

## 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): 95833(a)(1)-(3)

Related section(s):

### Amendment Request

Type of amendment: ☐ Policy ☐ Error ☒ Clarity

Reason for amendment:

The draft regulation's use of "second entity" should be amended to serve a wider audience. For example, it is possible for more than two entities with a 20% interest to be subject to the regulations.

Additional information:

Section 95833(a)(1)-(3): An entity has a corporate association with another entity, regardless of whether the ~~second~~ other entity is subject to the requirements of this article, if either one of these entities:

(2) An entity has a “direct corporate association” with another entity, regardless of whether the ~~second~~ other entity is subject to the requirements of this article, if either one of these entities:

(3) An entity has a “direct corporate association” with a ~~second~~ **another** entity, regardless of whether the ~~second~~ other entity is subject to the requirements of this article, if the two entities are connected through a line of more than one direct corporate association.

Section 95833(a)(3)(B): An entity with a “direct corporate association” with **another** registered entity has a direct corporate association with any registered entity with whom the **other** registered entity has a direct corporate association.