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INDEPENDENT REGULATORY  
REVIEW COMMISSION

Kathleen A. McGinty  
Chairperson  
Environmental Quality Board  
PO Box 8477  
Harrisburg, PA 17105-8477  
Email: [RegComments@state.pa.us](mailto:RegComments@state.pa.us)

Dear Secretary McGinty:

Please find attached a copy of additional comments the Electric Power Generation Association (EPGA) is submitting for the record in response to proposed Chapter 123 revisions relating to reducing mercury emissions from coal-fired power plants (#7-405).

These comments are in addition to comments presented by EPGA during the July 26, 2006 public hearing by the Environmental Quality Board which are attached.

EPGA is a strong supporter of efforts to significantly reduce mercury emissions from power plants, but feels the justification provided by the Department for the approach taken in this proposed regulation is seriously flawed, incomplete and based on misinterpretations of information contained in a series of studies cited by the Department.

We also believe this proposed rule fails to meet the minimum requirement of the federal Clean Air Mercury Rule (CAMR) that states meet the CAMR mercury budget because there is no certainty a pool of allowances will be created under this proposed rule to be available to owners of electric generating units (EGUs) without the economic incentives included in the CAMR cap-and-trade program.

We look forward to your response to these comments and the linked documents we have submitted for the record, and remain available to work in good faith with the Department and other policymakers to pursue alternative approaches that ensure significant mercury emissions reductions, while protecting a reliable and affordable power supply, good union and family-sustaining jobs, and the use of Pennsylvania coal.

Sincerely,

*Douglas L. Biden*

Douglas L. Biden  
President  
Electric Power Generation Association

Enclosures