%	ZTE (USA) Inc.	0.04336%	*
TCT Mobile (US) Inc.	3.13753%	3.1861%	RJ Technology	0.03133%	*
Walmart Inc.	2.89694%	3.1264%	Aava Mobile US, LLC	0.01290%	*
Acer America Corporation	2.88055%	3.1088%	Huawei Device USA Inc.	0.01005%	*
Microsoft Corporation	2.08284%	2.2478%	DPI, Inc.	0.00511%	*
MSI Computer Corp.	1.27096%	1.3717%	Fujitsu America, Inc.	0.00296%	*
LG Electronics USA, Inc.	0.35689%	*	Total	100%	100%

*For manufacturers of computers, a manufacturer is considered de minimis if it has less than 1.0% market share.

*All Computer manufacturers which comprise the "Others" category have market share below the 1.0% de minimis threshold. The market share associated with the "Others" category is assigned to all manufacturers above the de minimis threshold on a pro rata share basis.

Proposed Market Share Determination for Monitors

Manufacturer	Percentage	Final Pro Rata*
Samsung Electronics America, Inc.	14.717284%	16.323182%
Acer America Corporation	12.794325%	14.190397%
LG Electronics USA, Inc.	12.655103%	14.035983%
ASUS Computer International	12.055634%	13.371103%
Dell Marketing LP	10.198550%	11.311380%
Others*	9.497566%	0%
Hewlett Packard Company	8.084156%	8.966270%
MSI Computer Corp.	6.860913%	7.609552%
Envision Peripherals, Inc.	3.251009%	3.605748%
Walmart, Inc.*	3.185568%	3.533166%
Viewsonic Corp.	2.385589%	2.645896%
BenQ America Corporation	2.021552%	2.242136%
Lenovo (United States), Inc.	1.952132%	2.165187%
Apple, Inc.	0.139270%	*
Planar Systems, Inc.	0.129572%	*
Element TV Company, LP	0.034293%	*
Ingram Micro Private Label	0.029653%	*
AG Neovo Technology Corp.	0.003366%	*
Funai Corporation, Inc.	0.002664%	*
EIZO Inc.	0.001628%	*
Liyama Corporation, Ltd	0.000132%	*
Total	100%	100%

* For manufacturers of monitors, a manufacturer is considered de minimis if it has less than 1.0% market share.

* All Monitor manufacturers which comprise the "Others" category have market share below the 1.0% de minimis threshold. The market share associate with the "Others" category is assigned to all manufacturers above the de minimis threshold on a pro rata share basis.

* Data were not available for sales of Walmart brands during 2021. This data gap is under administrative review. To fill this data gap in the monitors category, DEEP repeated the market share value from the sales of Walmart monitors during the previous year (2020), or 3.1855%. Repeating the 2020 market share value is reasonable as the sales of Walmart monitors have been stable (i.e. 2.9% in 2019 and 3.1% in 2020).

Proposed Market Share Determination for Televisions

Manufacturer	Percentage	Final Pro Rata*	*Continued from Left		
			Manufacturer	Percentage	Final Pro Rata*
Samsung Electronic America, Inc.	23.09551%	23.2%			
LG Electronics USA, Inc.	13.91249%	14.0%	Hitachi America, Ltd.	0.01550%	*
TTE Technology, Inc	13.60056%	13.7%	DPI, Inc.	0.01342%	*
Vizio, Inc.	12.31129%	12.4%	Furrion Inc.	0.00931%	*
Best Buy	10.54627%	10.6%	.Bolva TV	0.00718%	*
Hisense USA Corporation	10.11531%	10.2%	Infocus Corp.	0.00668%	*
Walmart Inc.*	5.69519%	5.7%	Sound Around Inc. (Pyle)	0.00650%	*
Sony Electronics, Inc.	3.53823%	3.6%	PLR IP Holding, LLC	0.00650%	*
Funai Corporation, Inc. (P&F USA, Inc.)	2.68835%	2.7%	ATYME Corporation	0.00613%	*
Element TV Company, LP	1.07462%	1.1%	Seura, Inc.	0.00365%	*
Sceptre, Inc.	1.01661%	1.0%	Peerless Industries, Inc.	0.00293%	*
JVCKENWOOD USA Corp.	0.70267%	0.7%	Naxa Electronics, Inc	0.00244%	*
TongFang Global Inc.	0.64323%	0.6%	ASA Electronics (Jensen)	0.00164%	*
Curtis International Ltd.	0.36697%	0.4%	Haier America Trading, LLC	0.00101%	*
Others*	0.29975%	0%	Axess Products Corp., Inc.	0.00041%	*
Elitelux Technologies (former Sansui)	0.11012%	0.1%	Panasonic Corporation of North America.	0.00040%	*
Skyworth USA Corp.	0.08922%	*	China America Electronics Inc.((Aavera Digital)	0.00020%	*
SunBriteTV, LLC	0.03742%	*	RJ Technology, Inc.(iVIEW)	0.00005%	*
Trexonic	0.02785%	*	Venturer Electronics, Inc.	0.00001%	*
Seiki Corporation	0.02348%	*	TMAX Digital Inc.	0.000005%	*
Supersonic, Inc.	0.02088%	*	Total	100%	100%

* For manufacturers of televisions, a manufacturer is considered de minimis if it has less than 0.1% market share.

* All Television manufacturers which comprise the "Others" category have market share below the 1.0% de minimis threshold. The market share associate with the "Others" category is assigned to all manufacturers above the de minimis threshold on a pro rata share basis.

* Data were not available for sales of Walmart brands during 2021. This data gap is under administrative review. To fill this data gap for the televisions category, DEEP assumed that Walmart sales during 2021 are reflected in the Others category. This assumption is reasonable as there was no Others category in the previous 4 years of market share data for the televisions category. For an Others category to be present the same year that Walmart's data are unavailable, signals that the Walmart sales are a major part of the Others category. DEEP chose to use 95% of the value from the Others category, acknowledging that there could be other, small sales volume brands in the Others category.

Brand Determination/ Assignment to Unregistered Manufacturers

Taken from the calendar year 2021 market share data, DEEP proposes to assign the following brands to a manufacturer as listed below. None of the brands or manufacturers listed below are currently registered with the DEEP.

Following the receipt of any rebuttal information, the DEEP Commissioner shall make her final determination and shall notify each manufacturer of this determination. Brands and manufacturers will be added to [Manufacturer's Brands / Contacts List for DEEP's Statewide E-Waste Recycling Program](#) for brand(s) that were previously determined to be attributable to a manufacturer.

Manufacturers that are responsible for a brand(s) must register with DEEP prior to selling the brand in Connecticut under [Connecticut law](#)

If you are responsible for one of the brands listed, Connecticut law requires you to register the brand(s) on a form prescribed by the Commissioner. See [Manufacturer's Registration Form and Instructions](#) posted on DEEP's web site for manufacturer registration information.

For more information on a manufacturer's responsibility to register CEDs in Connecticut, see [RCSA section 22a-638-1\(o\)](#).

Brand	<u>Monitor</u> Manufacturer
Liyama	Liyama Inc.

Brand	Computer Manufacturer
Aava	Aava Mobile US, LLC
iView	RJ Technology, Inc.

Brand	<u>Television</u> Manufacturer
Avera Digital	China America Electronics Corporation
Axess	AXESS PRODUCTS CORP
Bolva	Bolva TV
Furrion	Furrion Ltd.
Infocus Software	Infocus Corp.
iView	RJ Technology, Inc.
Jenson	ASA Electronics
Naxa	Naxa Electronics, Inc.
Pyle	Sound Around Inc.
Trexonic	Trexonic
Supersonic	Supersonic Inc.