



State of Vermont
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Agency of Natural Resources

January 12, 2022

Charlene Dindo, Committee Assistant
Legislative Committee on Administrative Rules
Vermont State House
115 State Street
Montpelier, VT 05633-5301

Re: Biomass Renewable Energy Standard Rule

Dear Ms. Dindo:

Enclosed for filing please find for the LCAR agenda on January 13, 2022, an updated highlighted annotated Proposed Rule entitled Biomass Renewable Energy Standard.

In response to the comments of legislative counsel we are requesting that LCAR approve the following additional changes to the rule:

- Page 21, Section 5.6 should be “renewable” and not “renewability”
- Page 21, Section 5.10- should say “§§3750 – 3777” not “§§375- - 3777”
- Page 21- Section 6.1. The first line of the first paragraph should say, “To qualify as a Tier II Distributed Renewable Energy Project...” and not, “To qualify as a Tier II Energy Transformation Project.”

In addition, legislative counsel inquired about the delay in adoption of this rule since 2015 Acts and Resolves No. 56, Sec. 10 required adoption by July 1, 2016. It was a challenge and took more time than anticipated to devise a practical, implementable, and enforceable structure. Critical stakeholder engagement throughout the development of rule added time to the process. Additional delays were caused by the pandemic as top priorities of relevant staff shifted to other matters.

Thank you to legislative counsel for the thoughtful review. Please let me know if you have any questions or require clarification. I can be reached at Emma.Hanson@vermont.gov.

Thank you,

Emma Hanson
Wood Energy Coordinator

CC: Julia S. Moore, Secretary, Agency of Natural Resources
Michael Snyder, Commissioner, Department of Forests, Parks, and Recreation

