

Form CA-1.3E – Attestations

The undersigned Project Sponsor certifies the truth of the following statements:

1. The offset project referenced in this *Consistency Application* is not required pursuant to any local, state, or federal law, regulation, or administrative or judicial order.
2. The offset project referenced in this *Consistency Application* has not and will not be awarded credits or allowances under any other greenhouse gas program.
3. Check the boxes that apply:
 - The offset project referenced in this *Consistency Application* has not and will not receive any funding or other incentives from any system benefit fund, or funds or other incentives provided through the energy efficiency and clean energy technology account allocation required pursuant to 6 NYCRR Subdivision 242-5.3(a).
 - The offset project referenced in this *Consistency Application* has received or will receive funding or other incentives from any system benefit fund, or funds or other incentives provided through the energy efficiency and clean energy technology account allocation required pursuant to 6 NYCRR Subdivision 242-5.3(a).. However, the following conditions apply:
 - The offset project is located in a state with a market penetration rate for anaerobic digester projects of 5 percent or less. Documentation that the offset project meets this criterion is attached to Form CA-2.2E.
 - The offset project is located at a farm with 4,000 or less head of dairy cows or equivalent animal units. Documentation that the offset project meets this criterion is attached to Form CA-2.2E.
 - The offset project is a regional-type digester designed for animal manure input less than the average annual manure produced by a farm with 4,000 or less head of dairy cows or equivalent animal units. Documentation that the offset project meets this criterion is attached to Form CA-2.2E.
4. Check the boxes that apply:
 - The offset project referenced in this *Consistency Application* does not include an electric generation component.
 - The offset project referenced in this *Consistency Application* does include an electric generation component. However, the following conditions apply:
 - Any and all attribute credits generated by the offset project that may be used for compliance with a renewable portfolio standard (RPS) or other regulatory requirement, with the exception of CO₂ allowances awarded under the CO₂ Budget Trading Program, will be transferred to the Department. An Attribute Credit Transfer Agreement is attached.
 - The offset project is located in a state with a market penetration rate for anaerobic digester projects of 5 percent or less. Documentation that the offset project meets this criterion is attached to Form CA-2.2E.
 - The offset project is located at a farm with 4,000 or less head of dairy cows or equivalent animal units. Documentation that the offset project meets this criterion is attached to Form CA-2.2E.
 - The offset project is a regional-type digester designed for animal manure input less than the average annual manure produced by a farm with 4,000 or less head of dairy cows or equivalent animal units. Documentation that the offset project meets this criterion is attached to Form CA-2.2E.
5. A *Consistency Application* for the offset project or any portion of the offset project referenced in this *Consistency Application* has not been filed in any other participating state.

Offset Project Name

Offset Project ID Code

6. All offset projects for which the Project Sponsor or project sponsor organization has received CO₂ offset allowances, if any, under the Project Sponsor's or project sponsor organization's ownership or control (or under the ownership or control of any entity which controls, is controlled by, or has common control with the Project Sponsor or project sponsor organization) are in compliance with all applicable requirements of the CO₂ Budget Trading Program in all participating states.
7. I am authorized to make this submission on behalf of the project sponsor organization. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this *Consistency Application* and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Project Sponsor signature

date

printed name

title

organization

notary