



STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL

89 KINGS HIGHWAY
DOVER, DELAWARE 19901

PHONE: (302) 739-9000
FAX: (302) 739-6242

OFFICE OF THE
SECRETARY

MEMORANDUM TO: Office of the Governor
Members of the Senate Natural Resources and Environmental
Control Committee
Members of the House Environment and Natural Resources
Committee

FROM : Collin P. O'Mara, Secretary 

SUBJECT : ***START ACTION NOTICE***

DATE : April 23, 2013

Enclosed for your information is **APPROVED** Start Action Notice:

2013-05 to amend 7 DE. Admin. Code 1147-CO₂ Budget Training Program.

Division Directors
Public Affairs
Those on Start Action Approval List
Responsible Staff Member

Delaware's Good Nature depends on you!



APPROVED BY *[Signature]*

START ACTION NOTICE DATE 4-24-13
2013-05

1. **Type of Action:** Amend an existing Division of Air Quality (DAQ) regulation, 7 DE Admin. Code 1147- CO₂ Budget Trading Program, which addresses Carbon Dioxide (CO₂) emissions from Electric Generating Units (EGUs).
2. **Purpose of Action:** DAQ is proposing to amend 7 DE Admin. Code 1147 based on amendments made to the Regional Greenhouse Gas Initiative (RGGI) Model Rule. In December 2005, a Memorandum of Understanding (MOU) was signed by Delaware and nine other states that called for the development of a multi-state program designed to reduce the emission of carbon dioxide (CO₂) from large EGUs. The MOU also called for the RGGI states to conduct a comprehensive program review of the CO₂ Budget Trading Program in 2012. Proposed amendments to the CO₂ Budget Trading Program from the 2012 program review have been incorporated in an Updated Model Rule. The amendments to the Model Rule will be incorporated in the updated 7 DE Admin. Code 1147.
3. **Statutory Basis:** 7 Del C., Chapter 60, Environmental Control.
4. **Likely Affected Public:** Any EGU With a maximum heat input capacity of 25 megawatts or more. Any person who may be impacted by changes in weather, sea levels or land use patterns.
5. **Proposed Schedule of Activities:**
Review Committee Meetings: May 2013
Public Workshop: June 2013
Public Hearing: Aug 2013-Sep 2013
6. **Review Committee:** Representatives of the Department, Environmental Organizations, the Delaware Public Utilities Commissions, the regulated community, and others will be invited to participate in a review committee to aid in formulating the Departments proposed amendments to the regulation.
7. **Responsible Staff Member:**
Babatunde Asere
Delaware DNREC- Division of Air Quality
715 Grantham Lane, New Castle, Delaware
Phone: 302-324-2090
Fax: 302-323-4598
Email: babatunde.asere@state.de.us
8. **APPROVALS:**

Responsible Staff Member Date

Division Director Date