

Adopted Filing – Coversheet

Instructions:

In accordance with Title 3 Chapter 25 of the Vermont Statutes Annotated and the “Rule on Rulemaking” adopted by the Office of the Secretary of State, this filing will be considered complete upon filing and acceptance of these forms with the Office of the Secretary of State, and the Legislative Committee on Administrative Rules.

All forms shall be submitted at 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 these forms will be used to generate a notice of rulemaking in the portal of “Proposed Rule Postings” online, and the newspapers of record if the rule is marked for publication. Publication of notices will be charged back to the promulgating agency.

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

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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:
**Vermont Low Emission Vehicle and Zero Emission Vehicle
Rules**

_____/s/ Julia S. Moore_____, on 12/1/2022
(signature) (date)

Printed Name and Title:

Julia S. Moore, Secretary, Agency of Natural Resources

- Coversheet
- Adopting Page
- Clean text of the rule (Amended text without annotation)
- Letter regarding changes to the final proposed

RECEIVED BY: _____

1. TITLE OF RULE FILING:

Vermont Low Emission Vehicle and Zero Emission Vehicle Rules

2. PROPOSED NUMBER ASSIGNED BY THE SECRETARY OF STATE

22P 021

3. ADOPTING AGENCY:

Agency of Natural Resources

4. 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:

5. 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. Sections 554, 558, 567, 593(b).

6. THE FILING HAS NOT CHANGED SINCE THE FILING OF THE FINAL PROPOSED RULE.

7. THE AGENCY HAS NOT INCLUDED WITH THIS FILING A LETTER EXPLAINING IN DETAIL WHAT CHANGES WERE MADE, CITING CHAPTER AND SECTION WHERE APPLICABLE, INCLUDING CHANGES IN ECONOMIC IMPACT.

8. THE LEGISLATIVE COMMITTEE ON ADMINISTRATIVE RULES DID NOT OBJECT TO THE FINAL PROPOSAL.

9. PROCEDURAL HISTORY OF ADOPTION:

ICAR Filing: 07/01/2022

Proposal Filed with Office of the Secretary of State: 08/12/2022

Notices Posted Online: 08/17/2022

Notices Published in the Newspapers of Record: 08/25/2022

A Hearing WAS Held.

Hearings Held (*PLEASE USE ADDITIONAL SHEETS TO PROVIDE THE DATE, TIME, AND LOCATION OF ALL HEARINGS, IF THIS FORM IS INSUFFICIENT TO LIST ALL HEARINGS HELD*):

Date: 9/21/2022

Time: 05:00 PM

Street Address: Aldrich Public Library, Milne Room, 6
Washington Street, Barre, VT

Zip Code: 05641

Date: 9/23/2022

Time: 12:00 PM

Street Address: Virtual Hearing: Remote participation option
available at climatechange.vermont.gov; Zoom
link: <https://us06web.zoom.us/j/84646719364?pwd=ejhqU2YyeGhnR2pqMld4VnJJVG90UT09>, Meeting ID: 846 4671 9364,
Passcode: 313515, Dial-in Option: 1 (309) 205 3325.

Zip Code: N/A

Date:

Time: PM

Street Address:

Zip Code:

Date:

Time: PM

Street Address:

Zip Code:

Deadline for Public Comment: 9/30/2022

Final Proposal —

Filed with Secretary of State: 11/01/2022

Filed with LCAR: 11/01/2022

Dates of LCAR Review: 11/17/2022, , , ,

Adopted Rule —

Filed with Secretary of State: 12/01/2022

Filed with LCAR: 12/01/2022

10. EFFECTIVE DATE: 12/16/2022

(A RULE MAY TAKE EFFECT 15 DAYS AFTER ADOPTION IS COMPLETE OR AT A LATER TIME PROVIDED IN THE TEXT OF THE RULE SEE 3 V.S.A. §845(d) FOR DETAILS).

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:

Vermont Low Emission Vehicle and Zero Emission Vehicle 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 **A NEW RULE** .

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

This rule was previously adopted in CVR 12-031-001 and is being moved to a new Chapter of the Department of Environmental Conservation rules (CVR 12-030-040) via this rule filing. This rule was previously adopted as part of the Air Pollution Control Regulations and was

last amended by 18-048 entitled: Amendments to Subchapter XI, Low Emission Vehicle Program, Vermont Air Pollution Control Regulations, that went into effect 12/31/2018.