

## Cap-and-Trade Regulation Amendment Request

NOTE: Please use this form to highlight a request to amend a specific section (or related sections) of the Cap-and-Trade Regulation. Submission of this form aids staff in tracking requests and **does not mean** staff will ultimately propose an amendment in the version of the amendments noticed pursuant to the Administrative Procedure Act. This form is intended only as an additional tool ARB will use to evaluate requested changes to the regulation. Amendment requests may be for reasons of policy, clarity, or errors, etc. Staff may contact you if we need more information. Additionally, submission of this form will be a public record, and will be included in the ultimate rulemaking file related to these amendments, but may not be specifically answered in the Final Statement of Reasons. (Government Code section 11346.9(a)(3).) Please complete this form (with as much detail as possible, though it need not be formal regulatory language) and mail or email (preferred) to:

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### General Information

Date: August 2, 2013

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### Section

Primary section(s): 95812(b)(d); 95853

Related section(s): 95812(e)(1)

### Amendment Request

Type of amendment: ☐ Policy ☒ Error ☐ Clarity

Reason for amendment:

95812(d) should be amended to include 2012-2014 rather than 2011-2014 to ensure consistency with 95812(b) and 95853. However, this would bring the section into conflict with 95812(e)(1). PG&E believes this conflict stems from the first compliance period including only two years.

Additional information:

ARB should clarify that the three years proceeding a compliance period is the usual qualification method, but that the inclusion threshold for the second compliance period is only the two years in the first compliance period (2013-2014)