

## 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): 95852(b)(4)(A)

Related section(s):

### Amendment Request

Type of amendment: ☐ Policy ☐ Error ☒ Clarity

Reason for amendment:

Clarify that an electricity importer is not restricted from re-selling the underlying electricity associated with the eligible renewable energy resource.

Additional information:

Section 95852 (A) The electricity importer must have either:

1. Ownership or contract rights to procure the electricity and the associated RECs generated by the eligible renewable energy resource **provided that the electricity importer may resell the underlying electricity generated by the eligible renewable energy resource**; or