

INCORPORATION BY REFERENCE STATEMENT

Please complete the following, in addition to filing a copy of any material incorporated by reference in this rule.

1. Title or subject of rule:
Vermont CO2 Budget Trading Program Regulations
2. Agency:
Agency of Natural Resources
3. Description of material to be incorporated by reference:
 - 40 CFR 72.2 (July 1, 2006)
http://www.access.gpo.gov/nara/cfr/waisidx_06/40cfrv16_06.html
 - 40 CFR Part 75 (July 1, 2006)
http://www.access.gpo.gov/nara/cfr/waisidx_06/40cfrv16_06.html
 - Section 2.1 of appendix A of 40 CFR Part 75 (July 1, 2006)
<http://frwebgate1.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=022611166625+28+0+0&WAISaction=retrieve>
 - Appendix B of 40 CFR Part 75 (July 1, 2006)
<http://frwebgate1.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=022611166625+28+0+0&WAISaction=retrieve>
 - Appendix D of 40 CFR Part 75 (July 1, 2006)
<http://frwebgate1.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=022611166625+28+0+0&WAISaction=retrieve>
 - Appendix E of 40 CFR Part 75 (July 1, 2006)
<http://frwebgate1.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=022611166625+28+0+0&WAISaction=retrieve>
 - All portions of appendix G of 40 CFR Part 75, except for equation G-1 in 40 CFR Part 75 (July 1, 2006)
<http://frwebgate1.access.gpo.gov/cgi-bin/waisgate.cgi?WAISdocID=022611166625+28+0+0&WAISaction=retrieve>
 - U.S. Department of Labor, Bureau of Labor Statistics
unadjusted Consumer Price Index for all Urban Consumers for the U.S. (August 2006)
<http://www.bls.gov/cpi>
 - ANSI/ASHRAE/IESNA Standard 90.1-2004
<http://webstore.ansi.org/ansidocstore/product.asp?sku=ANSI%2FASHRAE%2FIESNA+Standard+90.1-2004+-+SI+version+%24110.00>
 - United Nations Framework Convention on Climate Change (1992)
<http://unfccc.int/resource/docs/convkp/conveng.pdf>
4. Please explain how the material to be incorporated by reference can be obtained by the public and at what cost:

IBR-01

The ANSI/ASHRAE/IESNA Standard 90.1-2004 costs \$110.00 and is available for purchase at:

<http://webstore.ansi.org/ansidocstore/product.asp?sku=ANSI%2FASHRAE%2FIESNA+Standard+90.1-2004+-+SI+version>. All of the other documents are available at no costs at the websites cited above.

5. Please explain any modifications to the matter incorporated, e.g., whether only part of the material supplied with this filing is adopted, and if so, which part.

No modifications have been made to the matter incorporated, except that equation G-1 in Appendix G of 40 CFR Part 75 is not incorporated.

6. Please explain why the agency decided not to reproduce the incorporated material in full in the text of the rule.

The Agency did not reproduce the incorporated material in full in the text of the rule due to the length of the material. In addition, with respect to the ANSI/ASHRAE/IESNA Standard 90.1-2004, there are licensing restrictions.

CERTIFICATION: AS THE ADOPTING AUTHORITY (see 3 V.S.A. § 801(b)(11) for definition) OF THIS RULE, I CERTIFY THAT THE TEXT OF THE MATTER INCORPORATED HAS BEEN REVIEWED BY Richard A. Valentinetti, AN OFFICIAL OF THE AGENCY. I FURTHER CERTIFY THAT THE AGENCY HAS THE CAPACITY AND THE INTENT TO ENFORCE THE RULE.

(Sign here)

Date: / /

George Crombie, Secretary

(Type name here please)