



May 30, 2023

Mr. Joseph Goffman
Principal Deputy Assistant Administrator
Office of Air and Radiation (OAR)
U.S. Environmental Protection Agency (EPA)
1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460

Submitted electronically to goffman.joseph@epa.gov and via the Federal eRulemaking Portal at <https://www.regulations.gov>

Subject: Comment period extension for U.S. EPA’s proposed rulemaking, “New Source Performance Standards for Greenhouse Gas Emissions from New, Modified, and Reconstructed Fossil Fuel-Fired Electric Generating Units: Emission Guidelines for Greenhouse Gas Emissions from Existing Fossil Fuel-Fired Electric Generating Units; and Repeal of the Affordable Clean Energy Rule” (Docket ID No. EPA-HQ-OAR-2023-0072)

Dear Mr. Goffman:

The Association of Air Pollution Control Agencies (AAPCA) and National Association of Clean Air Agencies (NACAA) respectfully request an extension of the deadline for submitting comments on U.S. EPA’s recently proposed “New Source Performance Standards for Greenhouse Gas Emissions from New, Modified, and Reconstructed Fossil Fuel-Fired Electric Generating Units: Emission Guidelines for Greenhouse Gas Emissions from Existing Fossil Fuel-Fired Electric Generating Units; and Repeal of the Affordable Clean Energy Rule.”¹ AAPCA and NACAA represent state and local air agencies that serve as co-regulators with U.S. EPA, responsible for implementing federal Clean Air Act regulations. The Associations seek an additional 30 days, until August 21, to allow for thorough review of the proposal and the development of substantive comments.

U.S. EPA’s proposal, published in the *Federal Register*² less than two weeks after being publicly released,³ would establish greenhouse gas (GHG) emissions standards for power plants under section 111 of the Clean Air Act and require air agencies to design state plans for implementing the final rule. The proposed rule is nearly 600 pages in length, supported by a 359-page Regulatory Impact Analysis, detailed power sector modeling, and approximately 80 pages of regulatory text. These documents are all exceedingly complex, with U.S. EPA soliciting comment on more than 200 areas in just the proposed rule.

¹ 88 Federal Register [33240–33420](#) (May 23, 2023).

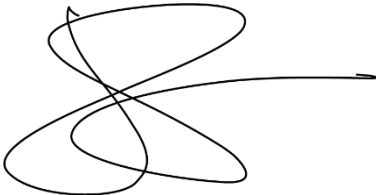
² *Ibid.*

³ U.S. EPA, “[EPA Proposes New Carbon Pollution Standards for Fossil Fuel-Fired Power Plants to Tackle the Climate Crisis and Protect Public Health](#),” May 11, 2023.

Addressing the substantial policy, legal, and technical components of a rulemaking of this magnitude requires significant work to coordinate staff analysis and draft comments. State and local agency timelines for review may also need to accommodate multiple interagency approval processes. Providing a full 90 days for comment will improve meaningful, applicable input from state and local air agencies, which have expertise that will be critical to successful implementation of the final rule.

Thank you for your consideration of this comment period extension request. If you have any questions, please reach out to either AAPCA's Executive Director, Jason Sloan (jsloan@csg.org or 859-244-8043), or NACAA's Executive Director, Miles Keogh (mkeogh@4cleanair.org or 571-970-6795).

Sincerely,

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Jason Sloan
Executive Director, AAPCA

A handwritten signature in black ink, featuring a series of connected loops and a long horizontal stroke extending to the right.

Miles Keogh
Executive Director, NACAA