

Proposed Filing - Coversheet

Instructions:

In accordance with Title 3 Chapter 25 of the Vermont Statutes Annotated and the “Rule on Rulemaking” ([CVR 04-000-001](#)) adopted by the Office of the Secretary of State, this filing will be considered complete upon filing and acceptance of these forms and enclosures with the Office of the Secretary of State, and the Legislative Committee on Administrative Rules.

All forms shall be submitted to the Office of the Secretary of State, no later than 3:30 pm on the last scheduled day of the work week.

The data provided in text areas of Proposed Filing Coversheet will be used to generate a notice of rulemaking in the portal of “Proposed Rule Postings” online, and the newspapers of record. Publication of notices will be charged back to the promulgating agency.

**PLEASE REMOVE ANY COVERSHEET OR FORM NOT
REQUIRED WITH THE CURRENT FILING BEFORE DELIVERY!**

Certification Statement: As the adopting Authority of this rule (see 3 V.S.A. § 801 (b) (11) for a definition), I approve the contents of this filing entitled:

**Amendments to the Vermont Air Pollution Control
Regulations - Wood Heater rules**

/s/ Julie Moore

_____, on 8/11/2022
(signature) (date)

Printed Name and Title:

Julie Moore, Secretary, Agency of Natural Resources

RECEIVED BY: _____

- Coversheet
- Adopting Page
- Economic Impact Analysis
- Environmental Impact Analysis
- Strategy for Maximizing Public Input
- Scientific Information Statement (if applicable)
- Incorporated by Reference Statement (if applicable)
- Clean text of the rule (Amended text without annotation)
- Annotated text (Clearly marking changes from previous rule)
- ICAR Filing Confirmed

1. TITLE OF RULE FILING:

**Amendments to the Vermont Air Pollution Control
Regulations - Wood Heater rules**

2. ADOPTING AGENCY:

Agency of Natural Resources

3. PRIMARY CONTACT PERSON:

(A PERSON WHO IS ABLE TO ANSWER QUESTIONS ABOUT THE CONTENT OF THE RULE).

Name: Rachel Stevens

Agency: Agency of Natural Resources, Department of
Environmental Conservation

Mailing Address: 1 National Life Dr, Davis 2, Montpelier VT
05620

Telephone: (802) 636-7236 Fax:

E-Mail: rachel.stevens@vermont.gov

Web URL *(WHERE THE RULE WILL BE POSTED)*:

<https://dec.vermont.gov/air-quality/laws>

4. SECONDARY CONTACT PERSON:

(A SPECIFIC PERSON FROM WHOM COPIES OF FILINGS MAY BE REQUESTED OR WHO MAY ANSWER QUESTIONS ABOUT FORMS SUBMITTED FOR FILING IF DIFFERENT FROM THE PRIMARY CONTACT PERSON).

Name: John Wakefield

Agency: Agency of Natural Resources, Department of
Environmental Conservation

Mailing Address: 1 National Life Dr, Davis 4, Montpelier,
VT 05620

Telephone: (802) 279-5674 Fax: (

E-Mail: john.wakefield@vermont.gov

5. RECORDS EXEMPTION INCLUDED WITHIN RULE:

(DOES THE RULE CONTAIN ANY PROVISION DESIGNATING INFORMATION AS CONFIDENTIAL; LIMITING ITS PUBLIC RELEASE; OR OTHERWISE, EXEMPTING IT FROM INSPECTION AND COPYING?) No

IF YES, CITE THE STATUTORY AUTHORITY FOR THE EXEMPTION:

PLEASE SUMMARIZE THE REASON FOR THE EXEMPTION:

6. LEGAL AUTHORITY / ENABLING LEGISLATION:

(THE SPECIFIC STATUTORY OR LEGAL CITATION FROM SESSION LAW INDICATING WHO THE ADOPTING ENTITY IS AND THUS WHO THE SIGNATORY SHOULD BE. THIS SHOULD BE A SPECIFIC CITATION NOT A CHAPTER CITATION).

10 V.S.A. 554; Act 50, Section 9 (2019).

7. EXPLANATION OF HOW THE RULE IS WITHIN THE AUTHORITY OF THE AGENCY:

Amendments to the Air Pollution Control Regulations (APCR) set limits on air contaminant emissions from wood heating appliances and imposes certain installation and operational requirements on wood heaters. The Agency has the authority under the Vermont Air Pollution Control Law to impose emission control requirements to reduce emission of air contaminants. Pursuant to 10 V.S.A. 558, "[t]he Secretary may establish such emission control requirements, by rule, as in his or her judgment may be necessary to prevent, abate, or control air pollution." Act 50 (2019) also directs the Agency to amend these rules to allow for alternative methods of demonstrating compliance with emissions standards in lieu of having to obtain EPA certification for industrial, commercial, and institutional wood heaters. This rulemaking also includes an administrative amendment to remove Subchapter XI of the APCR, as this rule will be repromulgated in a concurrent rulemaking as Chapter 40 in the DEC rules (see separate filing).

8. CONCISE SUMMARY (150 WORDS OR LESS):

This amendment creates a new framework for controlling emissions from wood heaters of all sizes in Vermont. It amends the threshold for EPA certification of smaller sized wood heaters, adds a new size category for mid-sized wood heaters, and lowers the size threshold for wood heating installations that need to obtain an air pollution control permit to be constructed and operated in Vermont. Per Act 50, ANR has also allowed for an alternative compliance mechanism for non-residential medium sized wood heaters to allow manufacturers and installers more flexibility in complying with the rule.

9. EXPLANATION OF WHY THE RULE IS NECESSARY:

This amendment updates the framework for control of emissions from wood heaters, which promotes more efficient and economical appliances and reduces harmful air contaminant emissions that can cause or exacerbate

serious health conditions. The amendment also meets the requirements of Act 50 (2019).

10. EXPLANATION OF HOW THE RULE IS NOT ARBITRARY AS DEFINED IN 3 V.S.A. § 801(b)(13)(A):

This amendment is not arbitrary because it implements a framework that is based on a technically feasible and precedented set of standards and processes that achieve the goals of reducing harmful wood smoke emissions and requiring more efficient units.

11. LIST OF PEOPLE, ENTERPRISES AND GOVERNMENT ENTITIES AFFECTED BY THIS RULE:

Installers, operators, and manufacturers of wood heating equipment; members of the public with health conditions caused or exacerbated by wood smoke emissions.

12. BRIEF SUMMARY OF ECONOMIC IMPACT (150 WORDS OR LESS):

For all residential heaters and smaller appliances, this rule reflects already implemented standards and requirements at the federal level, so wood heater manufacturers are already in compliance with these amendments and will have no to little additional economic burden resulting from this rule. For mid-size and larger units, this rule will result in additional costs of testing and demonstration of compliance for installers and operators, but the intention of the rule is to alleviate costs by allowing for alternative compliance mechanisms in the certification process. The amendments, however, will also result in savings related to improved public health from reduction in wood smoke emissions. Wood fuel savings will also be realized through more efficiently operating units.

13. A HEARING IS SCHEDULED .

IF A HEARING WILL NOT BE SCHEDULED, PLEASE EXPLAIN WHY.

14. HEARING INFORMATION

(THE FIRST HEARING SHALL BE NO SOONER THAN 30 DAYS FOLLOWING THE POSTING OF NOTICES ONLINE).

IF THIS FORM IS INSUFFICIENT TO LIST THE INFORMATION FOR EACH HEARING, PLEASE ATTACH A SEPARATE SHEET TO COMPLETE THE HEARING INFORMATION NEEDED FOR THE NOTICE OF RULEMAKING.

Date: 9/20/2022

Time: 01:00 PM

Street Address: Agency of Natural Resources, Catamount Room,
One National Life Drive, Davis 2, Montpelier, Vermont.

Zip Code: 05604

Date: 9/20/2022

Time: 01:00 PM

Street Address: Remote participation option available via
Microsoft Teams: https://teams.microsoft.com/l/meetup-join/19%3ameeting_MDhkNzJhNGMtYmI2ZS00ODAzLWE0YTktMGNhMjI1N2IxOTc0%40thread.v2/0?context=%7b%22Tid%22%3d%22294714910502%22%7d
Meeting ID: 294 714 910 502; Passcode: G28KPQ

Zip Code:

Date:

Time: AM

Street Address:

Zip Code:

Date:

Time: AM

Street Address:

Zip Code:

15. DEADLINE FOR COMMENT (NO EARLIER THAN 7 DAYS FOLLOWING LAST HEARING): 9/27/2022

16. KEYWORDS (PLEASE PROVIDE AT LEAST 3 KEYWORDS OR PHRASES TO AID IN THE SEARCHABILITY OF THE RULE NOTICE ONLINE).

wood heaters

wood stoves

wood burning

particulate matter

advanced wood heat

Adopting Page

Instructions:

This form must accompany each filing made during the rulemaking process:

Note: To satisfy the requirement for an annotated text, an agency must submit the entire rule in annotated form with proposed and final proposed filings. Filing an annotated paragraph or page of a larger rule is not sufficient. Annotation must clearly show the changes to the rule.

When possible, the agency shall file the annotated text, using the appropriate page or pages from the Code of Vermont Rules as a basis for the annotated version. New rules need not be accompanied by an annotated text.

1. TITLE OF RULE FILING:

**Amendments to the Vermont Air Pollution Control
Regulations - Wood Heater rules**

2. ADOPTING AGENCY:

Agency of Natural Resources

3. TYPE OF FILING (*PLEASE CHOOSE THE TYPE OF FILING FROM THE DROPDOWN MENU
BASED ON THE DEFINITIONS PROVIDED BELOW*):

- **AMENDMENT** - Any change to an already existing rule, even if it is a complete rewrite of the rule, it is considered an amendment if the rule is replaced with other text.
- **NEW RULE** - A rule that did not previously exist even under a different name.
- **REPEAL** - The removal of a rule in its entirety, without replacing it with other text.

This filing is **AN AMENDMENT OF AN EXISTING RULE** .

4. LAST ADOPTED (*PLEASE PROVIDE THE SOS LOG#, TITLE AND EFFECTIVE DATE OF
THE LAST ADOPTION FOR THE EXISTING RULE*):

18P-050, Air Pollution Control Regulations, December
13, 2018.

Economic Impact Analysis

Instructions:

In completing the economic impact analysis, an agency analyzes and evaluates the anticipated costs and benefits to be expected from adoption of the rule; estimates the costs and benefits for each category of people enterprises and government entities affected by the rule; compares alternatives to adopting the rule; and explains their analysis concluding that rulemaking is the most appropriate method of achieving the regulatory purpose. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Rules affecting or regulating schools or school districts must include cost implications to local school districts and taxpayers in the impact statement, a clear statement of associated costs, and consideration of alternatives to the rule to reduce or ameliorate costs to local school districts while still achieving the objectives of the rule (see 3 V.S.A. § 832b for details).

Rules affecting small businesses (excluding impacts incidental to the purchase and payment of goods and services by the State or an agency thereof), must include ways that a business can reduce the cost or burden of compliance or an explanation of why the agency determines that such evaluation isn’t appropriate, and an evaluation of creative, innovative or flexible methods of compliance that would not significantly impair the effectiveness of the rule or increase the risk to the health, safety, or welfare of the public or those affected by the rule.

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3. CATEGORY OF AFFECTED PARTIES:

LIST CATEGORIES OF PEOPLE, ENTERPRISES, AND GOVERNMENTAL ENTITIES POTENTIALLY AFFECTED BY THE ADOPTION OF THIS RULE AND THE ESTIMATED COSTS AND BENEFITS ANTICIPATED:

Installers and operators of wood heating appliances and installations will have costs associated with testing requirements, but will realize the benefits associated with cost savings from increased compliance flexibility and utilization of existing test data from previously un-acceptable test methods; manufacturers of wood

heaters may be impacted by testing requirements, but should have minimal additional costs associated with this rule as compliance is already underway due to other state and federal requirements; members of the public with health conditions caused or exacerbated by wood smoke emissions should realize lower health care costs. Generally, public health will improve and result in a diverse array of cost savings (See Supplemental Technical Support Document).

4. IMPACT ON SCHOOLS:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON PUBLIC EDUCATION, PUBLIC SCHOOLS, LOCAL SCHOOL DISTRICTS AND/OR TAXPAYERS CLEARLY STATING ANY ASSOCIATED COSTS:

Public schools that are interested in replacing existing traditional/fossil fuel-fired heating systems with a wood heating system will be required to comply with this rule and may experience higher costs, over that of a traditional replacement system, associated with testing, compliance, and increased upfront equipment costs.

5. ALTERNATIVES: *CONSIDERATION OF ALTERNATIVES TO THE RULE TO REDUCE OR AMELIORATE COSTS TO LOCAL SCHOOL DISTRICTS WHILE STILL ACHIEVING THE OBJECTIVE OF THE RULE.*

State and federal incentives to install advanced wood heating systems are expected to continue and can assist with potential increased costs of installation and compliance.

6. IMPACT ON SMALL BUSINESSES:

INDICATE ANY IMPACT THAT THE RULE WILL HAVE ON SMALL BUSINESSES (EXCLUDING IMPACTS INCIDENTAL TO THE PURCHASE AND PAYMENT OF GOODS AND SERVICES BY THE STATE OR AN AGENCY THEREOF):

Small businesses that sell and install wood heaters may be impacted by this rule, especially installers that need to comply with the testing costs associated with certification of appliances and demonstration of compliance with the emission standards in the rule. Small business selling or installing residential wood heaters have been complying with enhanced certification and installation requirements that were previously

codified, so there will be no additional compliance costs associated with residential wood heaters.

7. SMALL BUSINESS COMPLIANCE: *EXPLAIN WAYS A BUSINESS CAN REDUCE THE COST/BURDEN OF COMPLIANCE OR AN EXPLANATION OF WHY THE AGENCY DETERMINES THAT SUCH EVALUATION ISN'T APPROPRIATE.*

Incentives for the sale and installation of medium to large advanced wood heating systems may cover costs associated with the requirements of this rule (testing, certification, etc.). As mentioned in (6), above, there should be no additional economic impacts to entities related to residential wood heaters, which tend to be smaller units.

8. COMPARISON:

COMPARE THE IMPACT OF THE RULE WITH THE ECONOMIC IMPACT OF OTHER ALTERNATIVES TO THE RULE, INCLUDING NO RULE ON THE SUBJECT OR A RULE HAVING SEPARATE REQUIREMENTS FOR SMALL BUSINESS:

The economic impact of these amendments compared to a rule with fewer alternative compliance mechanisms may be higher as manufacturers and installers may be required to complete additional testing to demonstrate compliance. The economic impact of these amendments compared to no rule amendments would likely lead to reduced benefits to public health associated with lowering wood smoke emissions, and higher fuel costs due to continued installation of less efficient wood heaters.

9. SUFFICIENCY: *DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.*

This analysis was conducted using relevant cost and benefit information compiled by ANR using emissions and health models. Investigation into the costs of testing and certain technologies that control wood smoke emissions were also explored. See attached Supplemental Technical Support Document for further information.

Environmental Impact Analysis

Instructions:

In completing the environmental impact analysis, an agency analyzes and evaluates the anticipated environmental impacts (positive or negative) to be expected from adoption of the rule; compares alternatives to adopting the rule; explains the sufficiency of the environmental impact analysis. If no impacts are anticipated, please specify “No impact anticipated” in the field.

Examples of Environmental Impacts include but are not limited to:

- Impacts on the emission of greenhouse gases
- Impacts on the discharge of pollutants to water
- Impacts on the arability of land
- Impacts on the climate
- Impacts on the flow of water
- Impacts on recreation
- Or other environmental impacts

1. TITLE OF RULE FILING:

Amendments to the Vermont Air Pollution Control Regulations - Wood Heater rules

2. ADOPTING AGENCY:

Agency of Natural Resources

- #### 3. GREENHOUSE GAS: *EXPLAIN HOW THE RULE IMPACTS THE EMISSION OF GREENHOUSE GASES (E.G. TRANSPORTATION OF PEOPLE OR GOODS; BUILDING INFRASTRUCTURE; LAND USE AND DEVELOPMENT, WASTE GENERATION, ETC.):*
- This rule requires that wood appliances be cleaner burning and more efficient, therefore resulting in a reduction of wood fuel used and fewer emissions, including greenhouse gas emissions.

- #### 4. WATER: *EXPLAIN HOW THE RULE IMPACTS WATER (E.G. DISCHARGE / ELIMINATION OF POLLUTION INTO VERMONT WATERS, THE FLOW OF WATER IN THE STATE, WATER QUALITY ETC.):*

No adverse impacts on water. Any beneficial impacts have not been measured and may be negligible.

5. **LAND:** *EXPLAIN HOW THE RULE IMPACTS LAND (E.G. IMPACTS ON FORESTRY, AGRICULTURE ETC.):*

This rule is expected to have a positive impact on the forestry and wood products industry as it expands installation, availability, and operation of wood heaters in all size categories. Previously, certain medium-sized units could not be installed because the current rule required EPA certification. With more alternative compliance options in the proposed rule, the wood products industry is likely to benefit from expanded wood heating applications. Also, as stated in Greenhouse Gas (3) above, this rule requires that wood appliances be cleaner burning and more efficient, therefore resulting in a reduction of wood fuel used.

6. **RECREATION:** *EXPLAIN HOW THE RULE IMPACT RECREATION IN THE STATE:*

No impact.

7. **CLIMATE:** *EXPLAIN HOW THE RULE IMPACTS THE CLIMATE IN THE STATE:*

See Greenhouse Gas (3), above. Mitigation of greenhouse gas emissions results in fewer climate change impacts, as greenhouse gas emissions are the primary driver of Vermont's changing climate.

8. **OTHER:** *EXPLAIN HOW THE RULE IMPACT OTHER ASPECTS OF VERMONT'S ENVIRONMENT:*

These amendments are likely to result in air quality improvements associated with less wood smoke emissions, like particulate matter, carbon monoxide, and short-lived climate pollutants like black carbon.

9. **SUFFICIENCY:** *DESCRIBE HOW THE ANALYSIS WAS CONDUCTED, IDENTIFYING RELEVANT INTERNAL AND/OR EXTERNAL SOURCES OF INFORMATION USED.*

This analysis is based on ANR's review and understanding of advanced wood heating technology and associated testing of more efficient wood heating appliances, as well as other state and EPA data related to advanced wood heating.

Public Input Maximization Plan

Instructions:

Agencies are encouraged to hold hearings as part of their strategy to maximize the involvement of the public in the development of rules. Please complete the form below by describing the agency's strategy for maximizing public input (what it did do, or will do to maximize the involvement of the public).

This form must accompany each filing made during the rulemaking process:

1. TITLE OF RULE FILING:

Amendments to the Vermont Air Pollution Control Regulations - Wood Heater rules

2. ADOPTING AGENCY:

Agency of Natural Resources

3. PLEASE DESCRIBE THE AGENCY'S STRATEGY TO MAXIMIZE PUBLIC INVOLVEMENT IN THE DEVELOPMENT OF THE PROPOSED RULE, LISTING THE STEPS THAT HAVE BEEN OR WILL BE TAKEN TO COMPLY WITH THAT STRATEGY:

Prior to beginning formal rulemaking, ANR engaged a robust group of stakeholders to review a pre-rulemaking draft of the rule and other technical support documentation. ANR provided stakeholders with an opportunity to review and comment on the draft rule, and held a stakeholder meeting attended by wood heater sellers, installers, manufacturers, air quality consultants, and air quality advocacy organizations. ANR will host a public meeting on the proposed rule and will notify these stakeholders of the meeting by email. ANR will include municipalities in its outreach.

4. BEYOND GENERAL ADVERTISEMENTS, PLEASE LIST THE PEOPLE AND ORGANIZATIONS THAT HAVE BEEN OR WILL BE INVOLVED IN THE DEVELOPMENT OF THE PROPOSED RULE:

As stated above, ANR engaged numerous stakeholders in drafting these amendments. These stakeholders include wood heater manufacturers and installers, sellers of wood heaters, air quality consultants, and air quality

Public Input

advocacy organizations. ANR's Departments of Environmental Conservation and Forest, Parks, and Recreation worked collaboratively on the development of this rule.

Scientific Information Statement

THIS FORM IS ONLY REQUIRED IF THE RULE RELIES ON SCIENTIFIC INFORMATION FOR ITS VALIDITY.

PLEASE REMOVE THIS FORM PRIOR TO DELIVERY IF IT DOES NOT APPLY TO THIS RULE FILING:

Instructions:

In completing the Scientific Information Statement, an agency shall provide a summary of the scientific information including reference to any scientific studies upon which the proposed rule is based, for the purpose of validity.

1. TITLE OF RULE FILING:

Amendments to the Vermont Air Pollution Control Regulations - Wood Heater rules

2. ADOPTING AGENCY:

Agency of Natural Resources

3. BRIEF EXPLANATION OF SCIENTIFIC INFORMATION:

See attached Technical Support Document for an explanation of the scientific information used and evaluated to develop these amendments.

4. CITATION OF SOURCE DOCUMENTATION OF SCIENTIFIC INFORMATION:

See attached Technical Support Document.

5. INSTRUCTIONS ON HOW TO OBTAIN COPIES OF THE SOURCE DOCUMENTS OF THE SCIENTIFIC INFORMATION FROM THE AGENCY OR OTHER PUBLISHING ENTITY:

To obtain copies of relevant scientific information, contact Rachel Stevens, rachel.stevens@vermont.gov or (802) 636-7236.

Incorporation by Reference

THIS FORM IS ONLY REQUIRED WHEN INCORPORATING MATERIALS BY REFERENCE. PLEASE REMOVE PRIOR TO DELIVERY IF IT DOES NOT APPLY TO THIS RULE FILING:

Instructions:

In completing the incorporation by reference statement, an agency describes any materials that are incorporated into the rule by reference and how to obtain copies.

This form is only required when a rule incorporates materials by referencing another source without reproducing the text within the rule itself (e.g., federal or national standards, or regulations).

Incorporated materials will be maintained and available for inspection by the Agency.

1. TITLE OF RULE FILING:

Amendments to the Vermont Air Pollution Control Regulations - Wood Heater rules

2. ADOPTING AGENCY:

Agency of Natural Resources

3. DESCRIPTION (*DESCRIBE THE MATERIALS INCORPORATED BY REFERENCE*):

APCR Section 5-204 includes provisions of the Code of Federal Regulations that are incorporated by reference pursuant to the Clean Air Act and delegation of authority from the EPA to ANR.

4. FORMAL CITATION OF MATERIALS INCORPORATED BY REFERENCE:

See 40 C.F.R. Part 60, Subparts AAA and QQQQ.

5. OBTAINING COPIES: (*EXPLAIN WHERE THE PUBLIC MAY OBTAIN THE MATERIAL(S) IN WRITTEN OR ELECTRONIC FORM, AND AT WHAT COST*):

Copies of the Code of Federal Regulations incorporated by reference in these amendments can be found at ecrf.gov.

6. MODIFICATIONS (*PLEASE EXPLAIN ANY MODIFICATION TO THE INCORPORATED MATERIALS E.G., WHETHER ONLY PART OF THE MATERIAL IS ADOPTED AND IF SO, WHICH PART(S) ARE MODIFIED*):

Not applicable.

Run Spell Check



INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: July 11, 2022, virtually via Microsoft Teams
Members Present: Chair Douglas Farnham, Diane Bothfeld, Jared Adler, John Kessler, Diane Sherman, Michael Obuchowski and Donna Russo-Savage
Members Absent: Brendan Atwood and Jennifer Mojo
Minutes By: Melissa Mazza-Paquette

- 2:01 p.m. meeting called to order.
- Review and approval of minutes from the [June 13, 2022](#) meeting.
- No additions/deletions to agenda. Agenda approved as drafted.
- [Jay Greene](#), Racial Equity Policy and Research Analyst from the State of Vermont Office of Racial Equity, introduced themselves to familiarize themselves on adapting their equity impact assessment tool for the needs of the ICAR.
- No public comments made.
- Note: The ‘PUC Emergency Rule 2.600 COVID-19 Emergency Disconnection Rule’, provided by the Public Utility Commission was supported by ICAR Chair Farnham on July 6, 2022.
 - On July 15, 2021, the moratorium on gas, electric, and basic telephone disconnections was lifted in order to encourage greater participation in the Vermont COVID-19 Arrearage Assistance Program II ("VCAAP II") and the Vermont Emergency Rental and Utility Assistance Program ("VERAP") that distribute federal funds. On June 15, 2021, the statutory moratorium on water disconnections was lifted. The VCAAP II stopped taking applications in October 2021, but the VERAP continues to take applications. The Vermont Homeowner Assistance Program ("VHAP") also continues to take applications and includes utility assistance. This rule encourages continued participation in the arrearage and financial support programs available to utility customers and provides enhanced consumer protections to customers who may be experiencing financial hardship due to COVID-19. Based on the funding sources and anticipated termination of the assistance programs, this likely will be the last renewal of this emergency rule.
- Presentation of Proposed Rules on pages 3-5 to follow:
 - 1) Term and Universal Life Insurance Reserve Financing (Reg. 22-017-I), Department of Financial Regulation, page 2
 - 2) Amendments to the Vermont Air Pollution Control Regulations - Wood Heater rules, Agency of Natural Resources, page 3
 - 3) Vermont Low and Zero Emission Vehicle Regulations, Agency of Natural Resources, page 4

- Committee discussions deferred to the August meeting:
 - ICAR's role in the rulemaking and authority structure in Vermont's government, equity and accessibility to all, and public notification
 - Possible future action items:
 - Inter-agency/department communications on proposed filings
 - Annual internal survey pertaining to anticipated upcoming proposed rules
 - Strike-all proposed rules for transparency
- A special meeting will be set within the next couple of weeks to review the Vermont Low and Zero Emission Vehicle Regulations, Agency of Natural Resources
- Next scheduled meeting is Monday, August 8, 2022 at 2:00 p.m.
- 4:08 p.m. meeting adjourned.

Proposed Rule: Term and Universal Life Insurance Reserve Financing (Reg. 22-017-I), Department of Financial Regulation

Presented By: Dan Raddock, Hillary Borcharding and Karen Ducharme

Motion made to accept the rule by John Kessler, seconded by Diane Bothfeld, and passed unanimously except for Diane Sherman who abstained, with the following recommendations:

1. Proposed Filing Coversheet, #10: Remove the authority reference. Define 'ceded' as it pertains to the context of the proposed rule in #8, Concise Summary for clarity to the public.
2. Economic Impact Analysis, #6 and #7: Remove the first sentence in #6. Include language that there is a high threshold to be in the field.

Proposed Rule: Amendments to the Vermont Air Pollution Control Regulations - Wood Heater rules, Agency of Natural Resources

Presented By: Rachel Stevens, Megan O'Toole and Jay Hollingsworth

Motion made to accept the rule by Diane Sherman, seconded by Jared Adler, and passed unanimously with the following recommendations:

1. Proposed Filing Coversheet, #7: Include the citation of the enabling authority.
2. Proposed Filing Coversheet, #8: Include alternative to EPA certification and other relevant details.
3. Proposed Filing Coversheet, #10: Correct 'achieves' to 'achieve'.
4. Economic Impact Analysis, #3: Clarify 'should minimal' language.
5. Economic Impact Analysis, #8: Change 'an' to 'a' in the first sentence.
6. Environmental Impact Analysis, #4: Change language to 'no negligible impact' or include beneficial impacts.
7. Environmental Impact Analysis, #6: Change to 'no impact'.
8. Environmental Impact Analysis: Clarify intent and connect efficiencies.
9. Public Input: Include public input outreach to include municipalities and email notifications to stakeholders.

Proposed Rule: Vermont Low and Zero Emission Vehicle Regulations, Agency of Natural Resources

Presented By: Megan O'Toole, Deidre Ritzer, Rachel Stevens and Jane Lazorchak

Due to the economic impact around the state, more time is necessary to consider the proposed rule, therefore is deferred to a special meeting to be held in the next couple of weeks to complete review.