

## 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:

David Allgood ([dallgood@arb.ca.gov](mailto:dallgood@arb.ca.gov))  
Stationary Source Division  
P.O. Box 2815  
Sacramento, CA 95812

### General Information

Date: August 2, 2013

Submitted by: Claire Halbrook

Affiliation: PG&E

Contact Phone: 415-973-0012

E-mail: [cehu@pge.com](mailto:cehu@pge.com)

### Section

Primary section(s): 95856(h)(1)(A)

Related section(s):

### Amendment Request

Type of amendment: ☒ Policy ☐ Error ☐ Clarity

Reason for amendment:

Recommends that ARB incorporate clarifications to ensure entities will bear less compliance risk.

Additional information:

Offset credits specified in section 95820(b) and sections 95821(b) through (d) with oldest credits **for which the invalidation period has lapsed or for which the registered entity has designated for retirement** shall be retired first and without consideration of the quantitative usage limit set forth in section 95854;