

## ATTACHMENT 3

### PROPOSED 15-DAY MODIFICATIONS

#### PROPOSED AMENDMENTS TO THE AB 32 COST OF IMPLEMENTATION FEE REGULATION

*This appendix shows only proposed amendments to the AB 32 Cost of Implementation Fee Regulation (title 17, California Code of Regulations, section 95200 et seq.). The proposed amendments are made to section 95202 (Definitions) of the regulation. NOTE: Changes to the regulation are shown in underline; deletions from the regulation are shown in ~~strikeout~~. "\*\*\*\*" indicates that sections of regulation not printed are not changed. The additional proposed modifications made available with this "15-day" notice are shown in double-underline to indicate additions and ~~double-strikeout~~ to indicate deletions. "\*\*\*\*\*" indicates that sections of regulation not printed are not changed.*

*Amend Division 3, Chapter 1, Subchapter 10, Article 3, section 95202, title 17, California Code of Regulations to read as follows:*

#### **Article 3: Fees**

#### **Subarticle 1: AB 32 Cost of Implementation Fee Regulation**

#### **§ 95202. Definitions.**

(a) For the purposes of this subarticle, the following definitions shall apply:

\*\*\* [No changes]

- (6) "Asset-controlling supplier" means any entity that owns or operates inter-connected electricity generating facilities or serves as an exclusive marketer for ~~certain generating these~~ facilities even though it does not own them, and is assigned a supplier-specific identification number and ~~specified source~~ system emission factor by ARB for the wholesale electricity procured from its system and imported into California. ~~Bonneville Power Administration (BPA) is recognized by ARB as an asset-controlling supplier.~~

\*\*\* [No changes]

NOTE: Authority cited: Section 38510, 38597, 39600 and 39601, Health and Safety Code.  
Reference: Sections 38530, 39600 and 39601, Health and Safety Code.