

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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P.O. Box 2815
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General Information

Date: August 2, 2013

Submitted by: Claire Halbrook

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Section

Primary section(s): 95920(d)(2)(C)

Related section(s):

Amendment Request

Type of amendment: ☐ Policy ☐ Error ☒ Clarity

Reason for amendment:

Clarification concerning changes to the calculation of the limited exemption. While ARB staff noted at a previous workshop that the amended regulation would not go into effect until later, the current language still skips the inclusion of the 2011 from the limited exemption and the proposed language skips the inclusion of 2011 and 2012 from the exemption.

Additional information:

~~“Beginning in 2015, 3 prior to the last quarter auction on~~
October 1, 2012 ~~of each year, and thereupon each year~~
prior to the last quarter auction, the limited exemption
will be increased by the amount of emissions contained in
the most recent emissions data report that has received a
positive or qualified positive emissions data verified
statement during that year.”