



INTERAGENCY COMMITTEE ON ADMINISTRATIVE RULES (ICAR) MINUTES

Meeting Date/Location: August 8, 2022, virtually via Microsoft Teams

Members Present: Chair Douglas Farnham, Brendan Atwood, Diane Bothfeld, Jennifer Mojo, John Kessler, Diane Sherman, and Michael Obuchowski

Members Absent: Donna Russo-Savage and Jared Adler

Minutes By: Melissa Mazza-Paquette

- 2:02 p.m. meeting called to order, welcome and introductions.
- Review and approval of minutes from the [July 11, 2022](#) meeting.
- No additions/deletions to agenda. Agenda approved as drafted.
- Public comment:
 - Robb Kidd, Sierra Club, emailed letter to ICAR members on 08/03/22 pertaining to the Vermont Low and Zero Emission Vehicle Regulations proposed rule.
- Presentation of Proposed Rules on pages 2-5 to follow.
 1. Vermont Low and Zero Emission Vehicle Regulations, Agency of Natural Resources, pages 2-3
 2. Rules Governing the Licensing of Educators and the Preparation of Education Professionals, Vermont Standards Board for Professional Educators, page 4
 3. Disability Services-Developmental Services, Dept. of Disabilities, Aging and Independent Living, page 5
- No other business
- Next scheduled meeting is Monday, September 12, 2022 at 2:00 p.m.
- 4:05 p.m. meeting adjourned.

Presented By: Megan O’Toole, Rachel Stevens, Deirdra Ritzer and George Little

Motion made to accept the rule by Brenda Atwood, seconded by Diane Bothfeld, and passed unanimously except for Jen Mojo who abstained, with the following recommendations:

Implement suggested changes prior to filing with LCAR and public hearings:

1. Provided by Megan O’Toole in opening statement:
 - a. Have a public comment period of at least 60 days and host one public comment hearings in each of the following towns: Newport; Manchester; Burlington; Bellows Falls; Barre; and one virtually.
 - b. Host one stakeholder event that will focus specifically on the medium and heavy-duty rules, which will include:
 - i. Dealers in Vermont that sell medium and heavy-duty trucks;
 - ii. Fleet owners of medium and heavy-duty vehicles;
 - iii. County farm bureaus and the dairy farmers of American members and other stakeholders in the agricultural sector that own and operate fleets of medium and heavy duty vehicles;
 - iv. Municipalities;
 - v. Vermont Clean Cities Coalition and the Vermont Truck and Bus Association and other trade groups.
 - c. Prepare, distribute, and make available fact sheets and outreach materials to assist the public in understanding the benefits and impact of the rules.
 - d. Provide substantive statements about impacts related to each of the categories in the filing forms instead of referencing the information in summary statements.
 - e. In the Economic Impact Analysis include additional discussion of the overall electrification initiatives that were involved in and the impacts to the grid and the electrical infrastructure in the state of Vermont.
 - f. Articulate impacts to grid and electrical infrastructure in the rulemaking package.
 - g. Include additional detail on impacts to other stakeholders such as the dealers of both light duty vehicles and the medium and heavy-duty trucks throughout the state.
2. Be consistent with name of the rule throughout the filing forms and proposed rule.
3. Proposed Filing – Coversheet, #8: Add clarity around the California rule and the term low emissions.
4. Proposed Filing – Coversheet, #11: Add the State of Vermont Department of Building and General Services; CNS Grocery; and Dairy Co-ops for milking.
5. Proposed Filing – Coversheet, #12: Update to include more holistic measurement of direct and indirect economic impacts.
6. Proposed Filing – Coversheet, #13-15: Update once identified.
7. Economic Impact Analysis: Reference defined and less defined risks and potential impacts and efforts to identify those. Include information provided in supplemental statement.
 - a. Economic Impact Statement Supplemental Information, Affected parties, Costs and benefits to individuals: ACCII:
 - i. Clarify total costs avoided noted in Table 1.
 - ii. Include additional detail of estimated avoided social costs in Table 2.
 - iii. Review for typos and punctuation.
 - iv. Clarify paragraph on direct and indirect impacts on individuals. The third sentence appears to conflict with the first two sentences.
 - b. Alternatives to rule as proposed:
 - i. Articulate the lost progress, missed savings, backsliding and potential benefits.
8. Public Input Maximization Plan: Update to include steps taken in #1 above.

9. Public Input Maximization Plan, #4: Include the other agencies that you're coordinating with in adopting this rule.
10. Scientific Information Statement, #4: Append the incorporated California regulations to the Vermont regulations rather than just cite.

Proposed Rule: Rules Governing the Licensing of Educators and the Preparation of Education Professionals, Vermont Standards Board for Professional Educators

Presented By: Patrick Halladay

Motion made to accept the rule by Diane Bothfeld, seconded by Jen Mojo, and passed unanimously with the following recommendations:

1. Proposed Filing Coversheet, #14: Include details of the hearing.
2. Proposed Filing Coversheet, #16: Revise for search terms that someone would most likely use to search for this proposed rule with.
3. Economic Impact Analysis, #3: Include the estimated costs and benefits anticipated.
4. Economic Impact Analysis: Include positive impacts.
5. Proposed Rule, 5440-30 Driver and Traffic Safety Education, 4.1: Change ‘and’ to ‘an’ after ‘...qualify for’ and before ‘in-class only...’.

Presented By: Stuart Schurr

Motion made to accept the rule by Diane Sherman, seconded by Diane Bothfeld, and passed unanimously except for Brendan Atwood who abstained, with the following recommendations:

1. Proposed Filing – Coversheet, #5: Include language for (c) (1).
2. Proposed Filing – Coversheet, #8: Indicate what the term DD Act means. Clarify eligibility.
3. Proposed Filing – Coversheet, #12: Include positive economic impacts to families.
4. Proposed Filing – Coversheet, #14 and 15: Complete once identified.
5. Economic Impact Analysis, #6: Clarify.
6. Public Input, #4: Include Vermont Legal Aid.
7. Proposed Rule, 7.100.1: Cite authority to include the specific statutory provision.
8. Proposed Rule, 7.100.2: Define ‘school aged child’.
9. Proposed Rule, 7.100.3 (d)(1): Include additional details for clarity.
10. Proposed Rule, 7.100.3 (f)(4): Include language referencing up to 75 or define up above as 5% of the IQ score.