



Pennsylvania Department of Environmental Protection

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April 26, 2007

Secretary

717-787-2814

Honorable Stephen L. Johnson
Administrator, U.S. EPA Headquarters
Ariel Rios Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 1101A
Washington, DC 20460

RE: Regulations to Control Greenhouse Gas Emissions from Motor Vehicles; Request for Waiver of Preemption Under Clean Air Act Section 209(b), DOCKET ID EPA-HQ-OAR-2006-0173

Dear Administrator Johnson:

I am writing to strongly support California's request for a waiver under Clean Air Act section 209(b) (42 U.S.C. § 7543(b)) for California's greenhouse gas emission standards for new cars and light trucks. Response to California has been unreasonably delayed and needs now to be expedited.

As you may know, Pennsylvania is one of many states that has exercised its option under Clean Air Act Section 177 to adopt California's motor vehicle greenhouse gas emission standards. This is because Pennsylvania has a vital interest in reducing global warming emissions from vehicular and other sources in our state. The need for action is no longer in dispute, as again confirmed recently by the world's scientists and by the President in his State of the Union address. See Summary for Policymakers, IPCC WGI Fourth Assessment Report, available at www.ipcc.ch/SPM2feb07.pdf.

California's December 21, 2005, waiver submittal provided a solid demonstration that its greenhouse gas emission standards meet relevant waiver criteria. See www.arb.ca.gov/cc/docs/att2_support.pdf. The recent *Massachusetts v. Environmental Protection Agency (EPA)* (2007) ___ U.S. ___ [127 S.Ct. 1438, 75 U.S.L.W. 4149] decision only strengthens that demonstration. EPA has only this week announced its intention to hold a hearing, a full 16 months after the request was submitted. California has submitted a schedule under which U.S. EPA can and should grant the waiver within 180 days. Pennsylvania therefore supports California's recent letter noticing its intent to file an unreasonable delay suit if U.S. EPA fails to take final agency action during that time period.

Please enter this letter in the subject docket.

Sincerely,


Kathleen A. McGinty
Secretary



cc: David Dickinson
EPA Office of Transportation and Air Quality