Secretary of State

## NOTICE OF PROPOSED RULEMAKING\*

A Statement of Need and Fiscal Impact accompanies this form.

Oregon Department of Environmental Quality 340

Agency and Division Administrative Rules Chapter Number

Maggie Vandehey 811 SW Sixth Avenue, Portland, OR 97204-1390 (503) 229-6878

Rules Coordinator Address Telephone

**RULE CAPTION**

Housekeeping and streamlining for DEQ-administered tax credits

### RULEMAKING ACTION

**ADOPT**: OAR 340-016-0088

**AMEND**: OAR 340-016-0080, 340-016-0210

**REPEAL**: OAR 340-016-0100, 340-016 -0110, 340-016-0120, 340-016-0130, 340-016-0140, 340-016-0150

**RENUMBER**:

**AMEND & RENUMBER**:

# Stat. Auth.: ORS 468.020, ORS 468.150; 468A.096; chapter 618, Oregon Laws 2003, Sec. 28-32, reprinted in a note following ORS 315.356

# Other Auth.: ORS 315.304, 315.311 and 315.356

# Stats. Implemented: ORS 468.150-190; 468A.095, 468A.096, 468A.98; chapter 618, Oregon Laws 2003, Sec. 31-32, reprinted in a note following ORS 315.356

# **RULE SUMMARY**

The proposed rulemaking would:

* Adopt and amend Pollution Control Tax Credits rules to transfer certificate administration activities to DEQ;
* Repeal the Pollution Prevention Tax Credit pilot program rules. The statute authorized EQC to issue program certificates through December 31, 1999.
* Amend the Truck Engine Tax Credit to align the last date of certificate issuance to December 31, 2013 with 2009 amendments to chapter 618, Oregon Laws 2003 in a legislative note following [ORS 315.356](http://landru.leg.state.or.us/ors/315.html).

Email comments to: [TaxCreditRulemaking@deq.state.or.us](mailto:TaxCreditRulemaking@deq.state.or.us)

Contact: Maggie Vandehey, (503) 229-6878 for additional information

The agency requests public comment on whether other options should be considered for achieving the rule’s substantive goals while reducing the negative economic impact of the rule on business.

Monday, October 25, 2010 at 5:00 PM

**Last Day for Public Comment** (Last day to submit written comments.)

Maggie Vandehey

Signature Printed name Date

\*Rulemaking Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. A public rulemaking hearing may be requested in writing by 10 or more people, or by an association with 10 or more members, within 21 days following the publication of the Rulemaking Notice in the Oregon Bulletin or 28 days from the date Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.