HOWARD P. "BUCK" McKEON
25TH DISTRICT, CALIFORNIA

COMMITTEE ON ARMED SERVICES
SUBCOMMITTEE ON TACTICAL AIR AND LAND
SUBCOMMITTEE ON MILITARY READINESS

COMMITTEE ON EDUCATION AND THE WORKFORCE
CHAIRMAN
SUBCOMMITTEE ON 21ST CENTURY COMPETITIVENESS
SUBCOMMITTEE ON EMPLOYER-EMPLOYEE RELATIONS

Congress of the United States
House of Representatives
Washington, DC 20515–0525

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SAN BERNARDINO, INYO, AND MONO COUNTIES
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April 7, 2006

Docket ID No. EPA-HQ-OAR-2001-2007

Mr. Stephen L. Johnson, EPA Administrator
Environmental Protection Agency
Mailcode: 1101A
1200 Pennsylvania Avenue, NW
Washington, DC 20460

SUBJECT: Comments on EPA Proposed Rule: National Ambient Air Quality Standards for Particulate Matter (PM).

Dear Administrator Johnson,

I am writing to oppose the EPA's proposed rule changes regarding particulate matter (PM) air pollution in "rural" areas **unless** the EPA amends the proposed rule to require coarse PM controls in the Owens Valley and Mono Basin non-attainment areas, as well as in all rural communities threatened by toxic dust, regardless of the source.

Representing Inyo and Mono counties located in eastern California, my congressional district has the adverse distinction of being home to two of the largest single sources of coarse particulate matter air pollution in the country: the dried beds of Owens and Mono Lakes. The PM air pollution levels at Owens and Mono Lakes are the highest in the United States.

Owens and Mono Lakes are sparsely populated, and an estimated 40,000 people are affected by the PM_{10} emissions, including the residents of five federally-recognized Indian tribes. However, because the dust from the lake beds is generally coarse, or greater than 2.5 microns in size, and the exposed population is less than 100,000, the EPA's proposed coarse PM standard would simply redefine the extreme dust emissions from Owens and Mono lakes as "not air pollution" and the federal PM standards would not provide the protection intended by Congress.

HOWARD P. "BUCK" McKEON
25TH DISTRICT, CALIFORNIA

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SUBCOMMITTEE ON MILITARY READINESS

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To:Mr. Stephen Johnson
EPA Administrator.

Date: April 11, 2006

From: Beth Lehtihalme

Total Pages_3
(including cover)

In addition to extreme PM_{10} levels, the standard is exceeded on a frequent basis in the Eastern Sierras. During the 5-year period from 2000 through 2004, the federal 24-hour PM_{10} standard of 150 $\mu g/m^3$ was violated on 247 days in the Owens Valley and Mono Basin non-attainment areas, which equates to 14 percent of the time or an average of seven weeks per year.

Although Inyo and Mono counties are considered rural, Highway 395 is a major transit corridor, and the Inyo National Forest draws 14 million visitors each year. The Eastern Sierra economy is tourism based, and tourists come here for the pristine outdoor experiences the area is known for. If the region becomes known instead for having the nation's worst particulate air quality problem, the regional economy will suffer.

Finally, EPA's actions have national defense ramifications. Tests at the U.S. Navy's China Lake Naval Air Weapons Station, to the south of Owens Lake, must be cancelled due to dust originating from Owens Lake, which costs the Navy and/or customers anywhere from $10,000 to $50,000 per test day.

The EPA's proposed particulate matter rule must be amended to include clean air protections for the millions of Americans that live in rural areas who are potentially exposed to health-threatening levels of coarse particulate matter air pollution. I call upon the EPA to assure that the proposed rule is amended to provide for continuation of the existing Congressionally-mandated standards to control 10 micron and smaller coarse particulate matter from the exposed beds of Owens and Mono Lakes—two of the largest single sources of particulate air pollution in the country.

Thank you for your consideration. If you have any questions please contact my District Director, Scott Wilk, at (661) 254-2111.

Sincerely,

Howard P. "Buck" McKeon

Howard P. "Buck" McKeon
Member of Congress

HOWARD P. "BUCK" McKEON
25TH DISTRICT, CALIFORNIA

COMMITTEE ON ARMED SERVICES
SUBCOMMITTEE ON TACTICAL AIR AND LAND
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To:Mr. Stephen Johnson
EPA Administrator.

Date: April 11, 2006

From: Beth Lehtihalme

Total Pages_3
(including cover)

DON YOUNG
CONGRESSMAN FOR ALL ALASKA
WASHINGTON OFFICE
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TELEPHONE 202/225-5765
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Congress of the United States
House of Representatives
Washington, DC 20515

CHAIRMAN
COMMITTEE ON TRANSPORTATION
COMMITTEE ON RESOURCES
COMMITTEE ON HOMELAND SECURITY

April 17, 2006

Mr. Charles L. Engebretsen
Associate Administrator of Congressional
Environmental Protection Agency
1200 Pennsylvania Avenue, NW, Room 3426 Arn
Washington, DC 20460-0001

Dear Mr. Engebretsen,

Enclosed is a letter from a constituent, Peter Walcott, Vice President of the Ekwok Village Council, requesting that their comments be added for consideration on the proposed rule changes to the Particulate Matter Standard (docket # OAR-2003-0062).

I would appreciate it if your office could ensure Mr. Walcott's letter be sent to the appropriate office for consideration. Please provide my Anchorage office with a receipt that the letter was received and send that receipt to the attention of Greg Kaplan.

Thank you for your assistance and consideration.

Sincerely,

Don Young

DON YOUNG
Congressman for All Alaska

DY/gk
Enclosure

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851 EAST WESTPOINT DRIVE
SUITE 307
WASILLA, ALASKA 99654
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Ekwok Village Council
P.O. Box 70
Ekwok, Alaska 99580
(907) 464-3336
Fax: (907) 464-3378

April 10, 2006

Re: National Ambient Air Quality Standards for Particulate Matter
Docket ID No. OAR-2003-0062

To whom it may concern:

The Ekwok Village Council would like to comment on the proposed Particulate Matter Standard. The Ekwok Village Council is a federally recognized sovereign Alaskan Tribe located along the Nushagak River, 43 miles northeast of Dillingham, and 285 miles southwest of Anchorage. Our population is approximately 125, which consists of primarily natives. The population increases during the summer months with tourists and sports fishermen.

Our community has experienced many changes over the course of the years, with increased sports fishing and tourist activity over the summer months, longer runway causing more dust particulates from huger planes, trees being cut down around the new runway which were shielding us and our subsistence foods from dust, and more four wheelers and trucks that create dust during hot, dry summer months.

Through the increased levels of particulate matter in the air from dust caused by the aforementioned has amplified our ever-increasing respiratory problems including asthma. Road dust is the greatest complaint regarding ambient air quality within our community.

We are also concerned about the proposed Pebble Mine that will have an effect on the quality of the air we breathe. We have winds of up to 50 miles per hour at times that would cause the particulate matter plus harmful chemicals to float through the air in our direction. This would in turn create more health related problems amongst our people and ruin our traditional foods that include, wild plants and berries which grow across our lands and may be eaten by our people or the game we hunt.

Through the Indian General Assistance Program, we have continued to work with EPA on environmental issues the community has raised over the course of 5 years. We have looked at ways to correct our environmental problems and found solutions within the community to resolve any concerns. Our Tribe strongly believes that monitoring without the current standards in rural communities will allow us to tackle our air quality issues and retain the best quality of Human and Public Health within our community and surrounding area. Therefore, we strongly urge you to reconsider any proposed changes to

the national ambient particulate standards, which would not protect our village from dust related impacts.

The current proposed rule changes by EPA essentially would eliminate our ability towards obtaining any data necessary to adequately address our Community priority of road dust and the proposed mine effects. These proposed changes send and create the unacceptable message of disregard for the health of our native peoples in rural Alaska that we are some how not as important as urban residents in communities of over 100,000. Utilizing arbitrary numbers in such fashion in Alaska serves neither the best interest of the people, nor the stated intent and mission of EPA.

In conclusion, the current national strategic plans number one goal is cleaner air. How is this going to affect and effect the tribes in Alaska if we would like to monitor our ambient air quality using PM 10 monitors at the same time looking for ways to be in compliance with your mission for a cleaner environment?

Thank you for your time and consideration.

Sincerely,

Peter Walcott Sr.
Vice-President

cc: Senator Ted Stevens
Senator Lisa Murkowski
Congressman Don Young
Representative Mary Kapsner
Senator Lyman Hoffman
Region 10 Office of Air Quality Planning and Standards
files

LISA MURKOWSKI
ALASKA
MAJORITY DEPUTY WHIP

COMMITTEES:
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CHAIRMAN, SUBCOMMITTEE ON
WATER AND POWER

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CHAIRMAN, SUBCOMMITTEE ON
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May 2, 2006

Mr. Charles Engebretsen
Associate Administrator of Congressional
and Intergovernmental Relations
Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Room 3426 ARN
Washington, D.C. 20460

Dear Mr. Engebretsen:

Please find enclosed a copy of a letter I recently received from one of my constituents, Mr. Charles E. Homan II from Eagle River, Alaska. Mr. Homan is requesting that the Environmental Protection Agency extend 90 days the public comment period on the Lead; Renovation, Repair, and Painting Program proposed rule (EPA-HQ-OPPT-2005-0049). I would appreciate your review of his suggestion and any assistance you might be able to provide Mr. Homan.

Please send your reply to my Washington, D.C., office. For administrative purposes, please reference Mr. Homan and the date of his letter to me in your response. Thank you in advance for your careful attention to this matter.

Sincerely,

Lisa Murkowski
United States Senator

Enclosure

HOMAN INCORPORATED
GENERAL CONTRACTORS

March 26, 2006

Document Control Office (7407M)
Office of Pollution Prevention and Toxics
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. N.W.
Washington, D.C. 20460-0001

RE: ERA regulatory Docket Number EPA-HQ-OPPT-2005-0049

To Whom It May Concern:

We are remodeling contractor performing work in Anchorage Alaska. I am very concerned about the impact to my firm, employees and the homeowners in our area with implementation of Proposed Lead Renovation, Repair and Painting Program, as published in the Federal Register on January 10, 2006. I am requesting that the U.S. Environmental Protection Agency extend the public comment period for an additional 90 days. With the initial document over 1,100 pages and the recently released (March 2, 2006) supporting material over 10,000 pages more time is needed for review.

Based on EPA information and my experience there appears minimal lead paint exposure hazards in our area. The vast majority of homes in our area were built after 1960. The rules appear to be excessive for the concerns being addressed. The construction industry traditionally has a high employee turnover. Maintaining a staff of certified employees to work in homes built before 1978 will be difficult for contractors. For my sub-contractors who may rarely work in homes built before 1978 it will not be worth the expense to certify their employees and turn down the work. There will be a very limited number of sub-contactors available to perform remodeling work and we may end up telling homeowners we can't perform the work or they will have to wait a very long time. After the demolition phase of a remodeling project is completed, the remaining work typically is working with new materials. Most trades never touch any of the existing painted surfaces. It seems unreasonable to require all personnel be certified when working in an area of the home where all interior painted surfaces have been removed.

Thank you for your consideration of this request.

Sincerely,

Charles E Homan II

Charles E Homan II

Cc: Senator Ted Stevens
Senator Lisa Murkowski
Representative Don Young

NOTE: The impact to the bush communities will be greatest

12741 Iris Way • Mail To: P.O. Box 770089 • Eagle River, Alaska 99577
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Contractor License #AA20186

United States Senate

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS
WASHINGTON, DC 20510-6175

CCU
Charles
Stephanie
John
Catherine
Chris

July 17, 2006

The Honorable Stephen L. Johnson
Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Subject: Request for Extension of the Public Comment Period for the Proposed Rulemaking, National Pollutant Discharge Elimination System (NPDES) Water Transfers Proposed Rule (71 FR 32887)

Dear Administrator Johnson:

I am writing to you regarding the above mentioned proposed rule which was published in the Federal Register on June 7, 2006 (EPA-HQ-OW-2006-0141, FRL – 8180-7).

The proposed rule would amend the Clean Water Act (CWA) to exclude water transfers from regulation under the NPDES permitting program. This rule would have significant impact on our nation's waters and those that manage them (states, tribes, resource agencies, public works, etc.) and those that depend on them (community drinking water systems and ecosystems).

Given the potential far-reaching impact of this important rule, and the fact that this rule is not subject to any statutory or judicial deadlines, we are asking that EPA provide at least a 30-day extension (to 75 days total) to its comment period similar to other comment periods for comparable rulemakings. This will allow time for parties with a vested interest in this rulemaking to weigh in on its pros and cons.

Sincerely,

James M. Jeffords
United States Senate

United States Senate

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS
WASHINGTON, DC 20510-6175

CCU
Charles
Stephanie
John
Catherine
Chris
Kevin

August 4, 2006

The Honorable Stephen L. Johnson
Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Subject: Comments on Proposed Rulemaking, National Pollutant Discharge Elimination System (NPDES) Water Transfers Proposed Rule (71 FR 32887)

Dear Administrator Johnson:

I am writing to you regarding the above mentioned proposed rule which was published in the Federal Register on June 7, 2006 (EPA-HQ-OW-2006-0141, FRL-8180-7).

The proposed rule would exclude water transfers from regulation under the National Pollutant Discharge Elimination System (NPDES) permitting program. The proposed rule defines water transfers as "an activity that conveys waters of the U.S. to another water of the U.S. without subjecting the water to intervening industrial, municipal or commercial use." Examples of water transfers include routing water through channels, streams, and pumps for public water supply, irrigation, power generation, flood control and environmental restoration.

As EPA frames it, the key legal issue underlying the rule is whether the movement of pollutants from one body of water to another by a water transfer is in fact the "addition" of a pollutant requiring a permit under sections 301 and 402 of the Clean Water Act (CWA). In an August 5, 2005 memo, EPA concluded that Congress intended for water transfers to be subject to oversight by non-NPDES authorities such as state water resource management agencies, rather than under section 402 of CWA. EPA argues that the NPDES program focuses on water pollution from point sources, such as effluent from industrial, commercial or municipal operations, as well as stormwater runoff, and therefore is not intended to address pollution associated with water transfers. EPA concludes that if no pollution is added by the actual water transfer facility (i.e., culvert, pump, etc.) then no permit should be required.

EPA argues that Congress did not intend the CWA to unduly interfere with water resource allocation. But framing the issue this way creates an unnecessary conflict between managing resources and impairing resources in the cases where water transfers actually increase pollution in a receiving water such as when one area's runoff is disposed of at the expense of another community's drinking water supply. Because the CWA does not determine water allocations does not mean that water transfers are exempt from the law's pollution control program. Congress itself made this clear when it passed the 1972 and 1977 amendments.

Additionally, there is often an issue with balancing efforts to increase the Federal role and a desire to allow states to take the lead in protecting water quality. EPA argues that Congress intended oversight of water transfers to be left to water resource management agencies and the states in cooperation with Federal authorities. While this rule portends to give more flexibility to states, it actually takes away the option to use their authority under the federal CWA to regulate pollution resulting from water transfers. The rule does not purport to take away a state's ability to adopt state laws to regulate the pumping of polluted water into clean, but this is a burden that many states may be unwilling or unable to take on.

Water transfers can have many beneficial purposes for municipal, agricultural and commercial applications and there are many cases where the transfer of water would not negatively impact water quality. But there are certainly cases (such as those currently being decided by the courts) where the transfer of water from a more polluted "donor" body results in increased pollution to the "receiving" body.

Besides the potential harmful environmental impacts of this rule, legally the proposed rule seems premature given the pending court cases surrounding this issue. In two different cases affecting the Everglades, courts are determining whether the South Florida Water Management District (SFWMD) needs a NPDES permit to transfer polluted water. In one case, *SFWMD v. Miccosukee Tribe*, the Supreme Court decision did not ultimately resolve the conflict between the tribe and SFWMD, but did hold that pollution may be "added" by a point source, even when the pollution is not generated by the point source itself. That case has been remanded back to the lower courts for fact finding. There is another similar case, *Friends of the Everglades, et al. v. SFWMD*, that is currently being decided in federal court.

More recently, a U.S. Court of Appeals affirmed the need for the City of New York to obtain a NPDES permit for water transfers of highly turbid water from a water management tunnel into a trout stream (*Catskill Mountain Chapter of Trout Unlimited, Inc. v. New York City*).

It is worth noting that another court case, *National Wildlife Federation v. Gorsuch*, determined that water moved through a dam does not meet the definition of a water transfer and therefore should not be covered by this rule.

Although EPA argues strongly against NPDES authority for water transfers, the proposed rule seems both premature and insufficiently protective of human health and the environment. We would benefit from information about the potential public health, environmental, economic and legal impacts of the rule.

We would appreciate your response to the following questions.

1. Does EPA have the authority to exempt a whole class of activities, such as water transfers, from the CWA? If so, from where does this authority arise?

2. Has EPA examined the potential water quality impacts this rule will have on waters across the nation and/or in particular regions of the country? Specifically, what data have EPA utilized to study this issue?

3. Of the thousands of water transfers which take place, how many would cause a significant impairment to a designated use (i.e., drinking water, recreation, etc.)?

4. Did EPA analyze the effect of this rulemaking on costs of drinking water treatment, lost recreation or commercial fishing and shellfishing?

5. What is the impact of the rule on public health?

6. Why was this rule "expedited"?

7. How would this rule impact pending court cases on this issue?

8. Did EPA comply with the Executive Order on Environmental Justice to determine if this rulemaking would have a disproportionate effect on low income or minority communities?

The intent of the CWA is "to restore and maintain the chemical, physical and biological integrity of the Nation's waters" and it appears that this rule would not support this intention. While many water transfers may have a negligible impact on water quality, some would have significant negative impacts including rendering a water body unfit for a designated as important as drinking water. Therefore NPDES permits should be required in cases where there will be significant water quality impacts from a water transfer.

Sincerely,

James M. Inhofe
United States Senate

UNITED STATES SENATE
COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS
Washington, DC 20510-6175

FAX TO: Tom Dickerson
EPA

DATE: 8-4-06

PHONE:

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Number of Pages (Including Cover) 4

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FROM:
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- ☐ Catharine Cyr Ransom, Senior Professional Staff
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- ☐ David Sandretti, Communications Director
- ☐ Cara Cookson, Professional Staff
- ☑ Carolyn Dupree, Office Manager
- ☐ Caroline Ahearn, Legislative Fellow
- ☐ April Richards, Legislative Fellow

MESSAGE: Comments on Proposed Rule on Water Transfers.

Congress of the United States
Washington, DC 20515

November 24, 2008

The Honorable Stephen L. Johnson
Administrator U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Dear Administrator Johnson,

The federal government, through the Environmental Protection Agency (EPA), has the authority and responsibility to protect the public health and welfare of the United States from the effects of climate change caused by greenhouse gas emissions. Rapid climate change in the Arctic and elsewhere provides clear evidence of the threat to the public health and welfare of the United States. We agree with the April 2007 US Supreme Court decision in *Massachusetts v. EPA* that greenhouse gases (GHG) are air pollutants and that EPA needs to exercise the authority granted to it by the Clean Air Act to regulate these emissions. To fulfill the EPA's outstanding legal obligations, as required by this landmark court ruling, we strongly encourage you to:

1. Issue a formal "endangerment finding" recognizing that greenhouse gases may reasonably be anticipated to endanger the public health and welfare and that emissions from mobile and stationary sources cause or contribute to this air pollution; and
2. Promptly develop and issue regulations to reduce greenhouse gas emissions from mobile and stationary sources using existing Clean Air Act authority.

The effects of global warming are already evident and continue to grow worse with each passing year. Climate change is exacerbating already severe water scarcity and water quality problems in the United States and abroad. Melting glaciers in Greenland and Antarctica could lead to catastrophic global sea-level rise, threatening coastal economies and low-lying island communities. Increasing carbon dioxide emissions is causing ocean acidification, which in conjunctions with warmer ocean temperatures, contribute to the ongoing ecologic collapse of coral reefs, alter the structure of food webs, and threaten global fisheries.

We are already seeing an increased occurrence of severe weather events, more frequent wildfires and ecological changes that threaten endangered species' habitat. Add to this the public health risks associated with diminished air quality and the increased frequency of heat-waves, plus the various national security threats that are worsened by degraded environmental conditions, and the need for immediate action to reduce the global warming threat becomes undeniable.

The rapid climate change in the Arctic region is an important indicator of what lies ahead. In addition, this region plays a vital role in the planet's climate system. The Arctic is warming at twice the rate of the rest of the planet. This warming is having immediate, negative effects on Arctic people and ecosystems, including coastal erosion, thawing permafrost, and loss of important habitat. The most dramatic of these impacts is the incredible loss of Arctic sea ice. In 2007, sea ice fell to an all-time low, and according to the National Snow and Ice Data Center.

Sea ice plays a vital role in regulating the world's climate. The loss of sea ice accelerates global warming by opening areas of darker ocean, which absorbs solar radiation rather than reflecting it. This increased warming alters weather and climate patterns in the northern hemisphere, releases additional greenhouse gases from Arctic permafrost, and may accelerate the disintegration of the Greenland ice sheet. These changes create the potential for devastating global consequences.

The only way to ensure the planet does not pass a climatic tipping point is to reduce human-caused emissions of greenhouse gases. As the Intergovernmental Panel on Climate Change concluded, "[w]arming of the climate system is unequivocal, and most of the observed increase in global average temperatures since the mid-20th century is very likely due to the observed increase in anthropogenic greenhouse gas concentrations."[1] The Bush Administration has recognized explicitly that "climate change is a serious global challenge"[2] and that observations of increases in global average air and ocean temperatures, widespread melting of snow and ice, and rising global average sea level make global warming evident.

Science suggests that "[i]f humanity wishes to preserve a planet similar to that on which civilization developed and to which life on Earth is adapted," we must reduce the atmospheric concentration of carbon dioxide from the current 385 parts per million concentration to at least 350 parts per million.[3] The United States must become a world leader in the effort to reduce atmospheric greenhouse gas concentrations to a level that stabilizes the global climate in order to protect public health and welfare of the Arctic, the United States, and the world.

Recently, EPA released an Advanced Notice of Proposed Rulemaking (ANPR) seeking public comment regarding the regulation of greenhouse gas emissions under the Clean Air Act. The ANPR was issued in response to the Supreme Court's decision in *Massachusetts v. EPA*. This ANPR is not sufficient. Rather than seeking more general comments, EPA should immediately recognize the threat of global warming poses to the health and welfare of the United States and promptly issue regulations that will reduce GHG emissions in order to protect the United States from the further and more disastrous climate change impacts.

Taking these actions is a necessary first step for the United States becoming a world leader in the effort to stabilize our global climate system. We need to act, and act quickly to protect the Arctic, the public health and welfare of the United States, and life on Earth as we know it.

Sincerely,

Sam Farr
Member of Congress

Rush Holt
Member of Congress

---

[1] IPCC. 2007. Climate Change 2007: The Physical Science Basis. Contribution of Working Group I to the Fourth Assessment Report of the Intergovernmental Panel on Climate Change [Solomon, S., D. Qin, M. Manning, Z. Chen, M. Marquis, K.B. Averyt, M. Tignor and H.L. Miller (eds.)]. Cambridge University Press, Cambridge, United Kingdom and New York, NY, USA.

[2] Regulating Greenhouse Gas Emissions Under The Clean Air Act; Proposed Rule, 73 Fed. Reg. 44354 (July 30, 2008) at 44396.

[3] Hansen, J., M. Sato, P. Kharecha, D. Beerling, V. Masson-Delmotte, M. Pagani, M. Raymo, D. L. Royer, and J. C. Zachos. 2008. Target atmospheric CO2: where should humanity aim? available at:http://arxiv.org/abs/0804.1126 and http://arxiv.org/abs/0804.1135.

Jan Schakowsky

Earl Blumenauer

Lois Capps

Lynn C. Woolsey

Loretta Sanchez

Jackie Speier

Nancy Pelosi

Bob Filner

Barbara Lee

Nick Lampson

Howard L. Berman

Maxine K. Hirono

U.S. House of Representatives
Committee on Agriculture
Subcommittee on Conservation, Credit, Energy, and Research
Room 1301, Longworth House Office Building
Washington, DC 20515–6001

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May 6, 2009

The Honorable Lisa Jackson
Administrator
Environmental Protection Agency
1200 Pennsylvania Ave, NW
Washington, DC 20640

Dear Administrator Jackson:

We are writing to request an immediate extension of the comment period for proposed rulemaking pertaining to the Renewable Fuel Standard (RFS), as amended by the Energy Independence and Security Act (EISA, P.L. 110-140), to allow an additional 120 days for comment.

We believe that the current 60 day comment period does not provide sufficient time for the public to review the 549-page Notice of Proposed Rulemaking and 822-page regulatory impact analysis, nor does it allow adequate time for people to prepare their comments. Since the Environmental Protection Agency (EPA) is planning to provide details about its lifecycle greenhouse gas analysis during meetings in June, the current deadline limits the ability of people to consider and respond to the information expected to be presented at those meetings.

The future of our biofuels industry is too important to rush to judgment on such important and critical issues as what constitutes a renewable biomass feedstock and how to consider indirect land use changes. Additionally, we believe the provisions in the underlying statute must be modified in order to fully ensure that the regulations are based on sound scientific principles. If we want the biofuels industry to be successful and if we are serious about decreasing our dependence on foreign oil, the comment period must be extended while we all work to advance the goal of achieving a full range of renewable options to meet our fuel needs.

Thank you in advance for considering this request.

Sincerely,

Tim Holden

Bob Goodlatte

Collin C. Peterson

Frank Lucas

John Boccieri

Bobby Bright

Jim Costa

Kathleen Dahlkemper

Brad Ellsworth

Sam Graves

Stephanie Herseth-Sandlin

Steve King

Larry Kissell

Robert Latta

Blaine Luetkemeyer

Mike McIntyre

Betsy Markey

Walt Minnick

Jerry Moran

Jerry Moran

Earl Pomeroy

Adrian Smith

Glenn Thompson

Deborah Halvorson

MIKE JOHANNS
NEBRASKA

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AGRICULTURE, NUTRITION AND FORESTRY
BANKING, HOUSING AND URBAN AFFAIRS
COMMERCE, SCIENCE AND TRANSPORTATION
VETERANS' AFFAIRS
INDIAN AFFAIRS

June 18, 2009

The Honorable Lisa Jackson
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

I write to request that the Environmental Protection Agency (EPA) extend by 120 days the current public comment period on the Notice of Proposed Rulemaking pertaining to implementation of the Renewable Fuels Standard (RFS).

Of particular concern to me is EPA's consideration of indirect changes in land use when calculating lifecycle greenhouse gas emissions. Considering indirect land use change as a factor in determining lifecycle greenhouse gas emissions for renewable fuels could lead to costly and unnecessary regulations for farmers and the ethanol industry. Forecasting indirect changes in land use – specifically as a consequence of the RFS – is in no way an exact science. Measuring international indirect land use changes is even more difficult.

Our farmers and ethanol producers should not be held responsible for land use decisions made half way around the world, especially when they are based on untested and unreliable assumptions. Extending the public comment period will allow additional time for impacted industries and organizations to communicate to EPA the potentially devastating effects of indirect land use calculations.

I would appreciate your prompt consideration of this request.

Very truly yours,

Mike Johanns
United States Senator

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June 18, 2009

The Honorable Lisa Jackson
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

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I would appreciate your prompt consideration of this request.

Very truly yours,

Mike Johanns
United States Senator

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ANN KIRKPATRICK
1ST DISTRICT, ARIZONA

COMMITTEE ON HOMELAND SECURITY
SUBCOMMITTEE ON
BORDER, MARITIME AND GLOBAL
COUNTERTERRORISM
SUBCOMMITTEE ON
INTELLIGENCE, INFORMATION SHARING AND
TERRORISM RISK ASSESSMENT
SUBCOMMITTEE ON
TRANSPORTATION SECURITY AND
INFRASTRUCTURE PROTECTION

kirkpatrick.house.gov

Congress of the United States
House of Representatives

September 16, 2009

COMMITTEE ON VETERANS' AFFAIRS
SUBCOMMITTEE ON
DISABILITY ASSISTANCE AND
MEMORIAL AFFAIRS
SUBCOMMITTEE ON
ECONOMIC OPPORTUNITY

COMMITTEE ON SMALL BUSINESS
SUBCOMMITTEE ON
FINANCE AND TAX
SUBCOMMITTEE ON
RURAL DEVELOPMENT, ENTREPRENEURSHIP
AND TRADE

The Honorable Lisa Jackson
United States Environmental Protection Agency
1200 Pennsylvania Avenue, NW, Room 3426 ARN
Washington, DC 20460-0003

RE: Request for Extension of Comment Period for Advance Notice of Proposed Rulemaking on Best Available Retrofit Technology Requirements (EPA-R09-OAR-2009-0598).

Dear Administrator Jackson,

I write to request a 60-day extension to the comment period for EPA's Advance Notice of Proposed Rulemaking (ANPR) on the Agency's upcoming Best Available Retrofit Technology (BART) determinations for Navajo Generating Stations and the Four Corners Power Plant.

As you know, a 30-day public comment period was provided for the ANPR at its publication on August 28, 2009 (74 Fed. Reg. 44313). The issues raised by the ANPR are complex, and of significant importance for the facilities in question, both of which are major employers in the regions they serve. Given the technical nature of the issues at hand, an additional 60 days will provide the stakeholders adequate time to comprehensively compile their comments.

Though some of the stakeholders are very familiar with the issues at hand, it does not follow that all stakeholder groups can sufficiently prepare comments in 30 days. Specifically, the eventual EPA ruling could substantially impact economic development of two large tribes – the Navajo and the Hopi – and the comment period must allow sufficient preparation. I understand that at least two major stakeholders in this matter have requested such extension.

The notice indicates a subsequent 60-day comment period is expected on the BART determination itself. While this procedure will allow additional public comment, it is imperative that EPA receive as complete and careful comment as possible in *advance* of BART determination, not after the agency's consideration.

Please let me know as soon as possible whether this request for extension can be granted. Thank you for your consideration.

Sincerely,

Ann Kirkpatrick
Member of Congress

cc: Laura Yoshii, Action Regional Administrator, EPA Region IX

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FAX from

Congresswoman Ann Kirkpatrick

First District, Arizona

FACSIMILE TRANSMITTAL SHEET

TO: Administrator Jackson
Reg. Admin. Yoslini

FROM: Congresswoman Ann Kirkpatrick's Office
Attn:

COMPANY:

DATE: 9/17/09

FAX NUMBER: 202-501-1519

PAGES INCLUDING COVER: 2

PHONE NUMBER:

RE:

NOTES/COMMENTS:

CONGRESSWOMAN ANN KIRKPATRICK
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COMMITTEE ON ARMED SERVICES
COMMITTEE ON
COMMERCE, SCIENCE, AND TRANSPORTATION

MARK BEGICH
ALASKA

COMMITTEE ON VETERANS' AFFAIRS
COMMITTEE ON THE BUDGET

United States Senate
WASHINGTON, DC 20510

July 8, 2010

The Honorable Lisa P. Jackson
Administrator
Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue NW
Washington, DC 20460

Docket ID No. EPA-HQ-OAR-2007-0294

Dear Administrator Jackson,

Please accept my formal comments on the Environmental Protection Agency's (EPA) Advanced Notice of Proposed Rulemaking (ANPR) on lead emissions from piston-engine aircraft using leaded aviation gasoline (avgas).

I am extremely concerned the EPA may move to regulate emission standards from piston engine aircraft through phasing out or eliminating avgas. This would have a direct and significant negative impact on Alaskans.

The effect of any regulation of avgas by the EPA will be magnified in Alaska. With over 10,000 piston engine aircraft, Alaska is considered by many to be the small plane capital of the world. Our state has six times more pilots and 16 times more planes per capita than the rest of the country. The predominance of piston engine aircraft is a direct result of Alaska's expansive geography and limited road infrastructure. Over 80 percent of Alaska communities have no road access and rely completely on piston-engine aircraft to stay connected to the rest of the state.

Most of Alaska's rural communities are served by shorter gravel airstrips which cannot accommodate larger jet aircraft. Because of these logistical limitations, general aviation and air taxis are a critical component of commerce and are the prevalent method of transporting people, goods, and mail to Alaska's roadless communities. When Alaskans in a remote village require medical treatment at a hospital, most frequently they travel to a larger community via piston engine aircraft. The EPA's regulatory announcement for the proposed rulemaking on avgas states, "lead is not used in jet fuel, the fuel utilized by most commercial aircraft." While this statement may hold true for the Lower 48 states, the vast majority of commercial aircraft in Alaska are smaller piston-driven aircraft, which use avgas.

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In addition to the important role they play in statewide commerce, piston engine aircraft are an integral tool for research and transportation services for various federal agencies' operations in Alaska. The National Oceanic and Atmospheric Administration, Minerals Management Service, U.S. Fish and Wildlife Service, U.S. National Forest Service, and the U.S. National Park Service all utilize piston engine aircraft to carry out their missions.

If the EPA phases out or eliminates low lead avgas, many communities would be forced to use larger turboprop aircraft. Turboprop aircraft have significantly higher operating costs, as well as a larger carbon footprint. Additionally, not all turboprop aircraft can land on the short gravel runways typical of rural Alaska. Any regulation of avgas may have the unintended consequence of increasing greenhouse gas emissions from aircraft. These additional costs would be borne by rural Alaskans who already face some of the highest costs of living in the country.

The ANPR correctly concludes, "converting in-use aircraft/engines to operate on unleaded aviation gasoline would be a significant logistical challenge, and in some cases a technical challenge as well." Currently, there is no substitute fuel for 100 Low Lead (100LL), the most common type of avgas. The EPA should not phase out or eliminate 100LL until a suitable replacement is found. A suitable substitute fuel should be affordable and should not require costly or impractical engine or airframe modifications to the in-use piston engine aircraft fleet.

Transitioning to an unleaded avgas is a desirable goal which the aviation industry in partnership with the FAA and EPA should continue to work towards. In an effort to find a replacement fuel the FAA, in conjunction with the aviation and petrochemical industries, must direct additional resources to developing an unleaded alternative to 100LL. As a Senator, I will support the FAA and industry's efforts to perform the necessary research and certification of an unleaded substitute fuel.

Any new regulatory standard requiring transition to an unleaded aviation gasoline poses significant challenges to the aviation community and has safety implications for my constituents. I implore you to carefully consider the comments submitted by Alaskans who will be most directly affected by the EPA's decision.

I appreciate the EPA's extension of the comment period on this rulemaking to August 27, 2010. In an effort to ensure impacted parties have ample opportunity to submit comments, I respectfully request you extend the comment period for this rulemaking for an additional two months to October 31, 2010. The summer months are the busiest time of year for Alaska's aviators, many of whom operate small businesses. An additional 60

days would allow more time for Alaskans to fully review and comment on the proposed rulemaking.

Finally, as co-chair of the Senate General Aviation Caucus, I invite the EPA to work with our Caucus to more thoroughly address the challenges posed by this proposed rulemaking.

The premature regulation of leaded avgas will have a substantially negative impact on transportation, health, and safety in Alaska. At this point, the potential costs to Alaska associated with regulating avgas far outweigh the benefits and threaten to leave Alaska's rural communities without a reliable means of transportation. Thank you for the opportunity to provide comments on this important issue and for your attention to this request. Please do not hesitate to contact me if you wish to discuss this further.

Sincerely,

Mark Begich
United States Senator

cc: The Honorable J. Randolph Babbitt, FAA Administrator
The Honorable Senator Mike Johanns, Senate GA Caucus Co-Chair

COMMITTEE ON
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TELECOMMUNICATIONS AND THE INTERNET
OVERSIGHT AND INVESTIGATIONS

CO-CHAIR:
COALITION FOR AUTISM RESEARCH AND EDUCATION

CONGRESSIONAL CAUCUS ON ROBOTICS

Congress of the United States
House of Representatives

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July 30, 2010

The Honorable Lisa Jackson, Administrator
U.S. Environmental Protection Agency
Ariel Rios Building, Mail Code: 1101A
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: Docket No: EPA-HQ-RCRA-2009-0640

Dear Administrator Jackson:

I welcome the opportunity to comment on the proposed rule on Coal Combustion Residues ("CCR") as printed in the Federal Register on July 21, 2010. Along with other Members of the House of Representatives, I have supported the regulation of CCR as nonhazardous material under Subtitle D of the Resource Conservation and Recovery Act on several different occasions. As you consider the development of federal regulations for CCR, I once again urge you to consider the Subtitle D option while protecting human health and the environment.

Nearly all of my constituents from the 14th District of Pennsylvania obtain their electricity from coal. Pennsylvania is the fourth largest coal producing state and in 2008, Pennsylvania produced 223 million megawatt hours of electricity from coal making Pennsylvania the number one generator in the United States. According to a recent report from the Pennsylvania Economic League, the coal industry in Pennsylvania is responsible for approximately 41,500 full and part-time jobs and can directly account for 8,724 jobs. Acknowledging both the consumption and production of coal in my state, the regulation of its byproduct, CCR, is an important issue for those I represent.

Coal-fired power plants burn mostly bituminous coal and produce fly ash, bottom ash, slag, FGD gypsum, and sulfite-rich FGD material. Electric utilities in Pennsylvania turn out nearly 11 million tons of CCR every year with about sixty-five percent of that being recycled for beneficial uses. The recycling of CCR for beneficial use has been effectively regulated by the Commonwealth of Pennsylvania since 1992. In fact, many industries have developed in Pennsylvania because of the clear guidance that regulations provided. Most notably, the waste coal industry now accounts for nearly ten percent of electricity generation in Pennsylvania and 5,000 Pennsylvanians are directly or indirectly employed by the waste coal industry. In 2006, the National Academies of Science even praised the Commonwealth's regulations of CCR, "...Ohio and Pennsylvania have

monitoring requirements for CCRs that are substantially greater than SMCRA (Surface Mining Control and Reclamation Act) requirements…"

With proper regulation under Subtitle D of RCRA, I believe CCRs can continue to be used in a beneficial way allowing businesses that properly utilize CCRs to grow. In Pennsylvania companies have been using recycled coal ash in nearly a dozen applications including gypsum wallboard, transportation products and mine reclamation.

Narrowing the definition of beneficial use as the EPA has proposed in its rule is troubling for companies and workers in Pennsylvania. Specifically, the absence of CCR use for mine reclamation is problematic as Abandoned Mine Reclamation projects have been essential to environmental restoration in the state. The Pennsylvania DEP has successfully regulated CCR use in mine reclamation for decades. Reclaiming abandoned mines and restoring their land and water resources is an important goal for our environment and public health. In addition, limiting the definition of beneficial reuse could inadvertently damage the environment by requiring more disposal of CCR rather than recycling.

I continue to support federal regulation of CCR under Subtitle D of RCRA and continue to emphasize the simultaneous goals of protecting our environment and allowing innovative reuse of a material that would otherwise be wasted. Pennsylvania must be allowed to continue the beneficial reuse of CCR in all of its currently acceptable applications. Our economy and our environment need strong regulation and a clear direction to continue the safe uses of this nonhazardous material.

Thank you for your attention to this matter, please do not hesitate to contact me if you have any questions.

Sincerely,

Mike Doyle
Member of Congress

Congress of the United States
Washington, DC 20515

January 15, 2014

The Honorable Gina McCarthy
Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, Northwest
Washington, D.C. 20460

Dear Administrator McCarthy,

We are writing to request a sixty day extension of the comment period for the Environmental Protection Agency's proposed rule titled Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units (RIN 2060-AQ91).

Given the 2.5 million comments EPA received for the previous version of this rule and the many stakeholders who could be affected, we believe a comment period extension is appropriate.

As you know, the EPA's actions have far-reaching implications, and this proposed rule affects not only coal and natural gas companies but also energy-intensive industries like manufacturing and construction as well as average American families trying to pay their electric bills.

Given that nearly forty percent of electricity in the United States is generated by coal, it is especially important to carefully consider both the short- and long-term ramifications of this proposal. In some states nearly ninety percent of electricity is coal-powered, so consumers could be especially hard-hit. We have already heard an outpouring of concern from constituents alarmed about this proposal's impact on energy affordability, job creation, and long-term economic growth. Allowing stakeholders additional time to comment will ensure those wishing to share their views are able to do so and will enable the EPA to more fully consider public opinion.

Thank you for your attention to this matter. We look forward to working with you to develop commonsense policies that protect our precious natural resources while creating jobs, lowering costs, and boosting our economy.

Sincerely,

Jackie Walorski

Jackie Walorski
Member of Congress

Mike Conaway
Chairman, Committee on Ethics

Sam Graves
Chairman, Committee on Small Business

Michael McCaul
Chairman, Committee on Homeland Security

Hal Rogers
Chairman, Committee on Appropriations

Bill Shuster
Chairman, Committee on Transportation and Infrastructure

Lamar Smith
Chairman, Committee on Space, Science, & Technology

Nick Rahall
Ranking Member, Committee on Transportation and Infrastructure

Robert Aderholt
Member of Congress

Andy Barr
Member of Congress

Joe Barton
Member of Congress

Marsha Blackburn
Member of Congress

Susan Brooks
Member of Congress

Paul Broun, M.D.
Member of Congress

Larry Bucshon, M.D.
Member of Congress

Shelley Moore Capito
Member of Congress

Chris Collins
Member of Congress

Doug Collins
Member of Congress

Kevin Cramer
Member of Congress

Steve Daines
Member of Congress

Rodney Davis
Member of Congress

Charles Dent
Member of Congress

Sean Duffy
Member of Congress

William Enyart
Member of Congress

John C. Fleming, M.D.
Member of Congress

Bill Flores
Member of Congress

Paul A. Gosar, D.D.S.
Member of Congress

Tim Griffin
Member of Congress

H. Morgan Griffith
Member of Congress

Brett Guthrie
Member of Congress

Andy Harris
Member of Congress

Vicky Hartzler
Member of Congress

Tim Huelskamp
Member of Congress

Bill Johnson
Member of Congress

Mike Kelly
Member of Congress

Steve King
Member of Congress

Jack Kingston
Member of Congress

Adam Kinzinger
Member of Congress

Doug Lamborn
Member of Congress

Robert Latta
Member of Congress

Billy Long
Member of Congress

Cynthia Lummis
Member of Congress

Thomas Massie
Member of Congress

Jim Matheson
Member of Congress

David McKinley
Member of Congress

Cathy McMorris Rodgers
Member of Congress

Luke Messer
Member of Congress

Mick Mulvaney
Member of Congress

Tim Murphy
Member of Congress

Randy Neugebauer
Member of Congress

Rich Nugent
Member of Congress

Pete Olson
Member of Congress

Stevan Pearce
Member of Congress

Trey Radel
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Jim Renacci
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Phil Roe, M.D.
Member of Congress

Dana Rohrabacher
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Todd Rokita
Member of Congress

Keith Rothfus
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David Schweikert
Member of Congress

Adrian Smith
Member of Congress

Jason Smith
Member of Congress

Chris Stewart
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Steve Stivers
Member of Congress

Marlin Stutzman
Member of Congress

Glenn 'GT' Thompson
Member of Congress

Ann Wagner
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Lynn Westmoreland
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Don Young
Member of Congress

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JOHN E. WALSH
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United States Senate

WASHINGTON, DC 20510-2605

July 11, 2014

Gina McCarthy
Administrator
Environmental Protection Agency
1200 Pennsylvania Ave, NW
Washington, DC 20460

Jo-Ellen Darcy
Assistant Secretary of the Army (Civil Works)
Department of the Army
108 Army Pentagon
Washington, DC 20310

Dear Administrator McCarthy and Assistant Secretary Darcy,

I write regarding the Environmental Protection Agency's (EPA) and the U.S. Army Corps of Engineers' (Corps) proposed rule clarifying the scope of the Clean Water Act (CWA). On June 6, 2014, I wrote to you requesting an extension of the comment period to allow for a full and meaningful opportunity for Montanans to participate in the process. EPA is appropriately providing an additional 91 days for comments on this complex rulemaking. Clean water is a critical part of Montana's quality of life and economy, and getting this rule right is important for all Montanans. It is especially important to agriculture and to the outdoor recreation industry, both of which rely on clear rules of the road and clean, healthy water.

I now write to address specific issues that have been raised in Montana about how to get the final rule right. The proposed rule states that the final rule will be informed by the Office of Research and Development's final review of a synthesis of peer-reviewed scientific literature discussing the nature of connectivity and effects of streams and wetlands on downstream waters. This document will provide a review and analysis of reports on chemical, biological, and other connections from streams, wetlands, and open waters to larger bodies of water. The issue of connectivity is highly scientific and of fundamental importance to identifying the appropriate scope of regulatory jurisdiction. The proposed rule clearly states that the agencies interpreted the CWA's scope based on the conclusions in this document.

I understand that the Office of Research and Development has reviewed existing scientific literature that has already been peer reviewed. This review is to determine if the conclusions and interpretation of available scientific literature was complete and correct. I urge you to expedite completion of this review, pending feedback from the EPA's Science Advisory

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Board, before finalizing the CWA rule in order to strengthen the basis of the CWA rule. Once the review is final, it is imperative that EPA integrate the findings and underlying science into the final rule. A rule that is not firmly structured around relevant scientific findings could improperly burden Montanans with regulatory restrictions that may not advance the water quality goals of the CWA.

Along with the proposed rule about the scope of the CWA, EPA also issued an "interpretive rule" on farming and ranching exemptions under the CWA. That interpretive rule defines 56 Natural Resources Conservation Service (NRCS) agricultural conservation practices that would not be subject to CWA permitting requirements. I recognize and appreciate that the current agricultural exemptions for normal farming practices are preserved. And while I encourage novel, collaborative approaches that are intended to increase certainty for farmers and ranchers and reduce regulatory burdens, it is unclear to me that this interpretive rule accomplishes those goals. Furthermore, I am concerned that issuance of the interpretive rule without robust stakeholder consultation resulted in a framework that has not been adequately tested. Specifically, there is lack of clarity on the scientific or pragmatic justification underlying the limited set of conservation practices approved for qualifying under the exemption, as well as the scope of enforcement responsibility between the involved agencies.

NRCS conservation programs are enormously successful in Montana in incentivizing good conservation practices. A regulatory regime that discourages participation in proven agricultural conservation programs due to risk of regulatory or private intervention under the CWA will undermine the impressive conservation improvements over the life of the Farm Bill conservation programs. I cannot see how the interpretive rule can be justified if it results in fewer farmers participating in conservation programs. I urge you to reevaluate how tying NRCS programs to CWA permitting will advance the goals of the CWA and NRCS conservation programs, as well as how it will reduce regulatory burdens on farmers and ranchers. I further ask that you provide an explanation of the developmental process of the interpretative rule, including information on collaboration and stakeholder input.

Finally, federal agencies too often implement regulations without fully understanding the impact on farming and ranching. With a much smaller percentage of Americans involved in agriculture on a day-to-day basis, federal agencies have increasingly been left without their own expertise to provide a meaningful rural insight into regulatory actions. Congress recognized this deficiency within EPA while crafting the Agricultural Act of 2014 (P.L. 113-333), otherwise known as the "Farm Bill". Section 12307 of the Farm Bill instructs the Administrator of the EPA and the Science Advisory Board to establish a standing agriculture-related committee with EPA.

More than four months after the Farm Bill was signed into law, it is my understanding that this committee has not yet been staffed, nor was it staffed and available to the Administrator when the proposed rule was crafted. Due to the significant interest in the proposed rule by farmers and ranchers, and due to the Congressional mandate that EPA establish a committee to

review matters that have a significant impact on agriculture, I ask that you prioritize the establishment of this committee for consultation on the rule. This committee can also be a valuable tool to use in reexamining the interpretive rule as well to ensure any final incorporation of NRCS into CWA administration will be to the benefit and not the detriment of farmers and ranchers.

I appreciate your attention to this very important matter and stand ready to assist you in bringing clarity and certainty to Montana. Our pristine waters attract sportsmen from around the globe and form the basis of our outdoor heritage and agricultural tradition. Careful implementation of the CWA will ensure it stays that way for generations.

Sincerely,

John E. Walsh

John E. Walsh
United States Senator

United States Senate

WASHINGTON, DC 20510

September 10, 2014

The Honorable Gina McCarthy
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., N.W.
Washington, DC 20460

Dear Administrator McCarthy:

Please find attached a request from PNM Resources (PNM) in New Mexico requesting a sixty day extension for the comment period for the EPA's proposed rule "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Generating Units." We respectfully request that you consider the extension and ensure that any additional analyses and information provided by PNM be taken into account as you craft the final rule.

As stated in PNM's letter, PNM has been proactive since the rule was proposed on June 2, 2014; PNM has dedicated a team to analyzing the proposal and developing modeling. Several meetings and phone calls have occurred between EPA and PNM, and PNM has participated in many stakeholder coalitions and groups to share information.

PNM has briefed us on the initial results of their findings. As you know the agreement between EPA, PNM and the State of New Mexico at the San Juan Generating Station will have positive impacts for New Mexico achieving its carbon targets. We agree that sound modeling and analysis on these impacts would benefit EPA and your process and respectfully request that PNM have time and assurances that their modeling will be reviewed.

Sincerely,

Tom Udall
United States Senate

Martin Heinrich
United States Senate

PNM Resources
Corporate Headquarters
Albuquerque, NM 87158-1255
www.pnmresources.com
Phone : 505.241.2883
Fax : 505.241.2368

Ron Talbot
Senior Vice President
Chief Operating Officer

PNM Resources

Via FedEx

September 4, 2014

The Honorable Gina McCarthy
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Dear Administrator McCarthy:

On behalf of PNM Resources (PNM), I respectfully wish to express our support for a 60 day extension of the comment period for the "Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Generating Units." Since the proposed rule was published in early June, we have been working diligently to analyze the rule and develop appropriate comments to address key issues impacting PNM and New Mexico. While we appreciate EPA's granting an initial 120 day comment period, we believe the additional requested time would allow us and others to develop more detailed and technically based comments. Our objective is to provide comments that inform EPA's development of the final rule, including addressing a number of areas upon which EPA is seeking comment.

Modeling is critical to our understanding of the impact of the proposal on the State of New Mexico. As of the last week in August, approximately 90 days after the draft proposal was released, we are now receiving preliminary modeling results. These results are very informative and will be useful for our draft comments; however, the modeling requires additional refinement in order to fully understand and adequately comment on the rule's requirements, impacts, and potential measures necessary to comply with the rule.

PNM has been very proactive since the proposed rule was released on June 2, 2014. We have a dedicated team analyzing the proposal and accompanying technical documents. We have reached out directly to EPA (both Headquarters and Region 6), the New Mexico Environment Department, and the New Mexico Public Regulation Commission, sharing our process and our understanding of the proposal. We have briefed other key stakeholders and offered technical support to impacted entities within the state. We have also been active within our trade associations, the Edison Electric Institute, as well as several coalitions, including the Generators for Clean Air, the Coalition for Innovative Climate Solutions, and WEST Associates. All of these have been extremely valuable as technical resources and opportunities to participate in EPA's own proactive outreach and open door campaign.

PNM is committed to providing useful, technically supported comments throughout this process. We appreciate EPA's consideration of this request and the challenge EPA faces in meeting the June 1, 2015 deadline.

Sincerely,

Ron Talbot

RET:sgg

cc: Janet McCabe, Acting Assistant Administrator, Office of Air and Radiation (via FedEx)
Secretary Ryan Flynn, New Mexico Environment Department (via FedEx)

Congress of the United States
Washington, DC 20515

May 26, 2015

The Honorable Gina McCarthy
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, D.C. 20460

Dear Administrator McCarthy:

According to a recent news report in *The New York Times*, the U.S. Environmental Protection Agency (EPA) is engaged in a practice of grassroots solicitation for public comments on the proposed rule on Waters of the United States (WOTUS).[1] This practice is disturbing on its face and may violate federal law. The article reports that EPA partnered with the Sierra Club, an environmental group that engages in grassroots lobbying, and a grassroots organization, Organizing for Action, to promote the proposed rule on WOTUS via social media websites with the goal of generating public comments in support of the rule.[2] In your testimony before the Senate Committee on Environment and Public Works, you cited the number of public comments received in support of the proposed rule as an endorsement of the rule itself.[3] Given the magnitude and controversy surrounding EPA's rulemaking agenda, it is very troubling that EPA has engaged in a propaganda campaign to inflate the number of public comments submitted in support of specific proposed rules.

The fact that the EPA would take the drastic and unprecedented measure of partnering with advocacy groups in order to promote a particular regulatory action raises serious questions about the integrity of the agency's rulemaking process. Additionally, this "grassroots" effort to solicit comments may violate the Anti-Lobbying Act.[4] The Anti-Lobbying Act, as you may

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[1] Eric Lipton and Coral Davenport, *Critics Hear E.P.A.'s Voice in 'Public Comments'*, N.Y. Times, May 18, 2015, *available at* http://www.nytimes.com/2015/05/19/us/critics-hear-epas-voice-in-public-comments.html?_r=2.
[2] *Id.*
[3] *Id.*
[4] 18 U.S.C. § 1913, states in pertinent part:
No part of the money appropriated by any enactment of Congress shall, in the absence of express authorization by Congress, be used directly or indirectly to pay for any personal service, advertisement, telegram, telephone, letter, printed or written matter, or other device, intended or designed to influence in any manner a Member of Congress, a jurisdiction, or an official of any government, to favor, adopt, or oppose, by vote or otherwise, any legislation, law, ratification, policy, or appropriation, whether before or after the introduction of any bill, measure, or resolution proposing such legislation, law, ratification, policy, or appropriation; but this shall not prevent officers or employees of the United States or of its departments or agencies from communicating to any such Member or official, at his

know, prohibits any funds appropriated by an act of Congress to be used in furtherance of influencing public policy.[5] According to opinions written by the U.S. Department of Justice, federal agencies should not engage in grassroots lobbying efforts with the intention of persuading the general public to communicate with elected representatives on an issue that concerns the executive branch.[6] EPA Deputy Associate Administrator for the Office of Public Affairs Liz Purchia admitted in a recent blog post that the campaign undertaken by the agency on the WOTUS rule was for "increasing awareness and support of the [proposed rule]," which is *prima facie* lobbying.[7]

While it is clear that EPA engaged in this practice with regard to the proposed rule on WOTUS, the extent to which the agency has undertaken these measures with other controversial regulatory actions is unknown. The *New York Times* report suggests that it is becoming a common practice for the EPA to engage with groups supportive of its regulatory agenda in an effort to build grassroots support throughout the notice and comment process.[8] In fact, EPA specifically hired former President Obama campaign official, Thomas Reynolds, as Associate Administrator for the Office of Public Affairs.[9]

In order to ascertain the extent to which the EPA has engaged in the practice of grassroots advocacy to advance its regulatory agenda, the Committees request the following documents and information.

1. All documents and communications referring or relating to any decision to engage with the Sierra Club to solicit comments from the public for any rule proposed by EPA.

2. All documents and communications referring or relating to any decision to engage with Organizing for Action to solicit comments from the public for any rule proposed by the EPA.

3. All documents and communications referring or relating to any decision to engage with Natural Resources Defense Council to solicit comments from the public for any rule proposed by the EPA.

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request, or to Congress or such official, through the proper official channels, requests for any legislation, law, ratification, policy, or appropriations which they deem necessary for the efficient conduct of the public business …

[5] *Id.*

[6] U.S. Dep't of Justice, Memorandum Guidelines on 18 U.S.C. § 1913, Apr. 14, 1995.

[7] Liz Purchia, The Importance of Education and Outreach, U.S. EPA, May 18, 2015, *available at* https://blog.epa.gov/epaconnect/2015/05/importance-of-education/.

[8] Eric Lipton and Coral Davenport, *Critics Hear E.P.A.'s Voice in 'Public Comments'*, N.Y. Times, May 18, 2015, *available at* http://www.nytimes.com/2015/05/19/us/critics-hear-epas-voice-in-public-comments.html?_r=2.

[9] *Id.*

4. All documents and communications referring or relating to any decision to engage with Trout Unlimited to solicit comments from the public on any rule or policy matter proposed by the EPA.

5. All documents and communications, including but not limited to internal EPA legal opinions and memoranda, referring or relating to EPA's compliance with the Anti-Lobbying Act regarding the solicitation for public comments.

6. An accounting of the total amount of federal funds spent by EPA on soliciting comments in support of EPA rules and other grassroots lobbying efforts. Please provide the amount spent on each specific rule and include in that amount the salaries for employees who worked on each project.

The Committee on Science, Space, and Technology has jurisdiction over environmental and scientific programs and "shall review and study on a continuing basis laws, programs, and Government activities" as set forth in House Rule X. The Committee on Agriculture is the principal authorizing committee for all matters related to agriculture in the House of Representatives and "shall have general oversight responsibilities" as set forth in House Rule X. The Committee on Oversight and Government Reform is the principal oversight committee of the House of Representatives and may at "any time" investigate "any matter" as set forth in House Rule X.

The Committees request that you provide the requested documents and information, in electronic format, as soon as possible, but no later than 5:00 p.m. on June 9, 2015. When producing documents to the Committees please deliver production sets to the following locations:

- Majority Staff of the House Science Committee in Room 2321 of the Rayburn House Office Building;

- Minority Staff of the House Science Committee in Room 394 of the Ford House Office Building;

- Majority Staff of the Agriculture Committee in Room 1301 of the Longworth House Office Building;

- Minority Staff of the Agriculture Committee in Room 1010 of the Longworth House Office Building;

- Majority Staff of the House Oversight Committee in Room 2157 of the Rayburn House Office Building; and,

- Minority Staff of the House Oversight Committee in Room 2471 of the Rayburn House Office Building

If you have any questions about this request, please contact Joseph Brazauskas of the Science, Space, and Technology Committee staff at 202-225-6371, Ashley Callen of the Agriculture Committee staff at 202-225-2171, or William McGrath of the Oversight and Government Reform Committee staff at 202-225-5074. Thank you for your attention to this matter.

Sincerely,

Lamar Smith
Chairman
Committee on Science, Space, and Technology

Jim Bridenstine
Chairman
Subcommittee on Environment

K. Michael Conaway
Chairman
Committee on Agriculture

Glenn Thompson
Chairman
Subcommittee on Conservation and Forestry

Jason Chaffetz
Chairman
Committee on Oversight and Government Reform

Cynthia Lummis
Chairman
Subcommittee on Interior

cc: The Honorable Eddie Bernice Johnson, Ranking Minority Member, House Committee on Science, Space and Technology

The Honorable Suzanne Bonamici, Ranking Minority Member, Subcommittee on Environment

The Honorable Collin C. Peterson, Ranking Minority Member, House Committee on Agriculture

The Honorable Michelle Lujan Grisham, Ranking Minority Member, Subcommittee on Conservation and Forestry

The Honorable Elijah E. Cummings, Ranking Minority Member, House Committee on Oversight and Government Reform

The Honorable Brenda L. Lawrence, Ranking Minority Member, Subcommittee on Interior

United States Senate

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS
WASHINGTON, DC 20510–6175

February 10, 2017

Ms. Catherine McCabe
Acting Administrator
U.S. Environmental Protection Agency
William Jefferson Clinton Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 1101A
Washington, DC 20460

Re: Need for 120-Day Extension of Comment Period on the Proposed Rule Entitled: "Financial Responsibility Requirements Under CERCLA § 108(b) for Classes of Facilities in the Hardrock Mining Industry," 82 Fed. Reg. 3388 (Jan. 11, 2017).

Dear Acting Administrator McCabe:

I am writing to ask EPA to extend the comment period for the above-referenced proposed rule for an additional 120 days, until July 10, 2017. This rule will affect not only the mining industry, but could also establish a precedent for the electric utility, petroleum and coal products, and chemical manufacturing industries.

This proposal fills 124 pages of the Federal Register that reference an additional 2,329 technical supporting documents totaling nearly 233,000 pages, some of which were added to the docket only this week, halfway into the 60-day comment period. A meaningful opportunity for comment requires time to adequately review these documents and the complex statistical model that EPA made available to the public only recently.

A 60-day comment period is inadequate for this proposed rule. For example, EPA estimates that if the rule is finalized 221 facilities would need to obtain an estimated $7.1 billion in financial responsibility coverage. This estimate does not appear to be fact-based and needs close scrutiny. EPA also estimates that absent the rule, the agency would incur $527 million in costs over 34 years to clean up hardrock mines. It is unclear why $7.1 billion in coverage would be needed to cover $527 million in costs, even if EPA's estimate of cleanup costs is accurate. EPA also estimates that the proposed rule would cost the mining industry between $111 and $171 million a year, depending on what types of financial assurance are allowed by a final rule. Based on EPA's numbers, these annual costs are as much as 11 times greater than the benefit to EPA of $527 million over 34 years – an average of $15.5 million a year.

These numbers must be evaluated carefully because under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) any level of financial responsibility coverage must be "consistent with the degree and duration of risk associated with the production,

transportation, treatment, storage, or disposal of hazardous substances." Further, the level of financial responsibility must "protect against the level of risk which the President in his discretion believes is appropriate based on the payment experience of the Fund, commercial insurers, court settlements and judgments, and voluntary claims satisfaction." EPA's record must demonstrate that these statutory requirements are met. Evaluation of this threshold matter will require a review of the over 233,000 documents EPA has placed into the record.

States also will need time to evaluate the proposed rule's impact on state financial assurance programs. I understand that among the documents that EPA added to the docket this week are documents on EPA's review of state programs. Any financial assurance requirements under CERCLA will preempt state financial assurance requirements related to releases of hazardous substances. Given the breadth of the definition of the term "hazardous substance," EPA's rule is likely to supersede almost any state requirements. States need the opportunity to correct any assumptions that EPA has made about state laws. These comments from states will be critical to avoid preemption of state law. This information also could allow EPA to restructure the rule to complement, rather than displace, state requirements.

Finally, under CERCLA, EPA must, to the maximum extent practicable "cooperate with and seek the advice of the commercial insurance industry in developing financial responsibility requirements." EPA admits that it is unclear whether the commercial insurance industry will provide the financial responsibility instruments that would be required under the proposed rule. Clearly, further consultation with the industry is needed.

I am aware that EPA has agreed to an order on consent under which EPA must issue a final rule regarding this matter by December 1, 2017. However, if EPA feels it needs more time to consider comments received by a new comment deadline of July 10, the agency should request that the court extend the deadline for final agency action.

Additional information received under an extended comment period will allow EPA to ensure it meets the requirements of CERCLA and will improve any final rule. EPA should extend its comment deadline by an additional 120 days.

Sincerely,

John Barrasso, M.D.
Chairman
Committee on Environment and Public Works
United States Senate

United States Senate

WASHINGTON, DC 20510

February 17, 2017

The Honorable Scott Pruitt
Administrator
U.S. Environmental Protection Agency
William Jefferson Clinton Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 1101A
Washington, DC 20460

Dear Administrator Pruitt:

We write to request a 120-day extension of the 60-day public review and comment period currently established by the U.S. Environmental Protection Agency (EPA) for its proposed rule, "Financial Responsibility Requirements Under CERCLA § 108(b) for Classes of Facilities in the Hardrock Mining Industry," which was published in the Federal Register on Jan. 11, 2017 (82 FR 3388). This additional time will provide state agencies, local governments, and other affected stakeholders an opportunity to thoroughly examine the contents of this proposal and provide the agency constructive comments.

This proposed rule is a far reaching proposal that will have significant impacts on the mining industry as well as other natural resources industry sectors including chemical manufacturing, oil and gas, and electric utilities. The EPA's Regulatory Impact Analysis estimates that the "financial responsibility amount for the regulated industry is $7.1 billion." According to its own data, the proposed rule will require hardrock mining companies to incur up to $171 million per year in new financial assurance costs, while only saving the government $15.5 million per year. It is our understanding that the affected industries' estimates put the cost of this new federal program even higher. In short, cost of compliance will discourage domestic mineral production and lead to significant job losses in the hard rock mining sector.

The current 60-day comment period, which ends on March 13, 2017, is woefully inadequate to review, evaluate, and prepare meaningful public comments on this complex rulemaking. When the proposed rule was first printed in the Federal Register, it spanned 124 pages and was dwarfed by technical supporting documents and relevant materials that the EPA has cross-referenced as part of the index to the docket. As of the date of this letter, there are now more than 2,300 supporting documents exceeding 323,969 pages, more than half of which were added after the original publication. To make matters worse, key tools that are intended to help affected stakeholders determine the impact of the proposed rule and estimate financial responsibility obligations were not made publicly available by the agency until just recently.

It is important to note that the agency only established a 60-day public comment period for this proposal, a limited window typically afforded to noncontroversial proposals on revisions to existing programs. This proposal is classified as a Tier 1 rule, reserved for the most important and complex rules, and establishes

an entirely new federal regulatory program. Given these facts, it is clear an extension of the public review and comment period is necessary.

Thank you for your prompt consideration of this request. Please do not hesitate to contact our offices if we can be of further assistance.

Sincerely,

Dean Heller
U.S. Senator

Lisa Murkowski
U.S. Senator

James E. Risch
U.S. Senator

Mike Crapo
U.S. Senator

Orrin Hatch
U.S. Senator

Dan Sullivan
U.S. Senator

James M. Inhofe
U.S. Senator

Marco Rubio
U.S. Senator

Steve Daines
U.S. Senator

Michael S. Lee
U.S. Senator

Cory Gardner
U.S. Senator

cc: Mr. Donald Benton, White House Liaison, U.S. Environmental Protection Agency

United States Senate

COMMITTEE ON
HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS
WASHINGTON, DC 20510-6250

April 10, 2018

VIA U.S. MAIL AND EMAIL (Williams.thea@epa.gov)

The Honorable Scott Pruitt
Administrator
Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, D.C. 20460

Dear Administrator Pruitt:

Pursuant to its authority under Senate Resolution 62 (115th Cong.), the U.S. Senate Permanent Subcommittee on Investigations is reviewing agencies' processes to solicit and accept public comments on proposed rulemakings.

To assist the Subcommittee, please provide the following information:

1. All comments or questions submitted by members of the public to Regulations.gov regarding the functioning of Regulations.gov, such as comments or questions directed to the eRulemaking Management Office, received since September 1, 2017 to the present;

2. All requests or suggestions for improvement or changes sent from partner agency personnel to the eRulemaking Management Office regarding Regulations.gov or the Federal Docket Management System (FDMS) since September 1, 2017 to the present; and

3. All recommendations by contractors to improve or change Regulations.gov or FDMS provided to the eRulemaking Management Office since January 1, 2017 to the present and the identity of the contractor that made each recommendation.

4. The Frequently Asked Questions section, including answers, on the FDMS website.

5. All contracts associated with moving FDMS and Regulations.gov to the cloud and a description of the benefits moving to the cloud will provide.

Please provide these materials no later than April 30, 2018. To avoid any unnecessary delays in connection with this production, we ask that you carefully review the attached *Procedures for Transmitting Documents to the Permanent Subcommittee on Investigations.* If you have any questions, please contact Amanda Neely (202-224-3721) with Chairman Portman or John Kilvington (202-224-9505) with Ranking Member Carper.

Thank you very much for your attention to this matter.

Sincerely,

Rob Portman
Chairman
Permanent Subcommittee on Investigations

Tom Carper
Ranking Member
Permanent Subcommittee on Investigations

Congress of the United States
Washington, DC 20515

May 3, 2018

The Honorable Scott Pruitt
U.S. Environmental Protection Agency
1200 Pennsylvania Ave. N.W.
Washington, D.C. 20460

Dear Administrator Pruitt,

We request the Environmental Protection Agency (EPA) extend the comment period for a minimum 60 days beyond the current 30-day comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science (Docket ID No. EPA-HQ-OA-2018-0259).

Any proposed rulemaking must include sufficient time in order to gather input from concerned and affected parties. We are concerned that the proposed rule has provided too limited of a time and opportunity for stakeholder involvement and official public comment.

Given the large response from scientists and stakeholders before the rule was officially proposed, a comment period of 30 days will not allow for meaningful engagement from stakeholders. Prior to the announcement, nearly 1000 scientists signed a letter opposing many of the concepts that are being considered as part of this proposal. Regardless of viewpoint, there is agreement that the proposed rule would be a significant change in how the agency considers science in policymaking. Organizations, scientists, industries, and members of the public deserve additional time to understand how this policy shift may impact them.

EPA has the critical mission of protecting human health and the environment. With this mission in mind, any significant change should go through a thorough discussion, a series of public hearings, and a robust comment period.

We ask that you give the American public and interested stakeholders a chance to engage in the process by extending the timeline by at least 60 days.

Sincerely,

Paul Tonko

Eddie Bernice Johnson

Mike Quigley

Gerald E. Connolly

Nanette Diaz Barragán

Niki Tsongas

Doris Matsui

Diana DeGette

Bill Foster

Debbie Dingell

Brian Higgins

Jerry McNerney

Barbara Lee

Salud O. Carbajal

Jan Schakowsky

Frank Pallone, Jr.

Daniel W. Lipinski

James P. McGovern

Charlie Crist

Mark Pocan

Mark Takano

Raul M. Grijalva

Carol Shea-Porter

Alan Lowenthal

Donald M. Payne, Jr.

Marcy Kaptur

Anna Eshoo

Albio Sires

Peter Welch

Eliot L. Engel

Donald S. Beyer Jr.

Rosa L. DeLauro

Michael E. Capuano

Kathy Castor

José E. Serrano

Joseph P. Kennedy, III

Bobby L. Rush

Scott Peters

Mark DeSaulnier

Colleen Hanabusa

A. Donald McEachin

Jacky Rosen

William R. Keating

David Price

Gene Green

Pramila Jayapal

Jamie Raskin

Judy Chu

Conor Lamb

Jackie Speier

Ben Ray Luján

Zoe Lofgren

Debbie Wasserman Schultz

Eleanor Holmes Norton

Ted W. Lieu

Bill Pascrell, Jr.

Emanuel Cleaver, II

Dr. Raul Ruiz

Earl Blumenauer

Steve Cohen

Frederica S. Wilson

Susan A. Davis

Carolyn B. Maloney

Linda T. Sánchez

Suzanne Bonamici

United States Senate

WASHINGTON, DC 20510

May 14, 2018

The Honorable Scott Pruitt
Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington, D.C. 20460

Dear Administrator Pruitt:

We write to respectfully request the Environmental Protection Agency (EPA) extend the comment deadline to July 30, 2018 on the proposed rule "Strengthening Transparency in Regulatory Science," docket number EPA-HQ-OA-2018-0259, and hold one or more public hearings.

This proposed rule is expected to have a significant effect on the types and number of scientific studies EPA considers during rulemaking. The rule also implicates patient privacy. With these concerns in mind, many public health groups, including the American Lung Association, the American Medical Association, the American Academy of Pediatrics, the American College of Preventive Medicine, the American Thoracic Society, and the American Public Health Association, have similarly requested an extension of the comment deadline and public hearings.

EPA would be well served by giving stakeholders adequate time to draft and submit thorough, well-reasoned comments and by conducting at least one hearing to hear public feedback. Doing so will help ensure that EPA receives the highest quality comments from the broadest array of stakeholders.

Sincerely,

Sheldon Whitehouse
United States Senator

Thomas R. Carper
United States Senator

Tammy Baldwin
United States Senator

Christopher A. Coons
United States Senator

Tom Udall
United States Senator

Tammy Duckworth
United States Senator

Margaret Wood Hassan
United States Senator

Brian Schatz
United States Senator

Mazie K. Hirono
United States Senator

Richard J. Durbin
United States Senator

Kamala D. Harris
United States Senator

Chris Van Hollen
United States Senator

Debbie Stabenow
United States Senator

Benjamin L. Cardin
United States Senator

Richard Blumenthal
United States Senator

Bernard Sanders
United States Senator

Elizabeth Warren
United States Senator

Jack Reed
United States Senator

Edward J. Markey
United States Senator

Jeffrey A. Merkley
United States Senator

United States Senate

WASHINGTON, DC 20510

October 9, 2018

Acting Administrator Andrew Wheeler
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington, DC 20460

Dear Acting Administrator Wheeler,

We are writing to request that you extend the comment period by at least 60 days and increase the number of public hearings to at least four in order to allow for thorough public consideration and input for the proposed rule, *Emission Guidelines for Greenhouse Gas Emissions from Existing Electric Utility Generating Units; Revisions to Emission Guideline Implementing Regulations; Regulations to New Source Review Program*, 83 Fed. Reg. 44,746—(Aug. 31, 2018)—informally known as the Affordable Clean Energy (ACE) rule.

Before finalizing the Clean Power Plan, the Environmental Protection Agency (EPA) conducted an unprecedented two-year outreach and engagement process with states, tribes and stakeholders. EPA's outreach process included four public hearings, talking to over 3,000 stakeholders including companies, nonprofits, and states, and an open public comment period for 167 days. Only after this outreach and after receiving and considering 4.3 million comments did EPA finalize the Clean Power Plan.

Our constituents should be given an equal opportunity to evaluate and weigh in on a proposed replacement. Currently, the public comment period for the proposed rule will only be 61 days, and only one public hearing will be held, in Chicago in the EPA's Region 5, on October 1.[1] These opportunities for public input are woefully inadequate given the serious legal, environmental, and human health concerns raised by the proposed rule. In fact, the ACE rule is effectively comprised of three rules in one—the revised determination of the "best system of emissions reduction" under the Clean Air Act, the delegation of additional authority to states to regulate carbon pollution, and revisions to the New Source Review program that potentially enables coal-fired power plants to evade upgrading pollution controls[2]—each of which could individually justify its own extensive period of public input.

The Clean Power Plan was approved in 2015 to address the overwhelming scientific consensus that humans are the dominant cause of climate change and provide a path forward to reducing such impacts. While the Clean Power Plan provided a concrete—and realistic—goal of achieving

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[1] Emission Guidelines for Greenhouse Gas Emissions from Existing Electric Utility Generating Units; Revisions to Emission Guideline Implementing Regulations; Regulations to New Source Review Program, 83 Fed. Reg. 45,588 (Sep. 10, 2018) (to be codified at 40 C.F.R. pts. 51, 52, and 60).

[2] Emission Guidelines for Greenhouse Gas Emissions from Existing Electric Utility Generating Units; Revisions to Emission Guideline Implementing Regulations; Regulations to New Source Review Program, 83 Fed. Reg. 44,746 (Aug. 31, 2018) (to be codified at 40 C.F.R. pts. 51, 52, and 60).

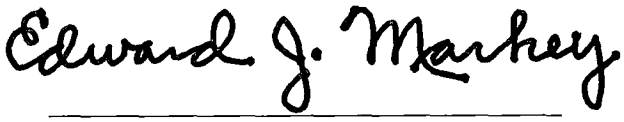
a 32 percent reduction in energy sector emissions by 2030,[3] the ACE rule provides no such limit and thus hinders the ability of the EPA to regulate carbon emissions—a violation of the Clean Air Act. Numerous other complex legal issues with the proposed rule will take additional time to be carefully reviewed.

Even according to the EPA's own analysis, the ACE rule will result in the release of at least 12 times more carbon emissions from the energy sector over the next decade, along with increased emissions of pollutants such as sulfur dioxide, nitrogen oxide, and mercury, compared to the Clean Power Plan.[4] Health effects stemming from these pollutants could include up to 1,400 additional premature deaths, 140,000 school absences, and 120,000 cases of exacerbated asthma annually by 2030, again compared to the Clean Power Plan.[5] Given these extremely harmful potential consequences, the public needs additional time to assess EPA's modeling methodology for determining the health and environmental impacts of the proposed rule.

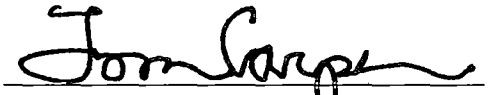
Due to these concerns, we request that you extend the comment period through December 31, 2018, and that you hold at least three additional public hearings to discuss the proposed rule—including in areas that stand to be most affected by the impacts of climate change, such as coastal flooding, drought, and wildfires. A 120-day public comment period, subsequently extended by 45 days, followed the publication of the proposed Clean Power Plan.[6] The duration of the comment period for the ACE proposed rule should be similar.

As we continue to hear from our constituents and local and state officials on this matter, we will likely have additional comments for you in the future on this issue. We will be closely following your progress on this critical matter. Should you have any questions about this request, please contact Lindsey Griffith at 202-224-2742.

Sincerely,



Edward J. Markey
United States Senator



Tom Carper
United States Senator

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[3] Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units, 80 FR 64,461 (Oct. 23, 2015) (to be codified at 40 C.F.R. pt. 60).
[4] U.S., Environmental Protection Agency, *Regulatory Impact Analysis for the Proposed Emission Guidelines for Greenhouse Gas Emissions from Existing Electric Utility Generating Units; Revisions to Emission Guideline Implementing Regulations; Revisions to New Source Review Program*, Publication No. EPA-452/R-18-006, Aug. 2018, https://www.epa.gov/sites/production/files/2018-08/documents/utilities_ria_proposed_ace_2018-08.pdf.
[5] U.S., Environmental Protection Agency, *Regulatory Impact Analysis for the Proposed Emission Guidelines for Greenhouse Gas Emissions from Existing Electric Utility Generating Units; Revisions to Emission Guideline Implementing Regulations; Revisions to New Source Review Program*, Publication No. EPA-452/R-18-006, Aug. 2018, https://www.epa.gov/sites/production/files/2018-08/documents/utilities_ria_proposed_ace_2018-08.pdf.
[6] Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units, 80 FR 64,461 (Oct. 23, 2015) (to be codified at 40 C.F.R. pt. 60).

Ron Wyden
United States Senator

Richard J. Durbin
United States Senator

Jeanne Shaheen
United States Senator

Chris Van Hollen
United States Senator

Tina Smith
United States Senator

Jeffrey A. Merkley
United States Senator

Kirsten Gillibrand
United States Senator

Margaret Wood Hassan
United States Senator

Benjamin J. Cardin
United States Senator

Richard Blumenthal
United States Senator

Michael F. Bennet
United States Senator

Tom Udall
United States Senator

Tammy Duckworth
United States Senator

Sheldon Whitehouse
United States Senator

Mazie K. Hirono
United States Senator

Kamala D. Harris
United States Senator

Robert Menendez
United States Senator

Jack Reed
United States Senator

Cory A. Booker
United States Senator

Bernard Sanders
United States Senator

Dianne Feinstein
United States Senator

JANICE D. SCHAKOWSKY
9TH DISTRICT, ILLINOIS

COMMITTEE ON ENERGY AND COMMERCE
Ranking Member, Digital Commerce and Consumer Protection
Health
Oversight and Investigations

COMMITTEE ON THE BUDGET

CHIEF DEPUTY WHIP

Congress of the United States
House of Representatives
Washington, DC 20515-1309

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Fax· 847-328-3425

October 17, 2018

The Honorable Andrew R. Wheeler
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW
Washington, DC 20460

Dear Acting Administrator Wheeler,

We write to urge the Environmental Protection Agency (EPA) to extend the comment period for an additional 60 days beyond the current period for the proposed rulemaking and Draft Environmental Impact Statement (Docket No. NHTSA-2017-0069) on the Safer Affordable Fuel-Efficient (SAFE) Vehicles Rule for Model Years 2021-2026 Passenger Cars and Light Trucks (Docket No. EPA-HQ-OAR-2018-0283).

Any proposed rule change must include sufficient time to gather input from concerned and affected parties. It is egregious that such a significant rule change is constrained by too limited of a time and opportunity for stakeholder analysis and thorough public comment.

Considering the strong response from scientists and environmental groups after the rule change was officially proposed, a comment period of 60 days does not allow for meaningful engagement from stakeholders. The Natural Resources Defense Council (NRDC) issued a statement opposing the proposal on the grounds that it will increase pollution and oil consumption, cost consumers $170 billion at the pump, and stop all progress toward environmentally-friendly transportation. Additionally, both Environment America and the Union of Concerned Scientists have stated that the proposal would dismantle one of the country's most successful climate initiatives to date. What is most shocking is that, by the agencies' own admission, the automotive industry will lose $200-$250 billion in revenue, cut investments in technology by $40 billion, and cut jobs by 60,000 in 2025. This is in addition to the loss of hundreds of thousands of jobs that would be created under the existing standards as fuel-saving innovations put more money in consumers' wallets and local economies.

The EPA has the vital mission of protecting human health and the environment. Yet this rule change profoundly diverges from that mission. The rollback will not only lead to Americans paying higher costs for fuel and increase oil consumption, but it will also raise pollution and put American lives at risk. The latest data from the National Highway Traffic Safety Administration confirms this. With this mission in mind, any significant rule changes that puts jobs, the environment, public health, and human lives at risk should be afforded a thorough discussion and a robust comment period.

We ask that you give the American public and interested stakeholders a chance to engage in the process by extending the comment period by at least 60 days beyond the current comment period scheduled to close on October 26, 2018.

Thank you,

Jan Schakowsky
Ranking Member,
Digital Commerce and Consumer Protection Subcommittee

Paul D. Tonko
Ranking Member,
Environment Subcommittee

Mark DeSaulnier
Member of Congress

Grace F. Napolitano
Member of Congress

Barbara Lee
Member of Congress

Debbie Wasserman Schultz
Member of Congress

Alan Lowenthal
Member of Congress

Sheila Jackson Lee
Member of Congress

Peter Welch
Member of Congress

Nydia M. Velazquez
Member of Congress

Bobby L. Rush
Member of Congress

Mark Takano
Member of Congress

Salud Carbajal
Member of Congress

Daniel W. Lipinski
Member of Congress

Scott Peters
Member of Congress

Chellie Pingree
Member of Congress

Eddie Bernice Johnson
Member of Congress

Betty McCollum
Member of Congress

Steve Cohen
Member of Congress

Brian Fitzpatrick
Member of Congress

Jerry McNerney
Member of Congress

Jamie Raskin
Member of Congress

Zoe Lofgren
Member of Congress

Henry C. "Hank" Johnson
Member of Congress

Peter DeFazio
Member of Congress

Jared Huffman
Member of Congress

Rick Larsen
Member of Congress

Raul M. Grijalva
Member of Congress

Brian Higgins
Member of Congress

Adriano Espaillat
Member of Congress

Jimmy Panetta
Member of Congress

Rosa L. DeLauro
Member of Congress

A. Donald McEachin
Member of Congress

Danny K. Davis
Member of Congress

Julia Brownley
Member of Congress

Pramila Jayapal
Member of Congress

Mike Thompson
Member of Congress

Darren Soto
Member of Congress

André Carson
Member of Congress

Nanette Barragán
Member of Congress

Doris Matsui
Member of Congress

Lucille Roybal-Allard
Member of Congress

Earl Blumenauer
Member of Congress

Albio Sires
Member of Congress

Yvette D. Clarke
Member of Congress

José E. Serrano
Member of Congress

Tim Ryan
Member of Congress

Adam Smith
Member of Congress

Mark Pocan
Member of Congress

Tulsi Gabbard
Tulsi Gabbard
Member of Congress

John Garamendi
John Garamendi
Member of Congress

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB - 7 2020

OFFICE OF WATER

The Honorable Kirsten Gillibrand
United States Senate
Washington, D.C. 20510

Dear Senator Gillibrand:

Thank you for your October 21, 2019 letter regarding public hearing and public comment opportunities for the Environmental Protection Agency's (EPA or Agency) proposed Clean Water Act (CWA) Section 401 rulemaking.

The EPA recognizes the importance of outreach opportunities for states, tribes, and the public on this proposed rulemaking. The Agency held an in-person public hearing in Salt Lake City, Utah, on September 5-6, 2019. Additionally, the Agency held in-person state and tribal meetings in Salt Lake City and Chicago, Illinois, to engage directly with state and tribal officials on the proposed rulemaking. Twelve state officials from eight different states attended the Salt Lake City meeting and twelve state officials from eight different states attended the Chicago meeting. The Agency does not plan to have any additional in-person public hearings. However, the EPA continues to honor requests from individual tribes to consult on the proposed rule.

Since Executive Order 13868 was issued in April 2019, directing the EPA to review its existing CWA Section 401 guidance and regulations, the EPA has also engaged in formal pre-proposal consultations with its state, local, and tribal partners, as well as outreach with federal officials on this rulemaking effort and invited written pre-proposal recommendations to inform the development of updated guidance and the proposed rule. On August 22, 2019, the proposed rulemaking was published in the *Federal Register* for a 60-day public comment period. The EPA is carefully reviewing more than 121,000 public comments received on the proposed rule. For additional information about CWA Section 401 certification, the EPA's updated guidance and the proposed rulemaking, please visit: https://www.epa.gov/cwa-401.

Again, thank you for your letter. If you have any further questions or concerns, please contact me, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836.

Sincerely,

David P. Ross
Assistant Administrator

KIRSTEN E. GILLIBRAND
NEW YORK
SENATOR

RUSSELL SENATE OFFICE BUILDING
SUITE 478
WASHINGTON, DC 20510-3205
202-224-4451

COMMITTEES:
ARMED SERVICES
ENVIRONMENT AND PUBLIC WORKS
AGRICULTURE
SPECIAL COMMITTEE ON AGING

United States Senate

WASHINGTON, DC 20510-3205

October 21, 2019

The Honorable Andrew Wheeler
Administrator
Environmental Protection Agency
Office of the Administrator, 1101A
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Dear Administrator Wheeler:

I write today to request an extension of the public comment period to give additional time for stakeholders to fully review and respond to the Environmental Protection Agency's proposed rule change that would substantially alter Section 401 of the Clean Water Act of 1972. I am concerned that the proposed regulatory changes would limit the ability for States and Tribal governments to carry-out their rights and responsibilities under the Clean Water Act to protect their water quality, and could result in negative environmental and public health impacts for millions of New Yorkers.

It is my understanding that the proposed changes to Section 401 of the Clean Water Act would narrow its purview to point source discharges, limiting the ability of state agencies to regulate stream crossings, sedimentation from construction, erosion runoff, riparian habitat loss, and anything not draining from the end of a pipe. Preventing the states from evaluating the entire footprint of a project, rather than simply at its endpoints, could have devastating consequences for the ecology of states like New York, putting water quality and the ecosystems that depend upon healthy waterbodies at risk.

In addition to my concerns about the potential environmental impacts of the proposed changes, I also consider the single public hearing about this matter insufficient. By limiting the opportunity for public comment to one two-day meeting in Salt Lake City, Utah, you have made it more difficult for New Yorkers to share their views on how this change affects them.

I urge you to extend the public comment period and schedule additional public hearings, including in New York, on the proposed rule change to Section 401 of the Clean Water Act. Thank you for your attention to this important matter, and I look forward to working with you through this process.

Sincerely,

Kirsten Gillibrand

Kirsten Gillibrand
United States Senator

APR - 5 2019

The Honorable Peter A. DeFazio
House of Representatives
Washington, D.C. 20515

Dear Congressman DeFazio:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

The proposed rule and supporting documents have been available on EPA's website since December 11, 2018, which will allow the public a total of 125 days to review. The agencies held a public hearing on February 27 and 28, 2019, and have also convened several meetings across the country with states, tribes, and other stakeholders. The agencies will consider all comments submitted by April 15, 2019, before finalizing the rulemaking. Additional information on the agencies' proposal can be found at: epa.gov/wotus-rule.

Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Antonio Delgado
House of Representatives
Washington, D.C. 20515

Dear Congressman Delgado:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable John B. Larson
House of Representatives
Washington, D.C. 20515

Dear Congressman Larson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ted Deutch
House of Representatives
Washington, D.C. 20515

Dear Congressman Deutch:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Val Demings
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Demings:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Karen Bass
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Bass:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Angie Craig
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Craig:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Colin Allred
House of Representatives
Washington, D.C. 20515

Dear Congressman Allred:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Sharice L. Davids
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Davids:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Lucy McBath
House of Representatives
Washington, D.C. 20515

Dear Congresswoman McBath:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Katie Porter
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Porter:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Lucille Roybal-Allard
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Roybal-Allard:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Nanette Diaz Barragán
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Diaz Barragán:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

DRoss

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Tony Cárdenas
House of Representatives
Washington, D.C. 20515

Dear Congressman Cárdenas:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ilhan Omar
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Omar:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Raúl M. Grijalva
House of Representatives
Washington, D.C. 20515

Dear Congressman Grijalva:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Nydia M. Velázquez
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Velázquez:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable André Carson
House of Representatives
Washington, D.C. 20515

Dear Congressman Carson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Alma S. Adams, Ph.D.
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Adams:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Gilbert R. Cisneros, Jr.
House of Representatives
Washington, D.C. 20515

Dear Congressman Cisneros:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Gregorio Kilili Camacho Sablan
House of Representatives
Washington, D.C. 20515

Dear Congressman Kilili Camacho Sablan:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Eddie Bernice Johnson
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Bernice Johnson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Linda T. Sánchez
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Sánchez:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ann McLane Kuster
House of Representatives
Washington, D.C. 20515

Dear Congresswoman McLane Kuster:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jesús G. "Chuy" García
House of Representatives
Washington, D.C. 20515

Dear Congressman García:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Raul Ruiz, M.D.
House of Representatives
Washington, D.C. 20515

Dear Congressman Ruiz:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Grace F. Napolitano
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Napolitano:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Donald S. Beyer, Jr.
House of Representatives
Washington, D.C. 20515

Dear Congressman Beyer:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

The proposed rule and supporting documents have been available on EPA's website since December 11, 2018, which will allow the public a total of 125 days to review. The agencies held a public hearing on February 27 and 28, 2019, and have also convened several meetings across the country with states, tribes, and other stakeholders. The agencies will consider all comments submitted by April 15, 2019, before finalizing the rulemaking. Additional information on the agencies' proposal can be found at: cpa.gov/wotus-rulc.

Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jerrold Nadler
House of Representatives
Washington, D.C. 20515

Dear Congressman Nadler:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

DRoss

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Darren Soto
House of Representatives
Washington, D.C. 20515

Dear Congressman Soto:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Christopher H. Smith
House of Representatives
Washington, D.C. 20515

Dear Congressman Smith:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

DRoss

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Grace Meng
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Meng:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jimmy Gomez
House of Representatives
Washington, D.C. 20515

Dear Congressman Gomez:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Gwen Moore
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Moore:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jose E. Serrano
House of Representatives
Washington, D.C. 20515

Dear Congressman Serrano:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Tim Ryan
House of Representatives
Washington, D.C. 20515

Dear Congressman Ryan:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Daniel W. Lipinski
House of Representatives
Washington, D.C. 20515

Dear Congressman Lipinski:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Bobby L. Rush
House of Representatives
Washington, D.C. 20515

Dear Congressman Rush:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ayanna Pressley
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Pressley:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Deb Haaland
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Haaland:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Nita M. Lowery
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Lowery:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Joe Neguse
House of Representatives
Washington, D.C. 20515

Dear Congressman Neguse:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Andy Kim
House of Representatives
Washington, D.C. 20515

Dear Congressman Kim:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Dina Titus
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Titus:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Rosa L. DeLauro
House of Representatives
Washington, D.C. 20515

Dear Congresswoman DeLauro:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

The proposed rule and supporting documents have been available on EPA's website since December 11, 2018, which will allow the public a total of 125 days to review. The agencies held a public hearing on February 27 and 28, 2019, and have also convened several meetings across the country with states, tribes, and other stakeholders. The agencies will consider all comments submitted by April 15, 2019, before finalizing the rulemaking. Additional information on the agencies' proposal can be found at: epa.gov/wotus-rule.

Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Adam B. Schiff
House of Representatives
Washington, D.C. 20515

Dear Congressman Schiff:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Lois Frankel
U.S. House of Representative
Washington, D.C. 20515

Dear Congresswoman Frankel:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ted W. Lieu
House of Representatives
Washington, D.C. 20515

Dear Congressman Lieu:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Brad Sherman
House of Representatives
Washington, D.C. 20515

Dear Congressman Sherman:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

DRoss

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Katherine Clark
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Clark:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable James P. McGovern
House of Representatives
Washington, D.C. 20515

Dear Congressman McGovern:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Anna G. Eshoo
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Eshoo:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Albio Sires
House of Representatives
Washington, D.C. 20515

Dear Congressman Sires:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Salud Carbajal
House of Representatives
Washington, D.C. 20515

Dear Congressman Carbajal:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ro Khanna
House of Representatives
Washington, D.C. 20515

Dear Congressman Khanna:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Suzanne Bonamici
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Bonamici:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Gerald E. Connolly
House of Representatives
Washington, D.C. 20515

Dear Congressman Connolly:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Paul D. Tonko
House of Representatives
Washington, D.C. 20515

Dear Congressman Tonko:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Kathy Castor
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Castor:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Lauren Underwood
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Underwood:

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Eric Swalwell
House of Representatives
Washington, D.C. 20515

Dear Congressman Swalwell:

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jerry McNerney
House of Representatives
Washington, D.C. 20515

Dear Congressman McNerney:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Henry C. "Hank" Johnson, Jr.
House of Representatives
Washington, D.C. 20515

Dear Congressman Johnson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Carolyn B. Maloney
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Maloney:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Xochitl Torres Small
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Torres Small:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ruben Gallego
House of Representatives
Washington, D.C. 20515

Dear Congressman Gallego:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jared Huffman
House of Representatives
Washington, D.C. 20515

Dear Congressman Huffman:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Pete Aguilar
House of Representatives
Washington, D.C. 20515

Dear Congressman Aguilar:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Kathleen M. Rice
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Rice:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Mike Quigley
House of Representatives
Washington, D.C. 20515

Dear Congressman Quigley:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Earl Blumenauer
House of Representatives
Washington, D.C. 20515

Dear Congressman Blumenauer:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ed Case
House of Representatives
Washington, D.C. 20515

Dear Congressman Case:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Brendan F. Boyle
House of Representatives
Washington, D.C. 20515

Dear Congressman Boyle:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Lisa Blunt Rochester
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Blunt Rochester:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Steve Cohen
House of Representatives
Washington, D.C. 20515

Dear Congressman Cohen:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Matt Cartwright
House of Representatives
Washington, D.C. 20515

Dear Congressman Cartwright:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Debbie Dingell
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Dingell:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Alan Lowenthal
House of Representatives
Washington, D.C. 20515

Dear Congressman Lowenthal:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Brian Higgins
House of Representatives
Washington, D.C. 20515

Dear Congressman Higgins:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Zoe Lofgren
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Lofgren:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Mark Takano
House of Representatives
Washington, D.C. 20515

Dear Congressman Takano:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Tulsi Gabbard
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Gabbard:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Barbara Lee
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Lee:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Alexandria Ocasio-Cortez
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Ocasio-Cortez:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jamie Raskin
House of Representatives
Washington, D.C. 20515

Dear Congressman Raskin:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Judy Chu
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Chu:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable A. Donald McEachin
House of Representatives
Washington, D.C. 20515

Dear Congressman McEachin:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Julia Brownley
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Brownley:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Mark DeSaulnier
House of Representatives
Washington, D.C. 20515

Dear Congressman DeSaulnier:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Adriano Espalliat
House of Representatives
Washington, D.C. 20515

Dear Congressman Espalliat:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Frederica S. Wilson
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Wilson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Rick Larsen
House of Representatives
Washington, D.C. 20515

Dear Congressman Larsen:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Eleanor Holmes Norton
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Holmes Norton:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Susan A. Davis
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Davis:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jackie Speier
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Speier:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Daniel T. Kildee
House of Representatives
Washington, D.C. 20515

Dear Congressman Kildee:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Mark Pocan
House of Representatives
Washington, D.C. 20515

Dear Congressman Pocan:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Peter Welch
House of Representatives
Washington, D.C. 20515

Dear Congressman Welch:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Betty McCollum
House of Representatives
Washington, D.C. 20515

Dear Congresswoman McCollum:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Bennie G. Thompson
House of Representatives
Washington, D.C. 20515

Dear Congressman Thompson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Yvette D. Clarke
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Clarke:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ed Perlmutter
House of Representatives
Washington, D.C. 20515

Dear Congressman Perlmutter:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Sean Casten
House of Representatives
Washington, D.C. 20515

Dear Congressman Casten:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Donna E. Shalala
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Shalala:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Elijah E. Cummings
House of Representatives
Washington, D.C. 20515

Dear Congressman Cummings:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable C.A. Dutch Ruppersberger
House of Representatives
Washington, D.C. 20515

Dear Congressman Ruppersberger:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Jahana Hayes
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Hayes:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Mark Takano
House of Representatives
Washington, D.C. 20515

Dear Congressman Takano:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Richard E. Neal
House of Representatives
Washington, D.C. 20515

Dear Congressman Neal:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Mike Doyle
House of Representatives
Washington, D.C. 20515

Dear Congressman Doyle:

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable John P. Sarbanes
House of Representatives
Washington, D.C. 20515

Dear Congressman Sarbanes:

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Adam Smith
House of Representatives
Washington, D.C. 20515

Dear Congressman Smith:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable John Yarmuth
House of Representatives
Washington, D.C. 20515

Dear Congressman Yarmuth:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Tom Suozzi
House of Representatives
Washington, D.C. 20515

Dear Congressman Suozzi:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jan Schakowsky
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Schakowsky:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Joseph P. Kennedy, III
House of Representatives
Washington, D.C. 20515

Dear Congressman Kennedy:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Debbie Wasserman Schultz
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Wasserman Schultz:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Denny Heck
House of Representatives
Washington, D.C. 20515

Dear Congressman Heck:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Tom Malinowski
House of Representatives
Washington, D.C. 20515

Dear Congressman Malinowski:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Doris Matsui
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Matsui:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Andy Levin
House of Representatives
Washington, D.C. 20515

Dear Congressman Levin:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Katie Hill
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Hill:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Maxine Waters
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Waters:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Bill Foster
U.S. House of Representative
Washington, D.C. 20515

Dear Congressman Foster:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable David E. Price
House of Representatives
Washington, D.C. 20515

Dear Congressman Price:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Diana DeGette
House of Representatives
Washington, D.C. 20515

Dear Congresswoman DeGette:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Elaine Luria
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Luria:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Chellie Pingree
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Pingree:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Derek Kilmer
House of Representatives
Washington, D.C. 20515

Dear Congressman Kilmer:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Rashida H. Tlaib
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Tlaib:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable David N. Cicilline
House of Representatives
Washington, D.C. 20515

Dear Congressman Cicilline:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Marcy Kaptur
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Kaptur:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Alcee L. Hastings
House of Representatives
Washington, D.C. 20515

Dear Congressman Hastings:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Eliot L. Engel
House of Representatives
Washington, D.C. 20515

Dear Congressman Engel:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Anthony G. Brown
House of Representatives
Washington, D.C. 20515

Dear Congressman Brown:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Mike Thompson
House of Representatives
Washington, D.C. 20515

Dear Congressman Thompson:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Ann Kirkpatrick
House of Representatives
Washington, D.C. 20515

Dear Congressman Kirkpatrick:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Elissa Slotkin
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Slotkin:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Donald Norcross
House of Representatives
Washington, D.C. 20515

Dear Congressman Norcross:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Jennifer Wexton
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Wexton:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Marcia L. Fudge
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Fudge:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable James R. Langevin
House of Representatives
Washington, D.C. 20515

Dear Congressman Langevin:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

DRoss

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Raja Krishnamoorthi
House of Representatives
Washington, D.C. 20515

Dear Congressman Krishnamoorthi:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Donald M. Payne, Jr.
House of Representatives
Washington, D.C. 20515

Dear Congressman Payne:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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David P. Ross
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U.S. Environmental Protection Agency

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Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Joseph D. Morelle
House of Representatives
Washington, D.C. 20515

Dear Congressman Morelle:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

After careful consideration, the agencies will maintain the current deadline of April 15, 2019, for submitting comments on the proposed revised definition of "waters of the United States." Multiple preliminary injunctions of the 2015 rule have resulted in a confusing patchwork of federal regulations in place across the country. The agencies are committed to moving as expeditiously as possible to restore regulatory certainty and to craft a rule that is clearer and easier to understand and respects the authority that the executive branch has been given under the Constitution and the Clean Water Act to regulate navigable waters.

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Thank you again for your letter. If you have further questions, please contact us, or your staff may contact Denis Borum in the EPA's Office of Congressional and Intergovernmental Relations at borum.denis@epa.gov or (202) 564-4836, or Stacey Jensen in the Army's Office of the Assistant Secretary (Civil Works) at stacey.m.jensen.civ@mail.mil or at (703) 695-6791.

Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Mikie Sherrill
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Sherrill:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Danny K. Davis
House of Representatives
Washington, D.C. 20515

Dear Congressman Davis:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR -5 2019

The Honorable Norma J. Torres
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Torres:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Harley Rouda
House of Representatives
Washington, D.C. 20515

Dear Congressman Rouda:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Sean Patrick Maloney
House of Representatives
Washington, D.C. 20515

Dear Congressman Maloney:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Al Green
House of Representatives
Washington, D.C. 20515

Dear Congressman Green:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Debbie Mucarsel-Powell
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Mucarsel-Powell:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Mary Gay Scanlon
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Scanlon:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Chris Pappas
House of Representatives
Washington, D.C. 20515

Dear Congressman Pappas:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Stephen F. Lynch
House of Representatives
Washington, D.C. 20515

Dear Congressman Lynch:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Sheila Jackson Lee
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Jackson Lee:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Bonnie Watson Coleman
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Watson Coleman:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Lori Trahan
House of Representatives
Washington, D.C. 20515

Dear Congresswoman Trahan:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

APR - 5 2019

The Honorable Robert C. "Bobby" Scott
House of Representatives
Washington, D.C. 20515

Dear Congressman Scott:

Thank you for your letter dated February 12, 2019, to the U.S. Environmental Protection Agency and the Department of the Army (together, "the agencies") requesting an extension of the public comment period for the proposed rule to revise the definition of "waters of the United States." The agencies appreciate your interest in this important issue.

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Respectfully yours,

David P. Ross
Assistant Administrator
U.S. Environmental Protection Agency

R.D. James
Assistant Secretary of the Army (Civil Works)
Department of the Army

FILE COPY

Controlled Correspondence For
OFFICE OF AIR AND RADIATION

CONTROL NO : AL-0300162

ORIG. DUE DATE: 02/24/2003

FILE CODE: 141-A CONGRESSIONAL CORRESPONDENCE

STATUS: PENDING

CORRES. DATE: 02/06/2003
RECEIVED DATE: 02/12/2003
ASSIGNED DATE: 02/13/2003
CLOSED DATE:

FROM: WYDEN RON-D/OR
ORG: UNITED STATES SENATE
SALUTATION: DEAR SENATOR WYDEN
CONSTITUENT:

TO: ADMINISTRATOR
TO ORG: EPA
SUBJECT: NSR PROPOSED RULEMAKING, DOCKET A-2002-4/EXTEND PUBLIC COMMENT PERIOD AT LEAST 180 DAYS

ASSIGNED: OFFICE OF AIR QUALITY PLANNING AND STANDARDS

COPIES OF INCOMING PROVIDED TO: ADMINISTRATOR, DEPUTY ADMINISTRATOR, GENERAL COUNSEL, OCIR/DIANN FRANTZ

SIGNATURE: ADMINISTRATOR
OAR COMMENTS:

AL INSTRUCTIONS: PREPARE FOR SIGNATURE OF CHRISTINE TODD WHITMAN, ADMINISTRATOR. COPY ONTO A SEPARATE DISK (WP 6.1), SECURE DISK TO PACKAGE AND RETURN TO OCIR (1304A), 4320 ARIEL RIOS, FOR REVIEW, SIGNATURE AND DISPATCHING. DOCUMENT CANNOT BE FORWARDED TO THE ADMINISTRATOR WITHOUT AA'S CONCURRENCE.

PLEASE PREPARE RESPONSE FOR EACH SIGNER (2).

THE OCIR FOLLOW-UP CONTACT IS DIANN FRANTZ ON 202/564-3668.

OAR INSTRUCTIONS: ; ; ; ; PREPARE REPLY FOR THE ADMINISTRATOR'S SIGNATURE.

	Assigned	Date Assigned	Code/Status	Date Completed by Assignee	Date Returned to OAR :
Lead	OAQPS	02/13/2003		-	-

(Untitled)

EPA

OFFICE OF CONGRESSIONAL AND INTERGOVERNMENTAL RELATIONS
CORRESPONDENCE CONTROL SLIP

Due OAR 2/24/03

CONTROL NO: AL-0300162 **ORIG. DUE DATE:** 02/26/2003

FILE CODE: 141-A CONGRESSIONAL CORRESPONDENCE

STATUS: **PENDING**

CORRES. DATE: 02/06/2003
RECEIVED DATE: 02/12/2003
ASSIGNED DATE: 02/12/2003
CLOSED DATE:

FROM: WYDEN RON-D/OR
ORG: **UNITED STATES SENATE**
SALUTATION: DEAR SENATOR WYDEN
CONSTITUENT:
COMMITTEE:

TO: ADMINISTRATOR
TO ORG: EPA
SUBJECT: NSR PROPOSED RULEMAKING, DOCKET A-2002-4/EXTEND PUBLIC COMMENT PERIOD AT LEAST 180 DAYS

ASSIGNED: AIR & RADIATION

COPIES OF INCOMING PROVIDED TO: ADMINISTRATOR, DEPUTY ADMINISTRATOR, GENERAL COUNSEL, OCIR/DIANN FRANTZ

SIGNATURE: **ADMINISTRATOR**
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THE OCIR FOLLOW-UP CONTACT IS DIANN FRANTZ ON 202/564-3668.

COMMENTS:

IMS:
IMT: **MYRTLE LASHLEY/DC/USEPA/US**

	Assigned	Date Assigned	Code/Status	Date Completed by Assignee	Date Returned to OCIR:
Lead	OAR	02/12/2003	ACTION	-	-

United States Senate

WASHINGTON, DC 20510

February 6, 2003

The Honorable Christine Todd Whitman
Administrator, U.S. EPA
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

Re: NSR Proposed Rulemaking, Docket No. A-2002-4

Dear Governor Whitman:

We are writing to you regarding the Environmental Protection Agency's (EPA) recent regulatory proposal to exempt a category of "routine maintenance, repair and replacement" activities from the Clean Air Act's New Source Review program. We would like your commitment that EPA will fully analyze the health and environmental impacts that may result if this proposal is implemented. Specifically, we ask that EPA hold a public hearing on the New Source Review proposal in Oregon, and extend the public comment period to 180 days to allow sufficient time to analyze the public health and environmental impacts.

New Source Review is a cornerstone of the Clean Air Act's system of public health protections, and EPA must take seriously its obligation to preserve and strengthen these clean air safeguards. Millions of Americans are living in areas of non-attainment under the Act, and the results are serious. The United States is still facing premature deaths from air pollution, increasing incidents of asthma attacks, ongoing acid rain problems in many regions, and impaired air quality in an number of our premiere national parks.

Oregonians should have the ability to learn how the EPA's proposal would affect the timeline for cleaning up emissions from plants. It is important that Oregon residents living in areas with unhealthy air or who are near industrial facilities have an opportunity to express their views on this proposal. Therefore, we respectfully request that you hold a public hearing on the New Source Review proposal in Portland, Oregon.

Finally, EPA has provided only 60 days for the public to review and comment on this very significant proposal. We believe that a period of at least 180 days is warranted and necessary for the public to assess the proposal's economic, environmental and health impacts. A 180-day comment period is not uncommon for rules such as this one that are economically significant and that have major environmental and public health ramifications. Therefore, we respectfully request that you extend the public comment period to at least 180 days.

Thank you for your consideration.

Sincerely,

RON WYDEN
United States Senate

GORDON H. SMITH
United States Senate

ASD

Controlled Correspondence For
OFFICE OF AIR AND RADIATION

9/23

CONTROL NO : AL-0301131

ORIG. DUE DATE: 09/26/2003

FILE CODE: 141-A CONGRESSIONAL CORRESPONDENCE

STATUS: PENDING

CORRES. DATE: 08/25/2003
RECEIVED DATE: 09/12/2003
ASSIGNED DATE: 09/16/2003
CLOSED DATE:

FROM: TALENT JIM-R/MO, TAUZIN W.J. BILLY-R/LA
ORG: U.S. HOUSE OF REPRESENTATIVES
SALUTATION: DEAR CONGRESSMAN TAUZIN
CONSTITUENT: MURPHY OIL USA, INC

TO:
TO ORG:
SUBJECT: MURPHY OIL USA, INC HAS SUBMITTED COMMENTS TO THE EPA REGARDING THE PROPOSED RULE CONTROLLING THE LEVEL OF SULFUR IN NON-ROAD, LOCOMOTIVE, AND MARINE DIESEL FUELS

ASSIGNED: OFFICE OF TRANSPORTATION AND AIR QUALITY

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SIGNATURE: ASSISTANT ADMINISTRATOR AA
OAR COMMENTS:
Added on: 09/16/2003 From Marya Wilson/DC/USEPA/US -CC: CHITRA KURMAN

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9/16/03 SBh

(Untitled)

DTAQ
cc: Chitra Kumar

EPA

OFFICE OF CONGRESSIONAL AND INTERGOVERNMENTAL RELATIONS
CORRESPONDENCE CONTROL SLIP

CONTROL NO: AL-0301131 **ORIG. DUE DATE:** 09/26/2003

FILE CODE: 141-A CONGRESSIONAL CORRESPONDENCE

STATUS: PENDING **CORRES. DATE:** 08/25/2003
RECEIVED DATE: 09/12/2003
ASSIGNED DATE: 09/12/2003
CLOSED DATE:

FROM: TAUZIN W.J. BILLY-R/LA
ORG: U.S. HOUSE OF REPRESENTATIVES
SALUTATION: DEAR CONGRESSMAN TAUZIN
CONSTITUENT: MURPHY OIL USA, INC
COMMITTEE:

TO:
TO ORG:
SUBJECT: MURPHY OIL USA, INC HAS SUBMITTED COMMENTS TO THE EPA REGARDING THE PROPOSED RULE CONTROLLING THE LEVEL OF SULFUR IN NON-ROAD, LOCOMOTIVE, AND MARINE DIESEL FUELS

ASSIGNED: AIR & RADIATION

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COMMENTS:

IMS: RONNAIL RAWLS
IMT: RONNAIL RAWLS/DC/USEPA/US

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Lead	OAR	09/12/2003	ACTION	-	-

BILLY TAUZIN
THIRD DISTRICT, LOUISIANA

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828 SOUTH IRMA BLVD.
ROOM 212-A
GONZALES, LA 70737

August 25, 2003

Mr. Edward D. Krenik
Associate Administrator of Congressional Affairs
Environmental Protection Agency
1200 Pennsylvania Avenue, NW, Room 3428 ARN
Washington, DC 20460

Dear Mr. Krenik:

It has come to my attention that Murphy Oil USA, Inc. has submitted comments to the EPA regarding the proposed rule controlling the level of sulfur in non-road, locomotive, and marine diesel fuels. I have enclosed Murphy Oil's comments for your review and encourage you to give them every appropriate consideration.

Thank you for your concern in this important matter.

Sincerely,

Billy Tauzin

BILLY TAUZIN
Member of Congress

BT:acs

MURPHY
OIL USA, INC.

200 Peach Street (71730)
P O Box 7000
El Dorado, AR 71731-7000
(870) 862-6411

August 20, 2003

Air Docket
U.S. Environmental Protection Agency
Mailcode: 6102T
1200 Pennsylvania Avenue, NW
Washington, DC 20460
Attention Docket ID No. A-2001-28

Re: Control of Emissions of Air Pollution from NonRoad Diesel Engines and Fuel Docket ID No. A-2001-28

Dear Sir or Madame,

Murphy Oil Corporation is an integrated oil and gas company that qualified for small refiner status under the Tier II Gasoline Sulfur Rule and the On-Road Diesel Sulfur Rule. Murphy is generally supportive of USEPA's efforts to reduce emissions from nonroad, locomotive, and marine diesel vehicles. However, Murphy has concerns with three areas of the proposed rule.

1. Small Refiner Definitions

Murphy is gravely concerned that the redefinition of small refiner proposed in the NRLM diesel sulfur rule will not only negate the benefits afforded under the qualified small refiner section of the On-Road Diesel Sulfur Rule, but also disqualify Murphy as a small refiner for the NRLM diesel sulfur rule.

During the on-road diesel sulfur rulemaking process, USEPA considered both the impact of coincident implementation of both gasoline and diesel sulfur reduction projects and their burdens on smaller refining entities. As a result, USEPA included in the on-road diesel sulfur rule the effective continuance of small refiner flexibility to those entities that had qualified under the Gasoline Sulfur Rule, unless they had outgrown small refiner status through merger or acquisition of refining assets. This preserved the gasoline small refiner flexibility of additional time for compliance, and also pushed the compliance date for on-road diesel sulfur reductions far enough into the future that a small refiner could make the investments in series, thereby relieving financial and engineering burdens.

FAX (870) 864-6373 MURPHY USA TLX 53-6210

The on-road diesel sulfur rule, like the Tier II gasoline sulfur rule, included language to disqualify small refiners under certain circumstances. The intent was to preserve the small refiner status of an entity that expanded from internal growth but to disqualify a small refiner that grew by acquisition or merger. Unfortunately, the specific language included in the on-road diesel sulfur rule left an inadvertent loophole. It was possible for a small refiner to acquire additional refineries that made it exceed the capacity limitation yet not be disqualified because it did not exceed the cap on the number of employees. It

is clear in the proposed NRLM rule that USEPA is considering amending the language of the on-road diesel sulfur rule to disqualify those entities from further treatment as small refiners. Murphy supports this approach.

The specific language in the proposed rule may actually have the unintended consequence of disqualifying entities, like Murphy, who have grown internally as the rule intended without merger or acquisition. The problem is one of strict interpretation of the language defining the requirements for a small refiner, and the placement of the words "and" and "or." As written, it appears that a small refiner is one who meets §80.550(a)(1), §80.550(a)(2), *and either* §80.550(a)(3) *or* §80.550(a)(4). It is Murphy's understanding that EPA intended that a qualified small refiner would meet §80.550(a)(1) *and either both* §80.550(a)(2) *and* §80.550(a)(3), *or* §80.550(a)(4). Plainly stated, a refiner such as Murphy who meets the requirements of §80.550(a)(1) (producing diesel fuel by processing crude oil) and §80.550(a)(4) (previous approval under §80.235 and continued adherence to the terms of §80.225) should and would be a small refiner under the on-road rule. USEPA should clarify their intent in the preamble language, and adjust the rule language accordingly.

The proposed NRLM diesel sulfur rule does not include similar provisions for a continuance of small refiner flexibility for refiners who qualified under the on-road diesel sulfur rule. In fact, the language in the proposed rule is in direct conflict with the language in the preamble. USEPA states on page 28418 of the preamble to the proposed NRLM diesel sulfur control rule, "However, as in the existing regulations, we are proposing that if an approved small refiner were to exceed the criteria without merger or acquisition, it would keep its small refiner status." In the actual rule proposal this concept appears to have inadvertently been omitted from the definition of a NRLM diesel fuel small refiner under proposed §80.550. Murphy is uncertain why USEPA, in the rule language, would change its position that small refiners would be unduly burdened with coincident implementation of fuels regulations. This situation is analogous to the overlap in implementation of the Tier II gasoline sulfur rule and the on-road diesel sulfur rule. USEPA agreed with stakeholder comments concerning this issue, and included in the final rule the continuance of small refiner benefits for those entities that remained qualified, allowing them to spread the costs of compliance over a longer period. By excluding similar provisions in the NRLM diesel sulfur rule, USEPA is also effectively eliminating meaningful small refiner relief under the on-road diesel sulfur rule and significantly undercutting small refiner treatment under the Tier II gasoline rule as well. Entities who qualified under the Tier II gasoline sulfur rule and the on-road diesel sulfur rule would be forced to make investments for compliance by all three fuels regulations in the same three to four year period.

USEPA should strongly consider including in the final rule a provision to allow small refiners who have *not* been disqualified as a result of a merger or acquisition to continue to qualify for small refiner flexibility under the NRLM diesel sulfur rule.

Murphy has reviewed the specific language in the proposed rule with regard to the definitions of small refiner for both the on-road and NRLM diesel sulfur rules, and taken the liberty to draft language to reflect the concerns discussed above. Murphy's proposed language reflects three important accomplishments. First, small refiners who attempt to exploit the unintended consequences of the strict rule language are disqualified from the on-road diesel small refiner program. Second, entities like Murphy who have not used available financing to acquire or merge with another entity are granted continued small refiner relief under the on-road diesel sulfur rule. Third, refiners who grow only through internal mechanisms, and do not engage in mergers or acquisitions of other refineries, may continue to enjoy small refiner relief under the NRLM diesel sulfur rule. Murphy's proposed language is included in Attachment I for USEPA's review and consideration.

2. Imposition of Caps on the Use of Nonroad Diesel Sulfur Credits

Murphy is concerned that the provisions in the proposed rule regarding a cap on the ability of an entity to generate or use credits will result in a devaluation of credits, negating the intent and benefits of the credit and trading program. In the preamble to the rule on page 28408, USEPA seeks comment on whether caps on the use of credits would be necessary. In particular, comment is sought on placing a cap on the use of credits by a refinery at 25 percent of its non-highway baseline, less marked heating oil, beginning June 1, 2008.

We do not believe that any cap should be imposed on the use of credits for the nonroad diesel sulfur program, and especially the restriction to 25 percent of a refinery's non-highway baseline beginning June 1, 2008. Elsewhere in the rule, USEPA summarizes the rationale for allowing small refiner relief:

- To provide adequate time to raise capital for new or upgraded fuel desulfurization equipment
- To provide additional time for newer technologies to be proven out by other refiners
- To provide more time to comply would increase the availability of engineering and construction resources

This same rationale could be applied for those smaller refiners or refineries who for whatever reason do not qualify as USEPA approved small refiners. There is no economic or environmental justification To limit the ability of these or other refiners to utilize the full flexibility provided by the nonroad diesel credit trading system, and it would be unfair to do so. Murphy believes that USEPA should provide for the fullest possible use of nonroad diesel credits for the full three-year trading period and not impose the 25 percent of non-highway baseline restriction referred to above.

3. Provision for Use of 500 ppm Nonroad Diesel for the Taconite Mining Industry beyond June 1, 2010

Murphy is very concerned that the burden placed on the taconite mining industry as a result of increased fuel cost and increased emission controls capital and maintenance costs may jeopardize the future of that industry in northern Minnesota. This mining industry, which has been economically ravaged in recent years, relies heavily on the use of very large, diesel-powered vehicles. On page 28364 of the preamble, USEPA alludes

to the concern of engine and equipment manufacturers, that for engines above 750 hp, these manufacturers have expressed the view that they need until 2012 before they could begin to phase in Tier IV standards for this category. Further, they have expressed the view that mobile machinery such as mine haul trucks and dozers present unique challenges that could require more time to resolve than would be afforded by the proposed 2014 phase-in completion date. One manufacturer in particular, Caterpillar, is concerned that, "requiring the use of after-treatment for diesel engines used in this category of construction and earthmoving equipment is not feasible and would render the equipment impractical and too costly for the end users."

The above described problems with the application of Tier IV engine requirements (i.e, after-treatment) for engines in the above 750 hp category are of special concern with regard to Murphy's Superior refinery operation. Greater than 50 percent of the Superior refinery's nonroad diesel fuel is supplied to the Minnesota taconite mines or to the railroads servicing the mines. As described in detail in the attached Taconite Mining Case Study, "Potential impacts of the prospective rule on the taconite miners in the Midwest", the mines are struggling in the face of declining ore prices and negative profit margins, and the Minnesota mining industry is vulnerable to destabilization.

Anything that can be done to minimize the price increase for diesel fuel to the mines will be of significant help in ensuring their continuing viability. The application of after-treatment technology for engines greater than 750 hp that are utilized in taconite mining applications is questionable, even as late as 2014.

Therefore, Murphy requests that USEPA consider allowing the taconite mines to utilize 500 ppm sulfur nonroad diesel, and allow Murphy to produce and market this material to those entities, after June 1, 2010 until such time as after-treatment for their engine applications is shown, in fact, to be viable and economical.

As discussed in the attached Taconite Mining Case Study, the region in which the industry is located is already well within attainment for all National Ambient Air Quality Standards (NAAQS) parameters, including particulate matter (PM). The reduction in PM from lowering nonroad diesel sulfur from 500 ppm to 15 ppm for taconite mining engine applications would be a negligible if not immeasurable change in ambient PM levels.

Murphy appreciates USEPA's consideration of the issues discussed above. If further information is needed to clarify any statements presented herein, please contact Mr. James Britt at (870) 864-6520 or Mr. Frederec Green at (870) 864-6449.

Best regards,

Frederec Green
Senior Vice President
Engineering & Government Affairs

attachments

Cc: The Honorable Blanche Lincoln, U.S. Senate
The Honorable Mark Pryor, U.S. Senate
The Honorable John Breaux, U.S. Senate
The Honorable Mary Landrieu, U.S. Senate
The Honorable Russ Feingold, U.S. Senate
The Honorable Herbert Kohl, U.S. Senate
The Honorable Mike Ross, U.S. House of Representatives
The Honorable Billy Tauzin, U.S. House of Representatives
The Honorable David Obey, U.S. House of Representatives
Mr. Frank Ongaro, Iron Mining Association of Minnesota
Mr. W. Michael Hulse, Murphy Oil Corporation
Mr. Steve Cossé, Murphy Oil Corporation
Mr. Walter Compton, Murphy Oil Corporation

Attachment I
Comparison of NRLM Proposed Language and Recommended Changes

Existing Proposed Language

§ 80.550 What is the definition of a motor vehicle diesel fuel small refiner or a NRLM diesel fuel small refiner under this subpart?

(a) A motor vehicle diesel fuel smaller refiner is defined as any person, as defined by 42 U.S.C. 7602(e), who:

(1) Produces diesel fuel at a refinery by processing crude oil through refinery processing units; and

(2) Employed an average of no more than 1,500 people, based on the average number of employees for all pay periods from January 1, 1999, to January 1, 2000; and

(3) Had an average crude capacity less than or equal to 155,000 barrels per calendar day (bpcd) for 1999; or

(4) Has been approved by EPA as a small refiner under § 80.235 and continues to meet the criteria of a small refiner under § 80.225.

(b) A NRLM diesel fuel small refiner is defined as any person, as defined by 42.U.S.C. 7602(e), who:

(1) Produces diesel fuel at a refinery by processing crude oil through refinery processing units; and

(2) Employed an average of no more than 1,500 people, based on the average number of employees for all pay periods from January 1, 2002, to January 1, 2003; and

(3) Had an average crude capacity less than or equal to 155,000 barrels per calendar day (bpcd) for 2002.

Proposed Correction

§ 80.550 What is the definition of a motor vehicle diesel fuel small refiner or a NRLM diesel fuel small refiner under this subpart?

(a) A motor vehicle diesel fuel smaller refiner is defined as any person, as defined by 42 U.S.C. 7602(e), who:

(1) Produces diesel fuel at a refinery by processing crude oil through refinery processing units; and either

(2) (a) Employed an average of no more than 1,500 people, based on the average number of employees for all pay periods from January 1, 1999, to January 1, 2000, and

(3b) Had an average crude capacity less than or equal to 155,000 barrels per calendar day (bpcd) for 1999; or

(43) Has been approved by EPA as a small refiner under § 80.235 and continues to meet the criteria of a small refiner under § 80.225, including subsection (c) thereof..

(b) A NRLM diesel fuel small refiner is defined as any person, as defined by 42.U.S.C. 7602(e), who:

(1) Produces NRLM diesel fuel at a refinery by processing crude oil through refinery processing units; and either

(2) (a) Employed an average of no more than 1,500 people, based on the average number of employees for all pay periods from January 1, 2002, to January 1, 2003, and

(3b) Had an average crude capacity less than or equal to 155,000 barrels per calendar day (bpcd) for 2002; or (3) Has been approved as or qualifies as a motor vehicle diesel fuel small refiner under paragraph (a) of this section and has not become disqualified by paragraph (g) of this section.

In paragraph (f)(2) of § 80.550, before the (i), add

(2) Except as provided in paragraph (a)(3), or (b)(3) of this section,

ATTACHMENT II

Reducing emissions from non-road diesel engines

Case Study: **Taconite Mining**

Potential impacts of the prospective rule on the taconite miners in the Midwest

PRESENTED BY

MURPHY OIL USA, INC.

CASE STUDY: TACONITE MINING

Introduction

It is important to go beyond the abstract and focus on the "real life" practicalities of the rule for specific industries. Case studies such as this suggest that a regional approach to non-road diesel rules may be more effective environmentally and more stabilizing economically.

To fully evaluate the EPA's prospective non-road diesel rule — its impact on the environment, businesses, jobs and communities — it is important to go beyond the abstract and focus on the "real life" practicalities of the rule for specific industries. Taconite mining provides a good case study because it is relatively contained within the Midwest region.

Following is a brief introduction to taconite mining and a case study of the potential impact the EPA's prospective rule would likely have on Midwest taconite mining. Specifically, its projected impact on:

- the industry's long-term viability
- other economic and community issues
- the environment

Case studies such as this suggest that a regional or industry-specific approach to non-road diesel regulation may be more effective environmentally and more stabilizing economically.

Taconite Mining

Taconite mining is integral to the domestic production of steel. It provides the raw iron ore that serves as the feedstock for the steel industry. The domestic taconite industry is comprised of six mines operating in northeastern Minnesota and two mines in Michigan.

Taconite miners use diesel engines that are typically 1000 horsepower (HP) and up, much larger than those for which EPA might expect any near-term transfer of "after treatment" technologies from the on-road market.

Like the steel industry, taconite miners face economic hardships. Iron ore prices have been declining in real terms, putting pressure on profit margins. Experts say this trend will continue. All eight mines operate under severe cost constraints and some reported negative profit margins for 2001.

Taconite miners use diesel engines that are typically 1000 horsepower (HP) or more, much larger than those for which EPA might expect any near-term transfer of "after treatment" technologies from the on-road market. Manufacturers and users alike confirm that transfer of on-road emissions control technology — technology for using 15 ppm sulfur fuel and for producing effective after treatment devices — is far off for these larger engines.

CASE STUDY: TACONITE MINING ▶

▶ Industry Viability

The EPA's prospective rule could threaten the taconite mining industry's viability by mandating fuel changes that would increase costs — fuel costs and other operating costs — at a time when the industry can least afford it.

Struggling in the face of declining ore prices and negative profit margins, the domestic taconite industry is vulnerable to destabilization. Any destabilization in the taconite industry would affect the domestic steel industry — an industry already threatened by foreign competition and looking to the Bush Administration's protective tariffs for much needed relief.

The EPA's prospective rule could threaten the taconite mining industry's viability by mandating fuel changes that would increase costs — fuel costs and other operating costs — at a time when the industry can least afford it.

"With the real prices of commodities – including iron ore – in a long-term decline, costs must also decline in order to preserve margins that are adequate to sustain the business," stated Thomas J. O'Neil, President and COO of Cleveland-Cliffs, Inc., speaking with regard to the domestic iron ore industry.

Increased costs for **taconite miners in Minnesota** could be significant. The six mines in Minnesota consume approximately 25 million gallons of non-road diesel fuel per year. The Energy Information Administration has predicted that the price increase to produce ultra-low sulfur (15 ppm) non-road diesel, due to higher refinery processing costs, would be an average of 10 cents per gallon, not including additional transportation costs, which could add another 5 cents per gallon.

At a cost increase of 10 cents per gallon, Minnesota's taconite mining industry exposure is on the order of $2.5 million per year spread over just six operating facilities. Frank Ongaro, President of the Iron Mining Association of Minnesota has advised that, "With the taconite mining companies on the edge, they certainly are not profit centers. I think ... a fuel price increase of this magnitude could push ...any one of them over the edge."

At a cost increase of 10 cents per gallon, Minnesota's taconite mining industry exposure is on the order of $2.5 million per year spread over just six operating facilities. An additional exposure of $1.0 million per year would occur from pass through of railroad fuel price increases.

The fuel price increase would not be the only cost increase for the mines. The mines rely on railroads to transport their taconite ore to domestic steel mills and, like the mines, railroads rely on diesel fuel. As railroads pay more for EPA mandated fuel, they will have no choice but to pass some or all of the increase on to their customers — taconite miners.

The railroads consume approximately 10 million gallons of non-road diesel fuel per year to transport taconite ore. **At a cost increase of 10 cents per gallon, Minnesota's taconite mining industry exposure is an additional $1.0 million per year for pass through of railroad fuel price increases.**

Reducing emissions from non-road diesel engines

CASE STUDY: TACONITE MINING ▶

▶ Economy & Community

In aggregate, the six operating Minnesota mines, if they were to close, would represent a loss to Minnesota communities of approximately $1.3 billion.

What impacts the taconite mines will impact the people they employ and the communities they live in.

By way of example, the LTV mine closed in 2001 at a loss of over $200 million dollars to the Minnesota economy. In aggregate, the six operating Minnesota mines, if they were to close, would represent a loss to Minnesota communities of approximately $1.3 billion. Further, the mines have about 4000 direct employees and 14,000 more employees that provide goods and services to mining operations.

As a case study within this case study is the tenuous position of one of the refineries providing fuel for the Minnesota taconite mines — the **Murphy Oil Superior Refinery** in Superior, Wisconsin.

Greater than 50 percent of this refinery's non-road diesel fuel is supplied to the mines or to the railroads servicing the mines. To continue producing non-road diesel fuel under the EPA's prospective rule, the refinery would need to invest approximately $77 million in equipment and facilities to produce ultra low- sulfur (15 ppm) non-road diesel. To remain viable itself, it would

need to both cover incremental operating costs and recover an appropriate percentage of this capital investment by increasing fuel costs by more than 10 cents per gallon. This unavoidable cost increase could in turn put one or more of its customers out of business.

The EPA's prospective rule puts the taconite miners and the Superior Refinery in a "no win-no win" position. The refinery either refuses to make the investment and stops selling its non-road diesel fuel to area mines and railroads or it makes the necessary investment to produce the ultra low-sulfur diesel fuel and it risks putting the mines out of business — which could eventually jeopardize the refinery.

The EPA's prospective rule puts the taconite miners and the Superior Refinery in a "no win-no win" position.

Murphy is faced with an impossible balancing act between appropriate capital cost recovery and maintaining its regional customer base.

CASE STUDY: TACONITE MINING ▶

▶ Environment

The region — and the industry — is meeting the EPA's air quality standards and the new rules would produce a negligible, if not immeasurable, change in PM levels.

The very real question is whether the EPA's prospective non-road diesel rule will produce measurable and meaningful improvements in environmental protection. As it relates to the taconite mining region, the answer to that question lies in two facts:

1. The region in which the industry is located is already **well within** attainment for all National Ambient Air Quality Standards (NAAQS) parameters, including Particulate Matter (PM).

2. The reduction in PM that lowering diesel fuel sulfur from 5000 ppm to 15 ppm could produce for the taconite miners' existing diesel engine applications* would be about 10 to 20 percent of total diesel PM emissions. Even assuming a 20 percent reduction, the corresponding **improvement in ambient air quality for PM would only be about be 0.4 percent** — four tenths of one percent.
(*Please see detailed calculations given in Attachment I*)

Expected reductions in non-road diesel emissions from the taconite mining industry may not show a commensurate benefit in ambient air quality improvement for this region of the country. The region is meeting the EPA's air quality standards and the new rules would produce a negligible, if not immeasurable, change in PM levels.

** It is important to recall from the introduction to taconite mining (above) that near-term transfer of on-road diesel after treatment technology to large engines used for taconite mining is not feasible.*

▶ Conclusion

The EPA's prospective non-road diesel rule is likely to destabilize the taçonite mining industry without producing meaningful environmental improvements. While there may be regions of the country or specific industries that could benefit from stringent rules covering non-road diesel fuel, the taconite mining industry and northern Midwest do not.

The EPA's prospective rule could be improved if 1) evaluated based on environmental benefit, regional need and industry practicalities and if 2) configured as a realistic systems-based approach* that recognizes technological feasibilities and market constraints.

*an approach that integrates fuel, engine and "after treatment" technologies

CASE STUDY: TACONITE MINING ▶

▶ Attachment

For the "iron range" of northern Minnesota the expected improvement in ambient air quality from the prospective rule is calculated as follows:

- From EPA's County-Level Density maps of Annual Particulate Matter (PM) emissions, the emissions density for the area of the "iron range" is approximately 5 tons per square mile for PM 2.5.

- The Minnesota Taconite Industry utilizes approximately 25 million gallons per year of non-road diesel. The railroads which haul the taconite ore utilize approximately 10 million gallons per year of non-road diesel. Utilizing the published emission factor for PM from the Berkeley paper:

PM = 5.5 g/kg x 0.85 kg/liter x 4.546 liters/gal x 35 million gallons
= 746,785 kg/yr x 2.2054 lbs/kg x 1 ton/2000 lbs
= 823 tons per year of PM from the combustion of 35 million gallons of non-road diesel fuel

- The differential for a 20 percent reduction in particulate is approximately 165 tons per year. (820 x 0.20 = 165). The mines in the iron range are spread out over approximately 100 miles. Using a radius of 50 miles, the approximate effective area for the emissions from the mines is p x (radius)2 = 3.14 x (50)2 or 7850 square miles.

- The differential emissions density is then 165 tons ÷ 7850 square miles or 0.021 tons per square mile.

- **For PM 2.5, this would be an improvement of 0.021 ÷ 5 = 0.004 or 0.4 percent.**

FILE COPY

Controlled Correspondence For
OFFICE OF AIR AND RADIATION

CONTROL NO : AL-0400125

ORIG. DUE DATE: 02/13/2004

FILE CODE: 141-A CONGRESSIONAL CORRESPONDENCE

STATUS: **PENDING**

CORRES. DATE: 01/29/2004
RECEIVED DATE: 02/03/2004
ASSIGNED DATE: 02/03/2004
CLOSED DATE:

FROM: LEAHY PATRICK J.-D/VT
ORG: **UNITED STATES SENATE**
SALUTATION:
CONSTITUENT:

TO: ADMINISTRATOR
TO ORG: EPA
SUBJECT: MERCURY POLLUTION REDUCTION -- WOULD LIKE THE AGENCY TO WITHDRAW THE PROPOSED RULE AND RE-PROPOSE ONE THAT MEETS THE TERMS OF THE SETTLEMENT AGREEMENT; IF NOT, REQUEST THAT YOU ENSURE THERE IS ADEQUATE TIME AND OPPORTUNITY FOR PUBLIC COMMENT BY HOLDING AT LEAST ONE PUBLIC HEARING IN REGIONS 1 AND 2 AND EXTENDING THE COMMENT PERIOD TO 90 DAYS.

ASSIGNED: OFFICE OF AIR QUALITY PLANNING AND STANDARDS

COPIES OF INCOMING PROVIDED TO: OCIR/PETE PAGANO

SIGNATURE: **ADMINISTRATOR**
OAR COMMENTS:

AL INSTRUCTIONS: PREPARE FOR SIGNATURE OF MICHAEL O. LEAVITT, ADMINISTRATOR. COPY ONTO A SEPARATE DISK (WP 6.1), SECURE DISK TO PACKAGE AND RETURN TO OCIR (1304A), 4320 ARIEL RIOS, FOR REVIEW, SIGNATURE AND DISPATCHING. DOCUMENT CANNOT BE FORWARDED TO THE ADMINISTRATOR WITHOUT AA'S CONCURRENCE.

MULTIPLE SIGNATURES (11) -- PLEASE PREPARE A RESPONSE FOR EACH SIGNER (PATRICK LEAHY, OLYMPIA SNOWE, JAMES JEFFORDS, JOSEPH LIEBERMAN, JOHN REED, FRANK LAUTENBERG, JON CORZINE, EDWARD KENNEDY, JOHN KERRY, CHRISTOPHER DODD, AND SUSAN COLLINS).

OAR INSTRUCTIONS: PREPARE REPLY FOR THE ADMINISTRATOR'S SIGNATURE.

	Assigned	Date Assigned	Code/Status	Date Completed by Assignee	Date Returned to OAR :
Lead	OAQPS	02/03/2004		-	-

OAQPS

EPA

OFFICE OF CONGRESSIONAL AND INTERGOVERNMENTAL RELATIONS
CORRESPONDENCE CONTROL SLIP

2/13/04

CONTROL NO: AL-0400125 **ORIG. DUE DATE:** 02/17/2004

FILE CODE: 141-A CONGRESSIONAL CORRESPONDENCE

STATUS: **PENDING**

CORRES. DATE: 01/29/2004
RECEIVED DATE: 02/03/2004
ASSIGNED DATE: 02/03/2004
CLOSED DATE:

FROM: LEAHY PATRICK J.-D/VT
ORG: **UNITED STATES SENATE**
SALUTATION:
CONSTITUENT:
COMMITTEE:

TO: ADMINISTRATOR
TO ORG: EPA
SUBJECT: MERCURY POLLUTION REDUCTION -- WOULD LIKE THE AGENCY TO WITHDRAW THE PROPOSED RULE AND RE-PROPOSE ONE THAT MEETS THE TERMS OF THE SETTLEMENT AGREEMENT; IF NOT, REQUEST THAT YOU ENSURE THERE IS ADEQUATE TIME AND OPPORTUNITY FOR PUBLIC COMMENT BY HOLDING AT LEAST ONE PUBLIC HEARING IN REGIONS 1 AND 2 AND EXTENDING THE COMMENT PERIOD TO 90 DAYS.

ASSIGNED: AIR & RADIATION

COPIES OF INCOMING PROVIDED TO: OCIR/PETE PAGANO

SIGNATURE: **ADMINISTRATOR**
INSTs: PREPARE FOR SIGNATURE OF MICHAEL O. LEAVITT, ADMINISTRATOR. COPY ONTO A SEPARATE DISK (WP 6.1), SECURE DISK TO PACKAGE AND RETURN TO OCIR (1304A), 4320 ARIEL RIOS, FOR REVIEW, SIGNATURE AND DISPATCHING. DOCUMENT CANNOT BE FORWARDED TO THE ADMINISTRATOR WITHOUT AA'S CONCURRENCE.

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COMMENTS:

IMS: CLARA JONES
IMT: **CLARA JONES/DC/USEPA/US**

Assigned	Date Assigned	Code/Status	Date Completed by	Date Returned to

United States Senate

WASHINGTON, DC 20510

January 29, 2004

The Honorable Michael O. Leavitt
Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Dear Administrator Leavitt:

For over a decade, the U.S Environmental Protection agency has been developing the scientific and technological basis for regulating major sources of mercury and other hazardous air pollutants. Over the last two years, we received repeated assurances that this work would culminate in a rule that would meet the intent of the Clean Air Act. We do not believe the proposed rule announced on December 15, 2003 meets either the letter or intent of the Act and recommend that you withdraw the entire proposed rule package and re-propose a rule that meets the terms of the 1998 settlement agreement and is promulgated by December 15, 2004.

The toxicity of mercury has been proven time and again by scientists around the world and your decision on how to regulate mercury from power plants could have a major impact on women's and children's health and on the environment. The EPA's own study of electric power plants in 1998 found that "mercury from coal-fired utilities is the Hazardous Air Pollutant (HAP) of greatest potential concern." In January 2003, the Centers for Disease Control and Prevention reported that 1 in 12 women of childbearing age have mercury levels above EPA's safe health threshold. Nationally, this translates into nearly 4.9 million women of childbearing age with elevated levels of mercury.

Mercury contamination is also threatening our natural resources and economies that depend on them. Across the U.S., mercury pollution has contaminated 30 percent of our nation's lakes, estuaries and wetlands. Over 470,000 miles of streams, rivers and coasts are contaminated. These high mercury levels have led 44 states and territories to issue fish consumption advisories. Recreational fishing supports a $116 billion industry in this country, supporting 1 million jobs and thousands of small communities. Elevated mercury levels can also threaten waterfowl and wildlife. Studies have founds that species such as mallard ducks, loons, egrets, mink and otters are particularly sensitive to mercury exposure, causing reproductive problems and early mortality.

Over the past several years, we have raised these concerns with your Agency on numerous occasions. Again, we would like the Agency to withdraw the proposed rule and re-propose one that meets the terms of the settlement agreement. In the event that the Agency continues to proceed with publication of the proposed rule, we request that you ensure there is adequate time and opportunity for public comment by holding at least one public hearing in Region 1 and 2 and extending the comment period to 90 days. We believe this is still enough time for the Agency to review and address the comments while still meeting the December 15, 2004 deadline.

Thank you for considering our request. We look forward to working with you to reduce mercury pollution sooner rather than later.

Sincerely,

Patrick Leahy

Olympia Snowe

Jim Jeffords

J. Lieberman

Jack Reed

Frank R. Lautenberg

Jim Talent

Ted Kennedy

Jim Bunning

Chris Dodd

Susan Collins

****
*** TX REPORT ***
****

TRANSMISSION OK

TX/RX NO	4733
CONNECTION TEL	919195410501
SUBADDRESS	
CONNECTION ID	SHERRY RUSSELL
ST. TIME	02/03 17:54
USAGE T	02'06
PGS. SENT	6
RESULT	OK

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.

Office of Air and Radiation

FACSIMILE COVER SHEET
FROM FAX NO. (202) 501-0600

TO: Regina Chappell

OFFICE: OAQPS

TELEPHONE: 919-541-5504 FAX NUMBER: 919-541-0501

DATE: 2/3/04 TOTAL NUMBER OF PAGES: 6

FROM: Glenda Colvin TELEPHONE: (202) 564-7419

MESSAGE: AL-0400125 (Leahy)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL 30 2010

OFFICE OF
AIR AND RADIATION

The Honorable Mark Begich
United States Senate
Washington, D.C. 20515

Dear Senator Begich:

Thank you for your letter of July 8, 2010, to Administrator Jackson regarding our recent Advance Notice of Proposed Rulemaking (ANPR) on Lead Emissions From Piston-Engine Aircraft Using Leaded Aviation Gasoline. The Administrator has asked that I respond to your letter.

I want to assure you that the U.S. Environmental Protection Agency (EPA) recognizes the value of piston-engine general aviation in Alaska. Any EPA action to require piston-engine aircraft to be able to operate safely and effectively on unleaded aviation gasoline in the future will involve a thorough process of identifying options and will consider economic and other impacts. This would be done in concert with the U.S. Federal Aviation Administration (FAA), states, industry groups and user groups. If we decide to act, the next step would be a Notice of Proposed Rulemaking (NPRM), which would present a specific regulatory proposal and analysis and provide another opportunity for public comment.

We are very interested in comments from Alaskans and have extended the comment period by 60 days, until August 27, 2010. We believe a 120-day comment period is appropriate, especially because it is an ANPR. As we noted above, there will be additional opportunity for public comment if an NPRM is issued. Nevertheless, we understand your concern that the summer is busy for Alaska's aviators, and we will make every attempt to consider any comments received after the close of the comment period.

We appreciate the information you submitted about potential impacts on Alaskan communities, including the potential economic impacts. We will carefully consider your comments, and we will take your concerns into account as we move forward in our rulemaking process. Additionally, we would be happy to work with the Senate General Aviation Caucus.

Again, thank you for your letter. If you have further questions, please contact me or your staff may call Josh Lewis in EPA's Office of Congressional and Intergovernmental Relations at (202) 564-2095.

Sincerely,

Gina McCarthy
Assistant Administrator

AL-0300162

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB 25 2003

THE ADMINISTRATOR

The Honorable Ron Wyden
United States Senate
Washington, DC 20510

Dear Senator Wyden:

Thank you for your letter of February 6, 2003, requesting an extension of the comment period for the proposed New Source Review (NSR) rules for routine maintenance, repair and/or replacement. You also requested that we hold a public hearing on the proposal in Portland, Oregon so that citizens of your State have an opportunity to express their views.

I appreciate your interest in the proposed rule, as well as your continued support of the NSR program. The changes being proposed are intended to provide additional certainty for activities that may qualify as routine maintenance, repair and/or replacement. I agree that any changes made to the NSR rules should be done with careful consideration to achieving the fundamental purposes of the program. With this in mind, I have decided to extend the comment period for another 60 days, bringing the total review period to 120 days. In addition, five public hearings will be held across the country to enable public input to the rulemaking. However, the date, time and location of the hearings have not yet been determined. While I understand your desire to have one of the hearings held in Oregon, my staff is working now to determine the most appropriate hearing locations. I plan to announce this information in the very near future in the Federal Register at http:www.epa.gov/fedrgstr. We will notify your staff once a decision has been made.

Again thank you for your letter. If you have further questions, please contact me or your staff may contact Catherine Sulzer, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564- 2464.

Sincerely yours,

Christine Todd Whitman

AL-030162

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB 25 2003

THE ADMINISTRATOR

The Honorable Gordon H. Smith
United States Senate
Washington, DC 20510

Dear Senator Smith:

Thank you for your letter of February 6, 2003, requesting an extension of the comment period for the proposed New Source Review (NSR) rules for routine maintenance, repair and/or replacement. You also requested that we hold a public hearing on the proposal in Portland, Oregon so that citizens of your State have an opportunity to express their views.

I appreciate your interest in the proposed rule, as well as your continued support of the NSR program. The changes being proposed are intended to provide additional certainty for activities that may qualify as routine maintenance, repair and/or replacement. I agree that any changes made to the NSR rules should be done with careful consideration to achieving the fundamental purposes of the program. With this in mind, I have decided to extend the comment period for another 60 days, bringing the total review period to 120 days. In addition, five public hearings will be held across the country to enable public input to the rulemaking. However, the date, time and location of the hearings have not yet been determined. While I understand your desire to have one of the hearings held in Oregon, my staff is working now to determine the most appropriate hearing locations. I plan to announce this information in the very near future in the Federal Register at http:www.epa.gov/fedrgstr. We will notify your staff once a decision has been made.

Again thank you for your letter. If you have further questions, please contact me or your staff may contact Catherine Sulzer, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564- 2464.

Sincerely yours,

Christine Todd Whitman

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OCT 2 2003

OFFICE OF
AIR AND RADIATION

The Honorable Billy Tauzin
U.S. House of Representatives
Washington, DC 20515-1803

Dear Congressman Tauzin:

Thank you for your letter of August 25, 2003, regarding Murphy Oil Corporation and their comments on our recent proposal to regulate nonroad diesel fuel. We are currently reviewing the comments submitted by Murphy, and over 180,000 other parties, on the proposal. We recognize that the issues raised in Murphy's comments are important, and I can assure you that these comments will be given full consideration before we make any final decisions.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Michele McKeever, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3688.

Sincerely,

Jeffrey R. Holmstead
Assistant Administrator

AL-0301131

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

SEP - 9 2010

The Honorable Mike Doyle
U.S. House of Representatives
Washington, D.C. 20515

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

Dear Congressman Doyle:

Thank you for your letter of July 30, 2010, to U.S. Environmental Protection Agency (EPA) Administrator Lisa P. Jackson, expressing your interest in EPA's proposed rulemaking governing the management of coal combustion residuals (CCRs) and support for regulating CCRs as a nonhazardous waste under Subtitle D of the Resource Conservation and Recovery Act (RCRA). I appreciate your interest in this important issue.

In the proposed rule, EPA seeks public comment on two approaches. One option is drawn from remedies available under Subtitle C of RCRA, which creates a comprehensive program of federally enforceable requirements for waste management and disposal. The other option includes remedies under Subtitle D of RCRA, which gives EPA authority to set performance standards for waste management facilities which are narrower in scope and would be enforced primarily by those states who adopt their own coal ash management programs and by private citizen suits.

EPA is not proposing to regulate the beneficial use of CCRs. EPA continues to strongly support the safe and protective beneficial use of CCRs. However, concerns have been raised with some uses of CCRs in an unencapsulated form, in the event proper practices are not employed. The Agency is soliciting comment and information on these types of uses.

We state in the preamble to the proposed rule that the proposal does not address minfilling of CCRs. The proposed rule considers minefilling a separate category of use, and, as a result, minefilling of CCRs would not be covered under either of the proposed options. Rather, as discussed in the proposal, EPA would work with the Department of the Interior's Office of Surface Mining Reclamation and Enforcement to develop effective federal regulations to ensure that the placement of CCRs in minefill operations is adequately controlled.

Again, thank you for your letter. If you have further questions, please contact me or your staff may call Raquel Snyder, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-9586.

Sincerely,

Lisa Feldt for

Mathy Stanislaus
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Mike Conaway
Chairman
Committee on Ethics
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Conaway:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Sam Graves
Chairman
Committee on Small Business
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Graves:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Michael McCaul
Chairman
Committee on Homeland Security
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman McCaul:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Hal Rogers
Chairman
Committee on Appropriations
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Rogers:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Bill Shuster
Chairman
Committee on Transportation and Infrastructure
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Shuster:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Lamar Smith
Chairman
Committee on Space, Science, and Technology
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Smith:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Nick Rahall
Ranking Member
Committee on Transportation and Infrastructure
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Rahall:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Robert B. Anderholt
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Anderholt:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Joe Barton
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Barton:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Andy Barr
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Barr:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Marsha Blackburn
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Blackburn:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Susan Brooks
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Brooks:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Paul C. Broun, M.D.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Broun:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Larry Bucshon, M.D.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Bucshon:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Shelley Moore Capito
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Capito:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Chris Collins
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Collins:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Doug Collins
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Collins:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Kevin Cramer
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Cramer:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Steve Daines
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Daines:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Rodney Davis
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Davis:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Charles W. Dent
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Dent:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Sean Duffy
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Duffy:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable William Enyart
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Enyart:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable John C. Fleming, M.D.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Fleming:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Bill Flores
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Flores:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Paul A. Gosar, D.D.S.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Gosar:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Tim Griffin
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Griffin:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Brett Guthrie
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Guthrie:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Andy Harris
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Harris:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Vicky Hartzler
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Hartzler:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Tim Huelskamp
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Huelskamp:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Bill Johnson
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Johnson:

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Mike Kelly
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Kelly:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Steve King
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman King:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Jack Kingston
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Kingston:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Adam Kinzinger
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Kinzinger:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Doug Lamborn
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Lamborn:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Robert E. Latta
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Latta:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Billy Long
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Long:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Cynthia Lummis
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Lummis:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Thomas Massie
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Massie:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Jim Matheson
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Matheson:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable David B. McKinley
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman McKinley:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Cathy McMorris Rogers
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman McMorris Rogers:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Luke Messer
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Messer:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Mick Mulvaney
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Mulvaney:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Tim Murphy
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Murphy:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Randy Neugebauer
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Neugebauer:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Richard Nugent
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Nugent:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Pete Olson
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Olson:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Stevan Pearce
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Pearce:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Trey Radel
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Radel:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Jim Renacci
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Renacci:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Phil Roe, M.D.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Roe:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Dana Rohrabacher
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Rohrabacher:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Todd Rokita
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Rokita:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

The proposal included a public comment period of 60 days, which would have ended on March 10, 2014. We have now extended the public comment period on the proposed Carbon Pollution Standards for new power plants by an additional 60 days, to May 9, 2014. This will ensure that the public has sufficient time to review and comment on all of the information available, including the proposed rule, the notice of data availability, and other materials in the docket.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Keith Rothfus
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Rothfus:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable David Schweikert
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Schweikert:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Adrian Smith
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Smith:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Jason Smith
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Smith:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Chris Stewart
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Stewart:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Steve Stivers
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Stivers:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Marlin Stutzman
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Stutzman:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Glenn 'GT' Thompson
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Thompson:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Ann Wagner
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Wagner:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Lynn A. Westmoreland
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Westmoreland:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Josh Lewis in the EPA's Office of Congressional and Intergovernmental Relations at lewis.josh@epa.gov or (202) 564-2095.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Don Young
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Young:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Todd Young
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Young:

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Walter B. Jones
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Jones:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY - 8 2014

OFFICE OF
AIR AND RADIATION

The Honorable Jackie Walorski
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Walorski:

Thank you for your letter of January 15, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy. In the letter, you and your colleagues request a 60-day extension of the public comment period for the proposed "Standards of Performance for Greenhouse Gas Emissions from New Stationary Sources: Electric Utility Generating Units," also known as the Carbon Pollution Standards, which were published in the *Federal Register* on January 8, 2014. The Administrator has asked that I respond on her behalf.

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Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

SEP 29 2014

OFFICE OF
AIR AND RADIATION

The Honorable Tom Udall
United States Senate
Washington, D.C. 20510

Dear Senator Udall:

Thank you for your letter of September 10, 2014, to U.S. Environmental Protection Agency Administrator Gina McCarthy, on behalf of PNM Resources requesting an extension of the comment period for the proposed Clean Power Plan, which was signed on June 2, 2014, and published in the Federal Register on June 18, 2014. The Administrator asked that I respond on her behalf.

Before issuing this proposal, the EPA heard from more than 300 stakeholder groups from around the country, to learn more about what programs are already working to reduce carbon pollution. In addition, during the week of July 29, the EPA conducted eight full days of public hearings in four cities. Over 1,300 people shared their thoughts and ideas about the proposal and over 1,400 additional people attended those hearings.

These hearings and these meetings, with states, utilities, labor unions, nongovernmental organizations, consumer groups, industry, and others, reaffirmed that states are leading the way. The Clean Air Act provides the tools to build on these state actions in ways that will achieve meaningful reductions and recognizes that the way we generate power in this country is diverse and interconnected.

Recognizing that the proposal asks for comment on a range of issues, some of which are complex, the EPA initially proposed this rule with a 120-day comment period. The EPA has decided to extend the comment period by an additional 45 days, in order to get the best possible advice and data to inform a final rule.

The public comment period will now remain open until December 1, 2014. We encourage you and all interested parties to provide us with detailed comments on all aspects of the proposed rule. We have submitted your letter to the rulemaking docket, but additional comments can be submitted via any one of these methods:

Federal eRulemaking portal: http://www.regulations.gov. Follow the online instructions for submitting comments.

- E-mail: A-and-R-Docket@epa.gov. Include docket ID number HQ-OAR-2013-0602 in the subject line of the message.
- Fax: Fax your comments to: 202-566-9744. Include docket ID number HQ-OAR-2013-0602 on the cover page.

- Mail: Environmental Protection Agency, EPA Docket Center (EPA/DC), Mailcode 28221T, Attention Docket ID No. OAR–2013-0602, 1200 Pennsylvania Avenue, NW, Washington, DC 20460.
- Hand Delivery or Courier: Deliver your comments to: EPA Docket Center, Room 3334, 1301 Constitution Ave., NW, Washington, DC, 20460. Such deliveries are only accepted during the Docket's normal hours of operation, and special arrangements should be made for deliveries of boxed information.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Kevin Bailey in the EPA's Office of Congressional and Intergovernmental Relations at bailey.kevinj@epa.gov or at (202) 564-2998.

Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

SEP 29 2014

OFFICE OF
AIR AND RADIATION

The Honorable Martin Heinrich
United States Senate
Washington, D.C. 20510

Dear Senator Heinrich:

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Federal eRulemaking portal: http://www.regulations.gov. Follow the online instructions for submitting comments.

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- Mail: Environmental Protection Agency, EPA Docket Center (EPA/DC), Mailcode 28221T, Attention Docket ID No. OAR–2013-0602, 1200 Pennsylvania Avenue, NW, Washington, DC 20460.
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Sincerely,

Janet G. McCabe
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 1 1 2015

The Honorable Cynthia Lummis
Chairman
Subcommittee on Interior
Committee on Oversight and
Government Reform
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Lummis:

Thank you for your May 26, 2015, letter regarding the U.S. Environmental Protection Agency's use of social media. I want to assure you that the EPA's use of social media in no way violates the Anti-Lobbying Act. Rather, the EPA's use of social media in its outreach and engagement is not unique, and is well grounded in federal law and executive branch directives. It is also appropriately supported and bounded by internal EPA guidance and policies.

The E-Government Act of 2002 recognized the importance of promoting the "use of the Internet and other information technologies to provide increased opportunities for citizen participation in Government."[1] Section 206 of that law, entitled "REGULATORY AGENCIES," lays out two purposes: to "(1) improve performance in the development and issuance of agency regulations by using information technology to increase access, accountability, and transparency; and (2) enhance public participation in Government by electronic means, consistent with requirements under…the Administrative Procedures Act."[2]

President Obama's memo on Transparency and Open Government encourages federal agencies to use new technologies to communicate with and engage with the public.[3] The Office of Management and Budget Directive that followed amplified the importance of reaching out to the public, and tasked federal agencies to "promote informed participation by the public," and "proactively use modern technology to disseminate useful information."[4]

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[1] Pub. L. No. 347-107, 116 Stat. 2901.
[2] Pub. L. No. 347-107, 116 Stat. 2915.
[3] See *Transparency and Open Government* (Jan. 21, 2009), at: www.whitehouse.gov/the_press_office/Transparency_and_Open_Government/.
[4] See *Open Government Directive* (December 8, 2009), at: www.whitehouse.gov/sites/default/files/omb/assets/memoranda_2010/m10-06.pdf.

The effective and appropriate use of social media to reach the public has been one piece of the EPA's effort to increase transparency and promote participation in rulemaking. The 2011 EPA Social Media Policy established that "it is EPA's policy to use social media where appropriate in order to meet its mission of protecting human health and the environment."[5] The agency also has extensive procedures that govern how it uses social media to communicate with the public.[6] These procedures address concerns such as privacy, security, and copyright, as well as laying out internal roles and responsibilities. The policy and procedures are attached for your information.[7]

The EPA's Office of Web Communications (OWC) is the agency lead for the use of social media in advancing the agency's mission, and OWC works with a network of communications and public affairs directors throughout the agency. OWC and these communications professionals also work closely with the EPA's Office of General Counsel (OGC) to review terms of service for individual applications and fact-specific questions as they arise. With respect to the Anti-Lobbying Act, OGC last provided general formal guidance on the requirements of that Act in 2010.[8] That internal memorandum is also attached.

As described in the EPA Social Media Policy, the EPA uses social media as one of many ways it connects with the public about important environmental issues and about the agency's ongoing work. "EPA is using social media tools to create a more effective and transparent government, to engage the public and EPA's partners, and to facilitate internal collaboration. ...The benefits of using social media in support of EPA's mission include increased ability for the Agency to engage and collaborate with partners, notably the American public."[9]

The EPA can and should educate the public about the environmental challenges the EPA is working to address. The agency also regularly encourages members of the public and various stakeholder groups to participate in the agency decision-making processes. Through every communication tool available to the agency, including social media, we encourage stakeholders of all perspectives to comment in the official dockets of our proposed rules. Public comment is an essential part of the agency's rulemaking process: is legally required for many of our actions; and is always extraordinarily valuable because of the range of perspectives and information it brings to the agency's attention. Frequently, the comments we receive result in improvements to proposed actions, as demonstrated in the many changes you can see between the EPA's proposed Clean Water Rule and the EPA's final Clean Water Rule. As forecast by the proposal, which requested comment on many issues, the preamble of the final rule and detailed documents contained in the docket describe the wide array of comments received and the many material improvements that were made in response to this participation.[10]

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[5] *EPA Social Media Policy*, Classification No. CIO 2184.0 (June 20, 2011).

[6] See *Using Social Media to Communicate with the Public*, EPA Classification No. CIO 2184.0-P02.1 (June 20, 2011).

[7] This policy and the explanations throughout this letter refer to the use of social media for official EPA purposes, not any use of social media by EPA employees in their personal capacity.

[8] See Memorandum from General Counsel Scott Fulton, *Guidance on Indirect Lobbying* (February 2, 2010).

[9] *EPA Social Media Policy*, Classification No. CIO 2184.0, at § 4 (June 20, 2011).

[10] *Clean Water Rule: Definition of "Waters of the United States"* (May 27, 2015) prepublication version available at: http://www2.epa.gov/sites/production/files/2015-06/documents/preamble_rule_web_version.pdf; Docket No. EPA-HQ-OW-2011-0880 available at: www.regulations.gov.

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Sincerely,

Thomas Reynolds
Associate Administrator
Office of Public Affairs

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cc: The Honorable Brenda L. Lawrence
Ranking Member

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 1 1 2015

The Honorable Glenn Thompson
Chairman
Subcommittee on Conservation and
Forestry
Committee on Agriculture
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for your May 26, 2015, letter regarding the U.S. Environmental Protection Agency's use of social media. I want to assure you that the EPA's use of social media in no way violates the Anti-Lobbying Act. Rather, the EPA's use of social media in its outreach and engagement is not unique, and is well grounded in federal law and executive branch directives. It is also appropriately supported and bounded by internal EPA guidance and policies.

The E-Government Act of 2002 recognized the importance of promoting the "use of the Internet and other information technologies to provide increased opportunities for citizen participation in Government."[1] Section 206 of that law, entitled "REGULATORY AGENCIES," lays out two purposes: to "(1) improve performance in the development and issuance of agency regulations by using information technology to increase access, accountability, and transparency; and (2) enhance public participation in Government by electronic means, consistent with requirements under…the Administrative Procedures Act."[2]

President Obama's memo on Transparency and Open Government encourages federal agencies to use new technologies to communicate with and engage with the public.[3] The Office of Management and Budget Directive that followed amplified the importance of reaching out to the public, and tasked federal agencies to "promote informed participation by the public," and "proactively use modern technology to disseminate useful information."[4]

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The effective and appropriate use of social media to reach the public has been one piece of the EPA's effort to increase transparency and promote participation in rulemaking. The 2011 EPA Social Media Policy established that "it is EPA's policy to use social media where appropriate in order to meet its mission of protecting human health and the environment."[5] The agency also has extensive procedures that govern how it uses social media to communicate with the public.[6] These procedures address concerns such as privacy, security, and copyright, as well as laying out internal roles and responsibilities. The policy and procedures are attached for your information.[7]

The EPA's Office of Web Communications (OWC) is the agency lead for the use of social media in advancing the agency's mission, and OWC works with a network of communications and public affairs directors throughout the agency. OWC and these communications professionals also work closely with the EPA's Office of General Counsel (OGC) to review terms of service for individual applications and fact-specific questions as they arise. With respect to the Anti-Lobbying Act, OGC last provided general formal guidance on the requirements of that Act in 2010.[8] That internal memorandum is also attached.

As described in the EPA Social Media Policy, the EPA uses social media as one of many ways it connects with the public about important environmental issues and about the agency's ongoing work. "EPA is using social media tools to create a more effective and transparent government, to engage the public and EPA's partners, and to facilitate internal collaboration. ...The benefits of using social media in support of EPA's mission include increased ability for the Agency to engage and collaborate with partners, notably the American public."[9]

The EPA can and should educate the public about the environmental challenges the EPA is working to address. The agency also regularly encourages members of the public and various stakeholder groups to participate in the agency decision-making processes. Through every communication tool available to the agency, including social media, we encourage stakeholders of all perspectives to comment in the official dockets of our proposed rules. Public comment is an essential part of the agency's rulemaking process; is legally required for many of our actions; and is always extraordinarily valuable because of the range of perspectives and information it brings to the agency's attention. Frequently, the comments we receive result in improvements to proposed actions, as demonstrated in the many changes you can see between the EPA's proposed Clean Water Rule and the EPA's final Clean Water Rule. As forecast by the proposal, which requested comment on many issues, the preamble of the final rule and detailed documents contained in the docket describe the wide array of comments received and the many material improvements that were made in response to this participation.[10]

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cc: The Honorable Michelle Lujan Grisham
Ranking Member

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 1 1 2015

The Honorable Jason Chaffetz
Chairman
Committee on Oversight and
Government Reform
U.S. House of Representatives
Washington, D.C. 20515

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cc: The Honorable Elijah E. Cummings
Ranking Member

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 1 1 2015

The Honorable Jim Bridenstine
Chairman
Subcommittee on Environment
Committee on Science,
Space, and Technology
U.S. House of Representatives
Washington, D.C. 20515

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Thank you again for your interest in the EPA's use of social media. We hope this letter answers your questions, and clarifies any concerns you may have had about our use of such media in communicating with the public. If you desire further information in connection with this request, we would be glad to discuss this further, and EPA staff will work with your staff to figure out how best to accommodate any such interest. If you have additional questions, please contact me, or your staff may contact Tom Dickerson in the EPA's Office of Congressional and Intergovernmental Relations at dickerson.tom@epa.gov or (202) 564-3638.

Sincerely,

Thomas Reynolds
Associate Administrator
Office of Public Affairs

Enclosures

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2. Using Social Media to Communicate with the Public, Classification No. CIO 2184.0-P02.1 (June 20, 2011).
3. Memorandum from General Counsel Scott Fulton, *Guidance on Indirect Lobbying* (February 2, 2010).

cc: The Honorable Suzanne Bonamici
Ranking Member

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 1 1 2015

The Honorable K. Michael Conaway
Chairman
Committee on Agriculture
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for your May 26, 2015, letter regarding the U.S. Environmental Protection Agency's use of social media. I want to assure you that the EPA's use of social media in no way violates the Anti-Lobbying Act. Rather, the EPA's use of social media in its outreach and engagement is not unique, and is well grounded in federal law and executive branch directives. It is also appropriately supported and bounded by internal EPA guidance and policies.

The E-Government Act of 2002 recognized the importance of promoting the "use of the Internet and other information technologies to provide increased opportunities for citizen participation in Government."[1] Section 206 of that law, entitled "REGULATORY AGENCIES," lays out two purposes: to "(1) improve performance in the development and issuance of agency regulations by using information technology to increase access, accountability, and transparency; and (2) enhance public participation in Government by electronic means, consistent with requirements under…the Administrative Procedures Act."[2]

President Obama's memo on Transparency and Open Government encourages federal agencies to use new technologies to communicate with and engage with the public.[3] The Office of Management and Budget Directive that followed amplified the importance of reaching out to the public, and tasked federal agencies to "promote informed participation by the public," and "proactively use modern technology to disseminate useful information."[4]

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The effective and appropriate use of social media to reach the public has been one piece of the EPA's effort to increase transparency and promote participation in rulemaking. The 2011 EPA Social Media Policy established that "it is EPA's policy to use social media where appropriate in order to meet its mission of protecting human health and the environment."[5] The agency also has extensive procedures that govern how it uses social media to communicate with the public.[6] These procedures address concerns such as privacy, security, and copyright, as well as laying out internal roles and responsibilities. The policy and procedures are attached for your information.[7]

The EPA's Office of Web Communications (OWC) is the agency lead for the use of social media in advancing the agency's mission, and OWC works with a network of communications and public affairs directors throughout the agency. OWC and these communications professionals also work closely with the EPA's Office of General Counsel (OGC) to review terms of service for individual applications and fact-specific questions as they arise. With respect to the Anti-Lobbying Act, OGC last provided general formal guidance on the requirements of that Act in 2010.[8] That internal memorandum is also attached.

As described in the EPA Social Media Policy, the EPA uses social media as one of many ways it connects with the public about important environmental issues and about the agency's ongoing work. "EPA is using social media tools to create a more effective and transparent government, to engage the public and EPA's partners, and to facilitate internal collaboration. ...The benefits of using social media in support of EPA's mission include increased ability for the Agency to engage and collaborate with partners, notably the American public."[9]

The EPA can and should educate the public about the environmental challenges the EPA is working to address. The agency also regularly encourages members of the public and various stakeholder groups to participate in the agency decision-making processes. Through every communication tool available to the agency, including social media, we encourage stakeholders of all perspectives to comment in the official dockets of our proposed rules. Public comment is an essential part of the agency's rulemaking process; is legally required for many of our actions; and is always extraordinarily valuable because of the range of perspectives and information it brings to the agency's attention. Frequently, the comments we receive result in improvements to proposed actions, as demonstrated in the many changes you can see between the EPA's proposed Clean Water Rule and the EPA's final Clean Water Rule. As forecast by the proposal, which requested comment on many issues, the preamble of the final rule and detailed documents contained in the docket describe the wide array of comments received and the many material improvements that were made in response to this participation.[10]

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One of the ways the agency worked to raise awareness of the Clean Water Rule during the open comment period was through the use of a social media tool known as "Thunderclap." This is a free online tool that lets users share a message. The message is then repeated through the social media accounts of other users who choose to spread that message. In this case, the EPA shared the message "Clean water is important to me. I support EPA's efforts to protect it for my health, my family, and my community." As a result of the Thunderclap, that message was posted simultaneously to the social media accounts of the 980 people who signed up for that Thunderclap. Based on the number of connections to those accounts, Thunderclap estimates that message reached 1,803,761 people. Those who clicked on a link that traveled with the message were taken to the EPA's public website, which provided information about the proposed rule.

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While social media outreach is only a small part of the many ways the EPA communicates with the public, these applications are an increasingly common source of information for most Americans. The traditional sources of regulatory information, such as the Federal Register, are still available, but today the agency is able to more quickly and economically reach a far larger and more diverse population

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Sincerely,

Thomas Reynolds
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Office of Public Affairs

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cc: The Honorable Collin C. Peterson
Ranking Member

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 1 1 2015

The Honorable Lamar Smith
Chairman
Committee on Science,
Space, and Technology
U.S. House of Representatives
Washington, D.C. 20515

Dear Mr. Chairman:

Thank you for your May 26, 2015, letter regarding the U.S. Environmental Protection Agency's use of social media. I want to assure you that the EPA's use of social media in no way violates the Anti-Lobbying Act. Rather, the EPA's use of social media in its outreach and engagement is not unique, and is well grounded in federal law and executive branch directives. It is also appropriately supported and bounded by internal EPA guidance and policies.

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Sincerely,

Thomas Reynolds
Associate Administrator
Office of Public Affairs

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cc: The Honorable Eddie Bernice Johnson
Ranking Member

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 1 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

Chairman John Barrasso
Committee on Environment and Public Works
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule, which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

We appreciate your interest in this proposed rule. The U.S. Environmental Protection Agency extended the comment period, and comments on the proposed rule are now due by July 11, 2017.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Carolyn Levine in the EPA's Office of Congressional and Intergovernmental Relations at levine.carolyn@epa.gov or at (202) 564-1859.

Sincerely,

Barry N. Breen
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Dean Heller
United States Senate
Washington, D.C. 20510

Dear Senator Heller:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

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Sincerely,

Barry N. Breen
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Lisa Murkowski
United States Senate
Washington, D.C. 20510

Dear Senator Murkowski:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

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Barry N. Breen
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable James E. Risch
United States Senate
Washington, D.C. 20510

Dear Senator Risch:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Michael D. Crapo
United States Senate
Washington, D.C. 20510

Dear Senator Crapo:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Orrin G. Hatch
United States Senate
Washington, D.C. 20510

Dear Senator Hatch:

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Dan Sullivan
United States Senate
Washington, D.C. 20510

Dear Senator Sullivan:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

We appreciate your interest in this proposed rule. The U.S. Environmental Protection Agency extended the comment period, and comments on the proposed rule are now due by July 11, 2017.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Carolyn Levine in the EPA's Office of Congressional and Intergovernmental Relations at levine.carolyn@epa.gov or at (202) 564-1859.

Sincerely,

Barry N. Breen
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable James M. Inhofe
United States Senate
Washington, D.C. 20510

Dear Senator Inhofe:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

We appreciate your interest in this proposed rule. The U.S. Environmental Protection Agency extended the comment period, and comments on the proposed rule are now due by July 11, 2017.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Carolyn Levine in the EPA's Office of Congressional and Intergovernmental Relations at levine.carolyn@epa.gov or at (202) 564-1859.

Sincerely,

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Marco Rubio
United States Senate
Washington, D.C. 20510

Dear Senator Rubio:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

We appreciate your interest in this proposed rule. The U.S. Environmental Protection Agency extended the comment period, and comments on the proposed rule are now due by July 11, 2017.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Steve Daines
United States Senate
Washington, D.C. 20510

Dear Senator Daines:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Michael S. Lee
United States Senate
Washington, D.C. 20510

Dear Senator Lee:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

We appreciate your interest in this proposed rule. The U.S. Environmental Protection Agency extended the comment period, and comments on the proposed rule are now due by July 11, 2017.

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Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

APR 2 6 2017

OFFICE OF
SOLID WASTE AND
EMERGENCY RESPONSE

NOW THE
OFFICE OF LAND AND
EMERGENCY MANAGEMENT

The Honorable Cory Gardner
United States Senate
Washington, D.C. 20510

Dear Senator Gardner:

Thank you for your letter to extend the public comment period for the proposed *Financial Responsibility Requirements under CERCLA Section 108(b) for Classes of Facilities in the Hardrock Mining Industry* rule which was published in the *Federal Register* on January 11, 2017 (*see* 82 FR 3388).

We appreciate your interest in this proposed rule. The U.S. Environmental Protection Agency extended the comment period, and comments on the proposed rule are now due by July 11, 2017.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Carolyn Levine in the EPA's Office of Congressional and Intergovernmental Relations at levine.carolyn@epa.gov or at (202) 564-1859.

Sincerely,

Barry N. Breen
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Paul Tonko
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Tonko:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

Sincerely,

Tom Sinks

Tom Sinks, Ph.D.
Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Eddie Bernice Johnson
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Johnson:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Mike Quigley
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Quigley:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Gerald E. Connolly
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Connolly:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Nanette Diaz Barragan
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Barragan:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

Sincerely,

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Niki Tsongas
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Tsongas:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Doris Matsui
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Matsui:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Diana DeGette
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman DeGette:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE SCIENCE ADVISOR

The Honorable Bill Foster
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Foster:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Debbie Dingell
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Dingell:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Brian Higgins
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Higgins:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jerry McNerney
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman McNerney:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Barbara Lee
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Lee:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Salud O. Carbajal
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Carbajal:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jan Schakowsky
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Schakowsky:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Frank Pallone, Jr.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Pallone:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Daniel W. Lipinski
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Lipinski:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable James P. McGovern
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman McGovern:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Charlie Crist
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Crist:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

Sincerely,

Tom Sinks

Tom Sinks, Ph.D.
Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Mark Pocan
U.S. House of Representatives
Washington. D.C. 20515

Dear Congressman Pocan:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Mark Takano
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Takano:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Carol Shea-Porter
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Shea-Porter:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Donald M. Payne, Jr.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Payne:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Anna Eshoo
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Eshoo:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Peter Welch
U.S. House of Representatives
Washington D.C. 20515

Dear Congressman Welch:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Donald S. Beyer, Jr.
U.S. House of Representatives
Washington D.C. 20515

Dear Congressman Beyer:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Michael E. Capuano
U.S. House of Representatives
Washington D.C. 20515

Dear Congressman Capuano:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable José E. Serrano
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Serrano:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Bobby L. Rush
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Rush:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Raul M. Grijalva
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Grijalva:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Alan Lowenthal
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Lowenthal:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Marcy Kaptur
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Kaptur:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Albio Sires
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Sires:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Eliot L. Engel
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Engel:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Rosa L. DeLauro
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman DeLauro:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Kathy Castor
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Castor:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Joseph P. Kennedy, III
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Kennedy:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Scott Peters
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Peters:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Mark DeSaulnier
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman DeSaulnier:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable A. Donald McEachin
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman McEachin:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable William R. Keating
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Keating:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Gene Green
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Green:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

Sincerely,

Tom Sinks

Tom Sinks, Ph.D.
Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jamie Raskin
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Raskin:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Conor Lamb
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Lamb:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Ben Ray Luján
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Luján:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Debbie Wasserman Schultz
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Wasserman Schultz:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Ted W. Lieu
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Lieu:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Colleen Hanabusa
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Hanabusa:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jacky Rosen
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Rosen:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable David Price
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Price:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Pramila Jayapal
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Jayapal:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Judy Chu
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Chu:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jackie Speier
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Speier:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Zoe Lofgren
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Lofgren:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Eleanor Holmes Norton
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Holmes Norton:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Bill Pascrell, Jr.
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Pascrell:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Emanuel Cleaver, II
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Cleaver:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Earl Blumenauer
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Blumenauer:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Frederica S. Wilson
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Wilson:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Carolyn B. Maloney
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Maloney:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Dr. Raul Ruiz
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Ruiz:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Steve Cohen
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Cohen:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Susan A. Davis
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Davis:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Linda T. Sánchez
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Sánchez:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Suzanne Bonamici
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Bonamici:

Thank you for your May 3, 2018, letter to the U.S. Environmental Protection Agency. You requested a 60-day minimum extension of the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

Sincerely,

Tom Sinks

Tom Sinks, Ph.D.
Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Sheldon Whitehouse
United States Senate
Washington, D.C. 20515

Dear Senator Whitehouse:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Tammy Baldwin
United States Senate
Washington, D.C. 20515

Dear Senator Baldwin:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Thomas R. Carper
United States Senate
Washington, D.C. 20515

Dear Senator Carper:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Christohper A. Coons
United States Senate
Washington, D.C. 20515

Dear Senator Coons:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Tom Udall
United States Senate
Washington, D.C. 20515

Dear Senator Udall:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Margaret Wood Hassan
United States Senate
Washington, D.C. 20515

Dear Senator Hassan:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Mazie K. Hirono
United States Senate
Washington, D.C. 20515

Dear Senator Hirono:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Kamala D. Harris
United States Senate
Washington, D.C. 20515

Dear Senator Harris:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Debbie Stabenow
United States Senate
Washington, D.C. 20515

Dear Senator Stabenow:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Richard Blumenthal
United States Senate
Washington, D.C. 20515

Dear Senator Blumenthal:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Elizabeth Warren
United States Senate
Washington, D.C. 20515

Dear Senator Warren:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Tammy Duckworth
United States Senate
Washington, D.C. 20515

Dear Senator Duckworth:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Brian Schatz
United States Senate
Washington, D.C. 20515

Dear Senator Schatz:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

Again, thank you for letter. If you have further questions, please contact me or your staff may contact Christina Moody in EPA's Office of Congressional and Intergovernmental Relations at moody.christina@epa.gov or (202) 564-0260.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Richard J. Durbin
United States Senate
Washington, D.C. 20515

Dear Senator Durbin:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Chris Van Hollen
United States Senate
Washington, D.C. 20515

Dear Senator Hollen:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE SCIENCE ADVISOR

The Honorable Benjamin L. Cardin
United States Senate
Washington, D.C. 20515

Dear Senator Cardin:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE SCIENCE ADVISOR

The Honorable Bernard Sanders
United States Senate
Washington, D.C. 20515

Dear Senator Sanders:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jack Reed
United States Senate
Washington, D.C. 20515

Dear Senator Reed:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Edward J. Markey
United States Senate
Washington, D.C. 20515

Dear Senator Markey:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN - 6 2018

OFFICE OF THE
SCIENCE ADVISOR

The Honorable Jeffrey A. Merkley
United States Senate
Washington, D.C. 20515

Dear Senator Merkley:

Thank you for your May 14, 2018 letter to the U.S. Environmental Protection Agency. You requested to extend the public comment period for the proposed rulemaking on Strengthening Transparency in Regulatory Science to July 30, 2018.

The EPA has extended the comment period to August 16, 2018. Anyone may provide comments before this deadline by going to https://www.regulations.gov/docket?D=EPA-HQ-OA-2018-0259. Additionally, the EPA will hold a public hearing about the proposed rule on July 17, 2018 in Washington, DC. More information, including how to register, is available at https://www.epa.gov/osa/strengthening-transparency-regulatory-science. The EPA has posted information about both the extension and the public hearing in the Federal Register.

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Director, Office of the Science Advisor
Office of Research and Development

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

AL-04 00125
C/O

MAR 22 2004

THE ADMINISTRATOR

The Honorable Patrick Leahy
United States Senate
Washington, DC 20510

Dear Senator Leahy:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

In addition, on December 17, 2003, I signed the Interstate Air Quality Rule (IAQR) proposal, which is designed to dramatically reduce and permanently cap emissions of sulfur dioxide (SO_2) and nitrogen oxides (NO_x) in 29 Eastern States. We have coordinated the proposed IAQR with the implementation of the proposed section 111 approach for regulating mercury from utility units, thus providing a multipollutant strategy for achieving significant emissions reductions from the utility sector. We believe that a multipollutant approach to regulating SO_2, NO_x, and mercury (and nickel) from the utility sector provides the most cost-effective and environmentally beneficial strategy.

The proposed regulations under CAA sections 111 and 112 and the IAQR proposal were published in the Federal Register on January 30, 2004. The public will have 60 days from this publication date to submit comments. Since we posted these December 2003 notices on the Agency's website soon after I signed them, the public will have had significantly more than 60 days to provide comments. I have decided to extend the public comment period; rather than closing on March 30, 2004, as originally indicated, it will now close on April 30, 2004.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 22 2004

THE ADMINISTRATOR

The Honorable Christopher Dodd
United States Senate
Washington, DC 20510

Dear Senator Dodd:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

In addition, on December 17, 2003, I signed the Interstate Air Quality Rule (IAQR) proposal, which is designed to dramatically reduce and permanently cap emissions of sulfur dioxide (SO_2) and nitrogen oxides (NO_x) in 29 Eastern States. We have coordinated the proposed IAQR with the implementation of the proposed section 111 approach for regulating mercury from utility units, thus providing a multipollutant strategy for achieving significant emissions reductions from the utility sector. We believe that a multipollutant approach to regulating SO_2, NO_x, and mercury (and nickel) from the utility sector provides the most cost-effective and environmentally beneficial strategy.

The proposed regulations under CAA sections 111 and 112 and the IAQR proposal were published in the Federal Register on January 30, 2004. The public will have 60 days from this publication date to submit comments. Since we posted these December 2003 notices on the Agency's website soon after I signed them, the public will have had significantly more than 60 days to provide comments. I have decided to extend the public comment period; rather than closing on March 30, 2004, as originally indicated, it will now close on April 30, 2004.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 22 2004

THE ADMINISTRATOR

The Honorable Susan Collins
United States Senate
Washington, DC 20510

Dear Senator Collins:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 22 2004

THE ADMINISTRATOR

The Honorable Joseph Lieberman
United States Senate
Washington, DC 20510

Dear Senator Lieberman:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

In addition, on December 17, 2003, I signed the Interstate Air Quality Rule (IAQR) proposal, which is designed to dramatically reduce and permanently cap emissions of sulfur dioxide (SO_2) and nitrogen oxides (NO_x) in 29 Eastern States. We have coordinated the proposed IAQR with the implementation of the proposed section 111 approach for regulating mercury from utility units, thus providing a multipollutant strategy for achieving significant emissions reductions from the utility sector. We believe that a multipollutant approach to regulating SO_2, NO_x, and mercury (and nickel) from the utility sector provides the most cost-effective and environmentally beneficial strategy.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 22 2004

THE ADMINISTRATOR

The Honorable Jack Reed
United States Senate
Washington, DC 20510

Dear Senator Reed:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

THE ADMINISTRATOR

The Honorable Frank Lautenberg
United States Senate
Washington, DC 20510

Dear Senator Lautenberg:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

In addition, on December 17, 2003, I signed the Interstate Air Quality Rule (IAQR) proposal, which is designed to dramatically reduce and permanently cap emissions of sulfur dioxide (SO_2) and nitrogen oxides (NO_x) in 29 Eastern States. We have coordinated the proposed IAQR with the implementation of the proposed section 111 approach for regulating mercury from utility units, thus providing a multipollutant strategy for achieving significant emissions reductions from the utility sector. We believe that a multipollutant approach to regulating SO_2, NO_x, and mercury (and nickel) from the utility sector provides the most cost-effective and environmentally beneficial strategy.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

THE ADMINISTRATOR

The Honorable Jon S. Corzine
United States Senate
Washington, DC 20510

Dear Senator Corzine:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

THE ADMINISTRATOR

The Honorable Edward Kennedy
United States Senate
Washington, DC 20510

Dear Senator Kennedy:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

As you know, in our December 15, 2003, proposal, EPA outlined alternative approaches: (1) traditional, command-and-control regulations under section 112 of the Clean Air Act (CAA), generally known as the maximum achievable control technology (MACT) approach and, (2) a market-based cap-and-trade approach under section 111 of the CAA. In addition, on February 24, 2004, the Agency released a supplement to the proposal.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

THE ADMINISTRATOR

The Honorable John F. Kerry
United States Senate
Washington, DC 20510

Dear Senator Kerry:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

22 2004

THE ADMINISTRATOR

The Honorable Olympia Snowe
United States Senate
Washington, DC 20510

Dear Senator Snowe:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 2 1 2004

THE ADMINISTRATOR

The Honorable James Jeffords
United States Senate
Washington, DC 20510

Dear Senator Jeffords:

Thank you for your letter of January 29, 2004, co-signed by ten of your colleagues, in which you requested the Environmental Protection Agency (EPA) withdraw its proposed emission standards for electric utility steam generating units. In that letter, you also requested that should the Agency choose not to withdraw the proposed standards that EPA extend the public comment period by 90 days and hold at least one public hearing in Regions 1 and 2. I understand your concerns regarding the proposed standards and that the citizens of the northeastern States be provided an ample opportunity to comment on our plans to regulate mercury (and nickel) from this industry sector.

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We held public hearings on February 25-26, 2004, in Research Triangle Park, North Carolina; Philadelphia, Pennsylvania; and Chicago, Illinois. We received requests to host hearings from several States across the Northeast and selected Philadelphia because it is accessible to citizens from across those states and convenient to major metropolitan centers such as New York City and Washington, DC. The three hearings provided members of the public an additional opportunity to comment on both the proposed rules for mercury (and nickel) from electric steam generating units and on the proposed IAQR. In addition, on March 31, EPA will hold a meeting to listen to public comment on the supplement proposal. The hearing will take place at the Hyatt Regency Denver, 1750 Welton Street, Denver, Colorado. We invite comments on these important issues and will carefully consider those comments and related information during the development of the final rule.

I look forward to working with you and your colleagues over the coming year to address the concerns raised in your letter. Additionally, I assure you and the American public that in proposing these regulations, EPA has acted in the best possible manner to secure timely and significant emissions reductions from the electric utility sector.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Pete Pagano, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3678.

Sincerely,

Michael O. Leavitt

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 0 8 2006

OFFICE OF
AIR AND RADIATION

The Honorable Howard P. "Buck" McKeon
United States House of Representatives
Washington, DC 20515

Dear Congressman McKeon:

Thank you for your April 7, 2006, letter to Administrator Johnson, in which you express your concerns about the Environmental Protection Agency's (EPA's) proposed new National Ambient Air Quality Standards (NAAQS) for thoracic coarse particles.

As you know, EPA has proposed to replace the existing coarse particle standards (PM_{10} standards) with a new standard for thoracic coarse particles, which are between 10 and 2.5 micrometers in diameter ($PM_{10-2.5}$). This 24-hour standard would be set at 70 micrograms per cubic meter (70ug/m^3) and would regulate any ambient mix of PM that is dominated by resuspended dust from paved roads, and particles generated by industrial sources and construction sources. The proposed indicator excludes any ambient mix of $PM_{10-2.5}$ that is dominated by rural windblown dust and soils and PM generated by agricultural and mining sources.

In your letter, you express concern over the impact that this type of coarse particle standard would have in eastern California, where Owens and Mono Lakes are located. You request that the PM proposal be modified to ensure control of coarse particles originating from the exposed beds of Owens and Mono Lakes, and you also urge the Administrator to ensure health protection from coarse particles for all people living in rural areas.

I appreciate all of your concerns and can assure you that your views and comments will be taken into consideration as we develop a final rule. Your comments and recommendations have been forwarded to the docket for this rulemaking (Docket ID No. EPA-HQ-OAR-2001-0017) and will be considered as EPA moves forward in its decisionmaking process. EPA will issue a final rule on the PM standards by September 27, 2006.

Again, thank you for your letter. I appreciate your interest in this important decision. If you have any questions, please contact me, or your staff may contact Ronna Landy in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3109.

Sincerely,

William L. Wehrum
Acting Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 25 2006

OFFICE OF
AIR AND RADIATION

Mr. Peter Walcott, Sr.
Ekwok Village Council
P.O. Box 70
Ekwok, Alaska 99580

Dear Mr. Walcott:

Thank you for your letter of April 10, 2006, to Congressman Don Young, on the Environmental Protection Agency's (EPA's) December 20, 2005, proposed decision on National Ambient Air Quality Standards for Particulate Matter. Congressman Young has asked EPA to respond to your letter directly.

EPA's Office of Air and Radiation (OAR) is carefully considering all the public comments received on this proposal. We have forwarded the Ekwok Village Council's comments to the public docket for this rulemaking (EPA-HQ-OAR-2001-0017), and we will review them carefully as we move forward in making our final decisions. The final rule is scheduled to be signed on September 27, 2006.

Again, thank you for your letter. If you have further questions, please contact Laura McKelvey, in EPA's Office of Air Quality, Planning and Standards, at (919) 541-5497 or by e-mail, at mckelvey.laura@epa.gov.

Sincerely,

William L. Wehrum
Acting Assistant Administrator

cc: The Honorable Don Young
Member, U.S. House of Representatives
510 L Street, Suite 580
Anchorage, Alaska 99501

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUN 0 5 2006

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

The Honorable Lisa Murkowski
United States Senate
Washington, DC 20510-0203

Dear Senator Murkowski:

Thank you for your letter of May 2, 2006, to the U.S. Environmental Protection Agency (EPA) on behalf of your constituent, Mr. Charles E. Homan II, regarding his letter of March 26, 2006 concerning EPA's proposed rule on the Lead-Based Paint Renovation, Repair, and Painting Program. Specifically, Mr. Homan requested an extension of the public comment period that was scheduled to close April 10, 2006. The Office of Prevention, Pesticides and Toxic Substances (OPPTS) has been asked to respond to your letter.

The Agency received several such requests and, in response, extended the comment period until May 25, 2006. This extension was formally announced in the Federal Register on April 6, 2006. A copy of that announcement is enclosed.

Again, thank you for your letter and I hope the information provided is helpful. If you have any further questions, please contact me or your staff may contact Loan Nguyen in EPA's Office of Congressional and Intergovernmental Relations (202) 564-4041.

Sincerely,

for Stephen L. Johnson

Susan B. Hazen
Acting Assistant Administrator

Enclosure

(v) If you wish to use an alternative method to demonstrate daily instrument checks, then you must apply to the Administrator for approval of the alternative under § 60.13(i).

(3) Leak Survey Procedure. Operate the optical gas imaging equipment to image every regulated component in accordance with the instrument manufacturer's operating parameters.

(4) Recordkeeping. You must keep the following records:

(i) The detection sensitivity level used for the optical gas imaging instrument.

(ii) The analysis of the component population to determine the stream containing the lowest mass fraction of detectable chemicals in paragraph (i)(2)(i)(A)(*1*) of this section.

(iii) The technical basis for the mass fraction used in the equation in paragraph (i)(2)(i)(A)(*2*) of this section.

(iv) The daily instrument check. You may document the daily instrument check using either a video recording device, electronic recordkeeping, or written entry into a log book.

(v) Recordkeeping requirements in the applicable subpart. A video record must be used to document the leak survey results.

TABLE A.—DETECTION SENSITIVITY LEVELS

Monitoring frequency	Monitoring frequency (days)	Detection sensitivity level (grams per hour)	
		Standard	Minimum
Bi-Monthly	60	60	6.0
Semi-Quarterly	45	85	8.5
Monthly	30	100	10.0

[FR Doc. E6–5005 Filed 4–5–06; 8:45 am]
BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 745

[EPA–HQ–OPPT–2005–0049; FRL–7775–1]

RIN 2070–AC83

Lead; Renovation, Repair, and Painting Program; Extension of Comment Period

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule; extension of comment period.

SUMMARY: On January 10, 2006, EPA proposed new requirements to reduce exposure to lead hazards created by renovation, repair, and painting activities that disturb lead-based paint in the **Federal Register**. The proposal supports the attainment of the Federal government's goal of eliminating childhood lead poisoning by 2010. The proposal discussed requirements for training renovators and dust sampling technicians; certifying renovators, dust sampling technicians, and renovation firms; accrediting providers of renovation and dust sampling technician training; and for renovation work practices. This notice announces a 45-day extension of the comment period for the Renovation, Repair, and Painting Program proposed rule. This extension is necessary to provide the public with an opportunity to review and comment on materials recently added to the docket.

DATES: The comment period previously expiring on April 10, 2006, is extended to May 25, 2006.

ADDRESSES: For detailed instructions on the submission of comments, follow the instructions provided under **ADDRESSES** in the **Federal Register** document of January 10, 2006.

FOR FURTHER INFORMATION CONTACT: *For general information contact:* Colby Lintner, Regulatory Coordinator, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (202) 554–1404; e-mail address: *TSCA-Hotline@epa.gov.*

For technical information contact: Mike Wilson, National Program Chemicals Division (7404T), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (202) 566–0521; e-mail address: *wilson.mike@epa.gov.*

SUPPLEMENTARY INFORMATION:

I. Does this Action Apply to Me?

The Agency included in the proposed rule a list of those who may be potentially affected by this action. If you have questions regarding the applicability of this action to a particular entity, consult the technical person listed under **FOR FURTHER INFORMATION CONTACT.**

II. What Action is the Agency Taking?

In the **Federal Register** of January 10, 2006 (71 FR 1588) (FRL–7755–5), EPA proposed new requirements to reduce exposure to lead hazards created by renovation, repair, and painting activities that disturb lead-based paint. In addition, EPA announced in the **Federal Register** of March 2, 2006 (71 FR 10628) (FR 7762–7), the availability of supplemental materials added to the docket. EPA has received requests for extension of the comment period from Owens Corning, National Multi Housing Council, National Association of Home Builders, Painting and Decorating Contractors of America, National Association of Realtors, National Paint and Coatings Association, and Atrium Environmental Health and Safety Services.

To allow additional time for comment EPA is extending the comment period established in the **Federal Register** issued on January 10, 2006 (71 FR 1588), for an additional 45 days. As extended, the comment period for this proposal expires May 25, 2006. Prior to this extension, the comment period was scheduled to expire on April 10, 2006.

III. What is the Agency's Authority for Taking this Action?

The training, certification and accreditation requirements and work practice standards were proposed pursuant to the authority of TSCA section 402(c)(3), 15 U.S.C. 2682(c)(3), as amended by Title X of the Housing and Community Development Act of 1992, Public Law 102–550 (also known as the Residential Lead-Based Paint Hazard Reduction Act of 1992). The Model State Program and amendments to the regulations on the authorization of State and Tribal programs with respect to renovators and dust sampling technicians were proposed pursuant to section 404 of TSCA, 15 U.S.C. 2684.

IV. Do Any Statutory and Executive Order Reviews Apply to this Action?

No. This action is not a rulemaking, it merely extends the date by which public comments must be submitted on a proposed rule that EPA published in the **Federal Register** of January 10, 2006 (71 FR 1588). For information about the applicability of the regulatory assessment requirements to the proposed rule, please refer to the discussion in Unit VIII. of that document (at 71 FR 1620).

List of Subjects in Part 745

Environmental protection, Housing renovation, Lead, Lead-based paint, Reporting and recordkeeping requirements.

Dated: March 31, 2006.

Margaret Schneider,

Acting Assistant Administrator, Office of Prevention, Pesticides and Toxic Substances.

[FR Doc. E6–4998 Filed 4–5–06; 8:45 am]

BILLING CODE 6560–50–S

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1

[MD Docket No. 06–68; FCC 06–38]

Assessment and Collection of Regulatory Fees For Fiscal Year 2006

AGENCY: Federal Communications Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Commission will revise its Schedule of Regulatory Fees in order to recover the amount of regulatory fees that Congress has required it to collect for fiscal year 2006. Section 9 of the Communications Act of 1934, as amended, provides for the annual assessment and collection of regulatory fees under sections 9(b)(2) and 9(b)(3), respectively, for annual "Mandatory Adjustments" and "Permitted Amendments" to the Schedule of Regulatory Fees.

DATES: Comments are due April 14, 2006, and reply comments are due April 21, 2006.

ADDRESSES: You may submit comments, identified by MD Docket No. 06–68, by any of the following methods:

- Federal eRulemaking Portal: *http://www.regulations.gov.* Follow the instructions for submitting comments.
- Federal Communications Commission's Web site: *http://www.fcc.gov/cgb/ecfs.* Follow the instructions for submitting comments.
- E-mail: *ecfs@fcc.gov.* Include MD Docket No. 06–68 in the subject line of the message.
- Mail: Commercial overnight mail (other than U.S. Postal Service Express Mail, and Priority Mail, must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, SW., Washington DC 20554.

FOR FURTHER INFORMATION CONTACT: Roland Helvajian, Office of Managing Director at (202) 418–0444 or Rob Fream, Office of Managing Director at (202) 418–0408.

SUPPLEMENTARY INFORMATION:

Adopted: March 22, 2006.

Released: March 27, 2006.

By the Commission.

Table of Contents

I. Introduction

1. In this *Notice of Proposed Rulemaking (NPRM)*, we propose to collect $288,771,000 in regulatory fees for Fiscal Year (FY) 2006, pursuant to section 9 of the Communications Act of 1934, as amended (the Act). These fees are mandated by Congress and are collected to recover the regulatory costs associated with the Commission's enforcement, policy and rulemaking, user information, and international activities.[1]

II. Discussion

2. In this *NPRM*, we seek comment on the development of FY 2006 regulatory fees collected pursuant to section 9 of the Act. For FY 2006, we tentatively propose to retain the established method, policies, and priorities. In addition to the assessment methodology, the Commission typically seeks comment on various administrative and operational issues affecting the collection of regulatory fees. For the FY 2006 regulatory fee cycle, we propose to retain the same administrative measures used for notification and assessment of regulatory fees in previous years, such as generating pre-completed regulatory fee assessment forms for certain regulatees. Consistent with past practice, we invite comments and suggestions on ways to improve the Commission's administrative processes for notifying entities of their regulatory fee obligations and collecting their payments.

3. The Commission is obligated to collect $288,771,000 in regulatory fees during FY 2006 to fund the Commission's operations. Consistent with our established practice, we plan to collect these regulatory fees in the August-September 2006 time frame in order to collect the required amount by the end of the fiscal year. In addition to the $288,771,000 amount above, pursuant to section 3013 of the Deficit Reduction Act (Public Law 109–171), the Commission is required to assess and collect an additional $10,000,000 in fiscal year 2006 as offsetting receipts.[2]

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[1] 47 U.S.C. 159(a).

[2] Section 3013 of Public Law 109–171 reads as follows, "In addition to any fees assessed under the

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

AUG 0 1 2006

OFFICE OF
WATER

The Honorable James M. Jeffords
United States Senate
Washington, D.C. 20510

Dear Senator Jeffords:

Thank you for your letter dated July 17, 2006, to Environmental Protection Agency (EPA) Administrator Stephen L. Johnson requesting a 30-day extension of the public comment period on the proposed regulations under section 402 of the Clean Water Act addressing the applicability of the National Pollutant Discharge Elimination System (NPDES) program to water transfers.

The Agency agrees that this is a matter of important public policy and for that reason has moved forward with the rulemaking as expeditiously as possible. In recognition of the need to provide interested parties adequate opportunity to comment on the rule, EPA is extending the comment period for the NPDES water transfers rulemaking by 14 days. The comment period will now close on August 7, 2006.

We appreciate your interest in this important issue. If you have any questions, please feel free to contact me, or your staff may call Mr. Tom Dickerson in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3638.

Sincerely,

Benjamin H. Grumbles
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

SEP 07 2006

OFFICE OF
WATER

The Honorable James M. Jeffords
United States Senate
Washington, D.C. 20510

Dear Senator Jeffords:

Thank you for your August 4, 2006, letter to Environmental Protection Agency (EPA) Administrator Stephen L. Johnson. In this letter you commented on the proposed regulations under section 402 of the Clean Water Act addressing the applicability of the National Pollutant Discharge Elimination System (NPDES) program to water transfers.

As you are aware, water resource managers have faced significant uncertainty since the ruling by the Supreme Court in *South Fla. Water Mgmt. Dist. v. Miccosukee Tribe of Indians* which left unresolved the question of whether NPDES permits are necessary for water transfers. This proposed rulemaking is intended to clarify for all stakeholders that NPDES permits are generally not required for water transfers.

Your comments on the proposed rule raised issues that will be among those considered in EPA's development of the final water transfers rule. As such, EPA will provide a more substantive response to your questions after the Agency has fully considered these matters. Please expect a follow-up letter when EPA has completed its rulemaking process in early 2007.

We appreciate your interest in this important issue. If you have any questions, please contact me or have your staff call Tom Dickerson, Office of Congressional and Intergovernmental Relations, at (202) 564-3638.

Thank you

Sincerely,

Benjamin H. Grumbles
Assistant Administrator

Fw: Closing out AL-08-001-5153 (Farr et al) without a response

Josh Lewis to: Sabrina Hamilton 05/12/2009 09:19 AM

should have cc'd you on this yesterday
----- Forwarded by Josh Lewis/DC/USEPA/US on 05/12/2009 09:17 AM -----

From:	Josh Lewis/DC/USEPA/US
To:	Cassaundra Eades/DC/USEPA/US@EPA, Kathy Mims/DC/USEPA/US@EPA
Cc:	Jackie Krieger/DC/USEPA/US@EPA, KevinJ Bailey/DC/USEPA/US@EPA
Date:	05/11/2009 05:20 PM
Subject:	Closing out AL-08-001-5153 (Farr et al) without a response

Sandy/Kathy,

This is a letter that came in last November and we didn't get a response out prior to the change in Administration. We still have not responded though we did inform and brief relevant Hill staff - including staff in the offices that signed the letter - on the endangerment announcement (the subject of the letter) in recent weeks. Given how old the letter is, and the fact that we've had a chance to brief staff, I'd propose we close the above referenced control w/o a response.

Please call with any questions.

Josh Lewis
USEPA/Office of Congressional and Intergovernmental Relations
phone: 202-564-2095
fax: 202-501-1550

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Tim Holden
Chairman
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Robert Goodlatte
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Goodlatte:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Collin C. Peterson
Chairman
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Frank D. Lucas
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Lucas:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable John Boccieri
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Boccieri:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Bobby Bright
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Bright:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Jim Costa
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Costa:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Kathy Dahlkemper
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congresswoman Dahlkemper:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Brad Ellsworth
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Ellsworth:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Sam Graves
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Graves:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Stephanie Herseth Sandlin
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congresswoman Sandlin:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Steve King
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman King:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Larry Kissell
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Kissell:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Robert E. Latta
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Latta:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Blaine Luetkemeyer
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Luetkemeyer:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Mike McIntyre
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman McIntyre:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Betsy Markey
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congresswoman Markey:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Walt C. Minnick
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Minnick:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Jerry Moran
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Moran:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Earl Pomeroy
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Pomeroy:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Adrian Smith
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Smith:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

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Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Glenn Thompson
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congressman Thompson:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL - 1 2009

OFFICE OF
AIR AND RADIATION

The Honorable Deborah Halvorson
Subcommittee on Conservation, Credit,
Energy, and Research
Committee on Agriculture
U.S. House of Representatives
Washington, DC 20515

Dear Congresswoman Halvorson:

Thank you for your letter dated May 6, 2009 requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2).

After careful consideration of your request, I have decided to extend the comment period for an additional 60 days. Due to the complex nature of this proposed rule, I believe that an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Diann Frantz, in EPA's Office of Congressional and Intergovernmental Relations, at (202) 564-3668.

Sincerely,

Gina McCarthy
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JUL 13 2009

OFFICE OF
AIR AND RADIATION

The Honorable Mike Johanns
United States Senator
Washington, D.C. 20510

Dear Senator Johanns:

Thank you for your letter dated June 18, 2009, requesting an extension of the comment period for the Renewable Fuel Standard Notice of Proposed Rulemaking (RFS2 NPRM).

After careful consideration, the Agency has extended the comment period for an additional 60 days. Due to the complex nature of this proposed rule, an extension of the comment period will provide the public additional time to provide meaningful comment on the proposed rule. I believe an additional 60 days is an appropriate amount of time to meet these needs. Accordingly, the public comment period for the RFS2 proposed rulemaking is extended until September 25, 2009.

Again, thank you for your letter. If you have further questions, please contact me or your staff may call Patricia Haman in EPA's Office of Congressional and Intergovernmental Relations at (202) 564-2806.

Sincerely,

Gina McCarthy
Assistant Administrator

Request for Closeout of AL-09-001-3981 - Rep. Ann Kirkpatrick - Letter to EPA Requesting Extension of Comment Period for Navajo Generating Stations and Four Corners Power Plant

Brent Maier to: Cassaundra Eades, Kathy Mims 09/28/2009 03:01 PM

Cc: Colleen McKaughan, Gerardo Rios, Gregory Nudd, Jim Vreeland, Margaret Waldon, Mercedes Anaya, Niloufar Glosson

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Cassaundra Eades/Kathy Mims
Office of Congressional and Intergovernmental Relations - Correspondence Unit

Cassaundra/Kathy -

Following receipt of AL-09-001-3981 from Congresswoman Ann Kirkpatrick, we had a telephone conversation with Betsy Quilligan, Legislative Director, for Rep. Kirkpatrick and we informed her that EPA Region IX had granted an extension of the comment period for Advance Notice of Proposed Rulemaking on Best Available Retrofit Technology Requirements on the Agency's upcoming Best Available Retrofit Technology (BART) determinations for Navajo Generating Stations and the Four Comers Power Plant which was the subject of the Congresswoman's letter.

Request for Closeout:

- **During our call with Betsy Quilligan, Legislative Director, we asked her whether there was still a need for a written response since we communicated to her that the extension of the comment period had been granted. Betsy told us that a written response was no longer needed and that she would let the Congresswoman know that the comment period had been extended. Therefore, please close this letter out in CMS as there is no longer a need for a written response per the Congresswoman's Legislative Director, Betsy Quilligan.**

Incoming Letter:

Rep. Ann Kirkpatrick - Letter to Administrator Lisa Jackson Requesting an Extension of Comment Period for BART Destermination for Navajo Generating St

Control Information:

Control Information for AL-09-001-3981.pdf

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Brent Maier
Congressional Liaison
U.S. Environmental Protection Agency - Region IX
75 Hawthorne St. (OPA-3)
San Francisco, CA 94105

Telephone: 415.947.4256
Fax: 415.947.3519

E-mail: maier.brent@epa.gov

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Edward J. Markey
United States Senate
Washington, D.C. 20510

Dear Senator Markey:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

In response to President Trump's 2017 executive order to promote energy independence, the EPA undertook a review of regulations that potentially burden the safe, efficient development of domestic energy resources. The order specifically directed EPA to review the CPP and, if appropriate, to repeal or revise it as soon as practicable.

The proposed ACE rule would not only promote affordable, clean and reliable energy, but would return the EPA to an interpretation of the Clean Air Act (CAA) consistent with the Agency's historical understanding of its legal authority. This significant aspect of ACE is reflected in two of its key proposed provisions: (1) the determination of what constitutes the best system of emission reduction (BSER); and (2) the emission guidelines that would allow states to tailor their plans to the unique factors of each electric utility generating unit (EGU). Therefore, the proposed ACE rule would give states the primary authority for determining which emissions controls are best suited to individual EGUs and provide the states with a list of "candidate technologies" to guide them as they develop their plans.

As part of the ACE proposal, the EPA is also proposing a new preliminary applicability test for determining whether a physical or operational change made to a power plant may be a "major modification" triggering New Source Review (NSR), which is often a formidable barrier to the implementation of efficiency projects that would reduce CO_2 emissions. The ACE proposal also includes new implementing regulations for emission guidelines under CAA section 111(d) that would give states adequate time and flexibility to develop state plans that work.

These proposed approaches will reduce greenhouse gas emissions from coal-fired power plants. As outlined in the EPA's regulatory impact analysis (RIA), estimates suggest that the ACE rule, combined with expected emission reductions due to a variety of other industry trends, could reduce CO_2 emissions from EGUs by as much as 34 percent below 2005 levels.

The proposed ACE rule respects the rule of law. The rebalancing of federal and state roles, in addition to the proposed revisions to NSR and the implementing regulations for CAA section 111(d), will give utilities and states the regulatory certainty they need to invest in new technologies and continue to provide reliable energy for all Americans.

Completing this rule is a high priority for EPA and the Administration. Among other things, it is important not to further delay implementation of these greenhouse gas standards for power plants. Consequently, we do not plan to extend the public comment period on the proposed rule.

Again, thank you for your letter. For more information on the proposed ACE rule, please visit: *https://www.epa.gov/stationary-sources-air-pollution/affordable-clean-energy-ace-rule.* If you have further questions, please contact me or your staff may contact Matthew Davis in the EPA's Office of Congressional and Intergovernmental Relations at davis.matthew@epa.gov or at (202) 564-1267.

Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Tom Carper
United States Senate
Washington, D.C. 20510

Dear Senator Carper:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

In response to President Trump's 2017 executive order to promote energy independence, the EPA undertook a review of regulations that potentially burden the safe, efficient development of domestic energy resources. The order specifically directed EPA to review the CPP and, if appropriate, to repeal or revise it as soon as practicable.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Ron Wyden
United States Senate
Washington, D.C. 20510

Dear Senator Wyden:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

In response to President Trump's 2017 executive order to promote energy independence, the EPA undertook a review of regulations that potentially burden the safe, efficient development of domestic energy resources. The order specifically directed EPA to review the CPP and, if appropriate, to repeal or revise it as soon as practicable.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Richard J. Durbin
United States Senate
Washington, D.C. 20510

Dear Senator Durbin:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

In response to President Trump's 2017 executive order to promote energy independence, the EPA undertook a review of regulations that potentially burden the safe, efficient development of domestic energy resources. The order specifically directed EPA to review the CPP and, if appropriate, to repeal or revise it as soon as practicable.

The proposed ACE rule would not only promote affordable, clean and reliable energy, but would return the EPA to an interpretation of the Clean Air Act (CAA) consistent with the Agency's historical understanding of its legal authority. This significant aspect of ACE is reflected in two of its key proposed provisions: (1) the determination of what constitutes the best system of emission reduction (BSER); and (2) the emission guidelines that would allow states to tailor their plans to the unique factors of each electric utility generating unit (EGU). Therefore, the proposed ACE rule would give states the primary authority for determining which emissions controls are best suited to individual EGUs and provide the states with a list of "candidate technologies" to guide them as they develop their plans.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Jeanne Shaheen
United States Senate
Washington, D.C. 20510

Dear Senator Shaheen:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

In response to President Trump's 2017 executive order to promote energy independence, the EPA undertook a review of regulations that potentially burden the safe, efficient development of domestic energy resources. The order specifically directed EPA to review the CPP and, if appropriate, to repeal or revise it as soon as practicable.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Chris Van Hollen
United States Senate
Washington, D.C. 20510

Dear Senator Van Hollen:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Tina Smith
United States Senate
Washington, D.C. 20510

Dear Senator Smith:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Jeffrey A. Merkley
United States Senate
Washington, D.C. 20510

Dear Senator Merkley:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Kirsten E. Gillibrand
United States Senate
Washington, D.C. 20510

Dear Senator Gillibrand:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Again, thank you for your letter. For more information on the proposed ACE rule, please visit: *https://www.epa.gov/stationary-sources-air-pollution/affordable-clean-energy-ace-rule.* If you have further questions, please contact me or your staff may contact Matthew Davis in the EPA's Office of Congressional and Intergovernmental Relations at davis.matthew@epa.gov or at (202) 564-1267.

Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Margaret Wood Hassan
United States Senate
Washington, D.C. 20510

Dear Senator Hassan:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Benjamin Cardin
United States Senate
Washington, D.C. 20510

Dear Senator Cardin:

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Richard Blumenthal
United States Senate
Washington, D.C. 20510

Dear Senator Blumenthal:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Michael F. Bennet
United States Senate
Washington, D.C. 20510

Dear Senator Bennet:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Thomas Udall
United States Senate
Washington, D.C. 20510

Dear Senator Udall:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Tammy Duckworth
United States Senate
Washington, D.C. 20510

Dear Senator Duckworth:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Sheldon Whitehouse
United States Senate
Washington, D.C. 20510

Dear Senator Whitehouse:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Mazie K. Hirono
United States Senate
Washington, D.C. 20510

Dear Senator Hirono:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Kamala D. Harris
United States Senate
Washington, D.C. 20510

Dear Senator Harris:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Robert Menendez
United States Senate
Washington, D.C. 20510

Dear Senator Menendez:

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William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Jack Reed
United States Senate
Washington, D.C. 20510

Dear Senator Reed:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

In response to President Trump's 2017 executive order to promote energy independence, the EPA undertook a review of regulations that potentially burden the safe, efficient development of domestic energy resources. The order specifically directed EPA to review the CPP and, if appropriate, to repeal or revise it as soon as practicable.

The proposed ACE rule would not only promote affordable, clean and reliable energy, but would return the EPA to an interpretation of the Clean Air Act (CAA) consistent with the Agency's historical understanding of its legal authority. This significant aspect of ACE is reflected in two of its key proposed provisions: (1) the determination of what constitutes the best system of emission reduction (BSER); and (2) the emission guidelines that would allow states to tailor their plans to the unique factors of each electric utility generating unit (EGU). Therefore, the proposed ACE rule would give states the primary authority for determining which emissions controls are best suited to individual EGUs and provide the states with a list of "candidate technologies" to guide them as they develop their plans.

As part of the ACE proposal, the EPA is also proposing a new preliminary applicability test for determining whether a physical or operational change made to a power plant may be a "major modification" triggering New Source Review (NSR), which is often a formidable barrier to the implementation of efficiency projects that would reduce CO_2 emissions. The ACE proposal also includes new implementing regulations for emission guidelines under CAA section 111(d) that would give states adequate time and flexibility to develop state plans that work.

These proposed approaches will reduce greenhouse gas emissions from coal-fired power plants. As outlined in the EPA's regulatory impact analysis (RIA), estimates suggest that the ACE rule, combined with expected emission reductions due to a variety of other industry trends, could reduce CO_2 emissions from EGUs by as much as 34 percent below 2005 levels.

The proposed ACE rule respects the rule of law. The rebalancing of federal and state roles, in addition to the proposed revisions to NSR and the implementing regulations for CAA section 111(d), will give utilities and states the regulatory certainty they need to invest in new technologies and continue to provide reliable energy for all Americans.

Completing this rule is a high priority for EPA and the Administration. Among other things, it is important not to further delay implementation of these greenhouse gas standards for power plants. Consequently, we do not plan to extend the public comment period on the proposed rule.

Again, thank you for your letter. For more information on the proposed ACE rule, please visit: *https://www.epa.gov/stationary-sources-air-pollution/affordable-clean-energy-ace-rule.* If you have further questions, please contact me or your staff may contact Matthew Davis in the EPA's Office of Congressional and Intergovernmental Relations at davis.matthew@epa.gov or at (202) 564-1267.

Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Cory A. Booker
United States Senate
Washington, D.C. 20510

Dear Senator Booker:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Bernard Sanders
United States Senate
Washington, D.C. 20510

Dear Senator Sanders:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

October 30, 2018

OFFICE OF
AIR AND RADIATION

The Honorable Dianne Feinstein
United States Senate
Washington, D.C. 20510

Dear Senator Feinstein:

Thank you for your letter of October 9, 2018, to Andrew Wheeler, Acting Administrator of the U.S. Environmental Protection Agency (EPA) concerning the Affordable Clean Energy (ACE) rule, which has been proposed as a replacement for the Clean Power Plan (CPP). The Acting Administrator asked me to respond to you on his behalf.

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Sincerely,

William L. Wehrum
Assistant Administrator

Congress of the United States
Washington, DC 20515

February 12, 2019

The Honorable Andrew Wheeler
Acting Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

The Honorable R.D. James
Assistant Secretary of the Army
Office of the Assistant Secretary for
Civil Works
Department of the Army
108 Army Pentagon
Washington, DC 20310

Dear Acting Administrator Wheeler and Assistant Secretary James:

We write to request an extension of the proposed comment period associated with the Environmental Protection Agency's (EPA) and the U.S. Army Corps of Engineers' (Corps) proposed rule to replace the 2015 Clean Water Rule.

Americans depend on clean water for their health and livelihoods. Today, more than 117 million Americans – in both large cities and small and rural towns – obtain their drinking water from the same streams and waterbodies made more vulnerable to pollution under the Trump administration's proposed rule. Yet, despite this impact, the administration proposes only a 60-day comment period on this proposed rule. We believe this period is far too short to allow the countless Americans directly impacted by this endeavor to understand fully its magnitude and to make their voices heard on the proposal, if they so choose.

We urge you to extend the comment period for your replacement to the existing Clean Water Rule to at least the same duration as offered by the previous administration in establishing that Rule – 207 days (April 21—November 14, 2014). That public comment period, first established for 90 days and extended twice in response to extension requests, yielded more than a million comments from concerned individuals and families. It makes no sense to deny affected Americans the same opportunity to comment on this replacement proposal.

Clean water is a basic need. Our families rely on rivers and streams to supply clean drinking water to our homes and businesses. Our farmers and brewers rely on clean water to produce food and drink. Hunters, anglers, and birders need waters and wetlands to sustain wildlife and the $887 billion outdoor recreation industry depends upon clean water to recreate. These interests want to know which waters remain protected by the Federal Clean Water Act.

Preliminary reports suggest that the proposed rule would roll back Clean Water Act protections on more than 51 percent of the nation's wetlands and 18 percent of streams, while encouraging comment on further restrictions that could cover up to 60 percent of the nation's waterways.

Given the breadth of these potential impacts to everyday Americans, every effort should be made to provide sufficient time to understand its impacts, and to comment on its merits. This will allow everyday Americans to consider the proposal and its implications on their health, lives and

livelihoods, and provide the feedback you seek. The 60 days you propose is simply not enough time to do so meaningfully.

We would appreciate hearing from you by March 13, 2019 on your intentions regarding this request.

Sincerely,

Peter A. DeFazio

Grace F. Napolitano

Donald S. Beyer Jr.

Jerry McNerney

Jerrold Nadler

Nanette Diaz Barragán

Bobby L. Rush

Darren Soto

Henry C. "Hank" Johnson, Jr.

Christopher H. Smith

Grace Meng

Jimmy Gomez

Gwen Moore

José E. Serrano

Salud Carbajal

Daniel W. Lipinski

Gerald E. Connolly

Tim Ryan

Ro Khanna

Carolyn B. Maloney

Suzanne Bonamici

Kathy Castor

Lucille Roybal-Allard

Albio Sires

Ruben Gallego

Paul D. Tonko

Jared Huffman

Mike Quigley

Matt Cartwright

Earl Blumenauer

Joseph P. Kennedy, III

Tony Cárdenas

Debbie Dingell

Ed Case

James P. McGovern

Brendan F. Boyle

Alan Lowenthal

Lisa Blunt Rochester

Brian Higgins

Steve Cohen

Zoe Lofgren

Mark Takano

A. Donald McEachin

Tulsi Gabbard

Julia Brownley

Barbara Lee

Mark DeSaulnier

Alexandria Ocasio-Cortez

Adriano Espalliat

Jamie Raskin

Frederica S. Wilson

Jan Schakowsky

Rick Larsen

Judy Chu

Eleanor Holmes Norton

Anna G. Eshoo

Bennie G. Thompson

Susan A. Davis

Yvette D. Clarke

Jackie Speier

Ed Perlmutter

Daniel T. Kildee

Sean Casten

Mark Pocan

Ilhan Omar

Peter Welch

Donna E. Shalala

Betty McCollum

Elijah E. Cummings

Tom Suozzi

Mike Doyle

C.A. Dutch Ruppersberger

John P. Sarbanes

Raúl M. Grijalva

Adam Smith

Nydia M. Velázquez

John Yarmuth

Jahana Hayes

André Carson

Mark Takano

Debbie Wasserman Schultz

Richard E. Neal

Denny Heck

Tom Malinowski

Alma S. Adams, Ph.D.

Doris Matsui

David E. Price

Andy Levin

Diana DeGette

Katie Hill

Elaine Luria

Katherine Clark

Brad Sherman

Maxine Waters

Gilbert R. Cisneros Jr.

Bill Foster

Chellie Pingree

Ted W. Lieu

Eliot L. Engel

Derek Kilmer

Gregorio Kilili Camacho Sablan

Lois Frankel

Anthony G. Brown

Rashida Tlaib

Mike Thompson

David N. Cicilline

Eddie Bernice Johnson

Marcy Kaptur

Ann Kirkpatrick

Alcee L. Hastings

Elissa Slotkin

Donald Norcross

James R. Langevin

Jennifer Wexton

Lauren Underwood

Deb Haaland

Raja Krishnamoorthi

Adam B. Schiff

Donald M. Payne, Jr.

Marcia L. Fudge

Joseph D. Morelle

Linda T. Sánchez

Mikie Sherrill

Rosa L. DeLauro

Ayanna Pressley

Danny K. Davis

Debbie Mucarsel-Powell

Norma J. Torres

Mary Gay Scanlon

Harley Rouda

Chris Pappas

Dina Titus

Stephen F. Lynch

Sean Patrick Maloney

Sheila Jackson Lee

Al Green

Jesús G. "Chuy" García

Ann McLane Kuster

Eric Swalwell

Bonnie Watson Coleman

Ted Deutch

Lori Trahan

Val Demings

Robert C. "Bobby" Scott

Raul Ruiz, M.D.

Bill Pascrell, Jr.

Andy Kim

Suzan DelBene

Karen Bass

Antonio Delgado

Joe Neguse

John B. Larson

Angie Craig

Colin Allred

Nita M. Lowey

Sharice L. Davids

Xochitl Torres Small

Lucy McBath

Kathleen M. Rice

Katie Porter

Pete Aguilar