

## **Summary of Comments of the Environmental Protection Network on future emission guidelines issued under section 111(d) of the Clean Air Act as part of EPA's Proposed "Affordable Clean Energy" Rule**

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On August 21, 2018, the Administration [proposed a new rule](#) to replace the Clean Power Plan. The "Affordable Clean Energy" or "ACE" rule covers four main areas:

- defining "best system of emissions reduction" (BSER),
- providing states with "candidate technologies" to incorporate in state plans,
- revising the New Source Review (NSR) permitting program, and
- revising emissions guidelines (EG) that inform the development, submittal, and implementation of state plans to reduce greenhouse gas (GHG) emissions from certain Existing Electric Utility Generating Units (EGUs) and any future emissions guidelines issued under section 111(d) of the Clean Air Act (CAA) (the so-called implementing regulations).

The Environmental Protection Network (EPN), a bi-partisan organization of former EPA employees and others who have come together to provide an informed and rigorous defense against efforts to undermine the protection of public health and the environment, provides comments exclusively on the fourth action: the proposed revisions to EPA's implementing regulations for emissions guidelines.

As former EPA employees, we are particularly experienced with, and interested in, changes to rules that provide general procedures for state planning obligations, and feel that we have a unique perspective to offer.

EPA's implementing regulations under Section 111(d) were initially promulgated in 1975, and we agree that there are updates that will improve them and make them more consistent with other similar regulations that have been more recently revised. In these comments, we express our agreement with many of the updates included in this proposal and offer suggestions that we believe would strengthen or clarify the rule in some areas. We also identify some proposed changes that we believe should not be adopted, either because they are inconsistent with the Clean Air Act, or because they would weaken or confuse the program.

Read EPN's Full Public Comments: <https://www.environmentalprotectionnetwork.org/hfc-comments/>

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