**340-016-000New Rule**

**Certificate Administration**

**For the purpose subdelegating certificate administration authority, the Environmental Quality Commission authorizes the Director of the Department of Environmental Quality or the Director's delegate to:**

**(1) Transfer the tax credit and reissue the certificate to the new facility owner upon sale or exchange of the certified facility under OAR 340-016-0080(4) if the:**

**(a) New facility owner submits a complete Tax Credit Transfer Request form provided by the Department; and**

**(b) Department determines the new facility owner continues to operate the facility according to the conditions of certification under ORS 468.170.**

**(2) Revoke a certificate under ORS 468.185 only if the certificate holder notifies the Department that the certified facility no longer operates according to the conditions of certification.**

**OAR 340-016-0080**

**Certification**

**…**

(4)Upon sale or exchange of the facility, the ~~certificate holder~~ **new facility owner** may request that the Commission transfer a tax credit from ~~one~~**the current certificate** holder to ~~another,~~ **the new facility owner. The** Commission shall reissue the certificate to the new holder, and the Department shall report the transfer of the certificate to the Department of Revenue as set forth in [ORS 307](http://landru.leg.state.or.us/ors/307.html).405 and 315.304.