



STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL

OFFICE OF THE
SECRETARY

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Secretary's Order No. 2013-A-0004

Re: Approval of Amendment to Regulation, 7 DE Admin. Code 1147, "CO2 Budget Trading Program" in Delaware Regulations Governing Control of Air Pollution

Date of Issuance: February 19, 2013

Effective Date: March 11, 2013

Under the authority vested in the Secretary of the Department of Natural Resources and Environmental Control (Department or DNREC), the following findings, reasons and conclusions are entered as an Order of the Secretary in the above-referenced rulemaking proceeding.

The Department published the proposed amendment to Regulation 1147, 7 DE Admin Code 1147, on January 1, 2013 in the *Delaware Register of Regulations*, and held a public hearing on January 23, 2013. The proposed amendment would allow any Delaware petroleum refinery to participate in the carbon dioxide trading program offered by the Regional Greenhouse Gas Initiative similar to the participation otherwise available to other electric generators in Delaware.

The Department's presiding hearing officer, Robert P. Haynes, issued a report that reviews the record and recommends approval of the proposed amendment. I adopt the Report and the record that supports it.

The Report indicates that the proposed amendment was supported by several environmental groups and that Delaware City Refinery Company, LLC (DCR) also

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