

Bryan W. Shaw, Ph.D., P.E., *Chairman*
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Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 20, 2014

Ms. Adina Wiley
U.S. Environmental Protection Agency
Air Permits Section (6PD-R)
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Attn: Docket No. EPA-R06-OAR-2013-0808

Re: Title 40 Code of Federal Regulations (CFR) Part 52

Approval and Promulgation of Air Quality Implementation Plans; Withdrawal of Federal Implementation Plan; Texas; Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule Revisions.

Dear Ms. Wiley:

The Texas Commission on Environmental Quality (TCEQ) appreciates the opportunity to respond to the U.S. Environmental Protection Agency's (EPA's) notice published in the February 18, 2014 issue of the *Federal Register* entitled: "Approval and Promulgation of Air Quality Implementation Plans; Withdrawal of Federal Implementation Plan; Texas; Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule Revisions." The referenced EPA rulemaking proposes to approve TCEQ's December 2, 2013 submittal, which included proposed revisions to the Texas State Implementation Plan (SIP) to provide TCEQ with the authority to issue Prevention of Significant Deterioration (PSD) permits for major sources of greenhouse gases (GHGs). As requested by TCEQ in the December 2, 2013 submittal, EPA is processing these proposed SIP revisions in parallel with TCEQ's ongoing rulemaking in order to expedite the review. Once adopted by the commission and approved by EPA into the Texas SIP, these new and amended rules will establish TCEQ's authority to issue PSD permits for major sources of GHGs and allow EPA to rescind its Federal Implementation Plan, or FIP.

TCEQ supports EPA's proposed action, and appreciates EPA's prompt consideration of the proposed new and amended rules regarding the PSD program that were submitted by TCEQ on December 2, 2013. The commission is scheduled to consider these rules for adoption on March 26, 2014, with submittal to EPA shortly thereafter. TCEQ looks forward to continuing to work with EPA to ensure final approval of these rules, rescission of the FIP, and a smooth transition of authority to issue PSD permits for GHG sources in Texas.

Ms. Adina Wiley, U.S. Environmental Protection Agency

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If you have any questions concerning these comments, please contact Mr. Michael Wilson, P.E., Director, Air Permits Division, Office of Air, (512) 239-1922, or at mike.wilson@tceq.texas.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard A. Hyde". The signature is written in a cursive, flowing style.

Richard A. Hyde, P.E., Executive Director
Texas Commission on Environmental Quality