

November 29, 2022

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Miles Keogh

U.S. Environmental Protection Agency  
EPA Docket Center  
Mail Code 28221T  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Re: Docket ID No. EPA-HQ-OAR-2021-0317

Whom It May Concern:

I am writing on behalf of the members of the National Association of Clean Air Agencies (NACAA) regarding the U.S. Environmental Protection Agency's (EPA's) proposed supplemental rule, "Standards of Performance for New, Reconstructed, and Modified Sources and Emissions Guidelines for Existing Sources: Oil and Natural Gas Sector Climate Review,"<sup>1</sup> which was released on November 11, 2022, as an update to a previous November 2021 proposal. NACAA is the national, non-partisan, non-profit association of 157 state and local air pollution and climate change agencies in 40 states across the United States.

The aforementioned November 11, 2022 release identified a deadline of February 13, 2023 for public comment on the proposal. We request that EPA extend the public comment period by at least 30 days and notify the public of the extension as soon as possible and well in advance of the February 13 deadline so commenters may make full use of the additional time.

Although the initial November 2021 rulemaking detailed the direction and intent of the proposal, it came without regulatory text and the underlying analytical support (such as the Regulatory Impact Analysis) that allow for deeper technical study and comment. Moreover, the November 2022 Supplemental Proposal contains new proposal for 3<sup>rd</sup>-party reporting and compliance action, deeper public engagement, and technical requirements that are deeply complex with myriad ramifications. Indeed, EPA has requested comment and information on these and a long list of additional technical and policy issues. Understanding these may require modeling or other analysis that will require longer than the comment period currently allows. The air quality agencies in our associations need a minimum of time to review the extensive background materials, gather

<sup>1</sup> Accessed online at <https://www.epa.gov/controlling-air-pollution-oil-and-natural-gas-industry/epa-issues-supplemental-proposal-reduce>

data, consult with elected and public sector leaders, consider the impacts of the proposed changes and prepare comments, and the intervening holiday season will introduce obstacles to our ability to convene discussion to reach consensus. In order to ensure that state and local agencies have an adequate opportunity to review and respond to the proposal, additional time beyond the currently proposed comment period is necessary.

In light of the considerations discussed above, and because there is no statutory or court-ordered deadline associated with the proposed rule, we request that EPA extend the comment deadline by a minimum of 30 days, to March 15, 2023 to allow state and local agencies and others to fully consider and respond to the proposal.

Thank you for your consideration of our request.

Sincerely,

A handwritten signature in black ink, appearing to read 'MK' with a large, stylized 'O' or 'G' at the end.

Miles Keogh, Executive Director  
National Association of Clean Air Agencies (NACAA)