STATE OF NEW MEXICO
ENVIRONMENTAL IMPROVEMENT BOARD

IN THE MATTER OF PROPOSED
AMENDMENTS TO AIR QUALITY REGULATIONS
20.2.77 AND 20.2.82 NMAC

PETITION FOR HEARING

The Air Quality Bureau in the Environmental Protection Division of the New Mexico Environment Department files this Petition with the Environmental Improvement Board ("Board") to request a hearing for amendments to the Air Quality Regulations. The proposed amendments to existing rules are necessary to incorporate newly promulgated federal standards within programs for which authority has been delegated to New Mexico by the U.S. Environmental Protection Agency. The Board is authorized to adopt these regulations by the Air Quality Control Act, NMSA 1978, § 74-2-5. A statement of the reasons for the regulatory change is included below. The rules with proposed amendments are attached as Attachments A and B.

The Air Quality Bureau requests a hearing at the November 2013 meeting of the Board. It is anticipated that the hearing for this petition will take one (1) hour or less.

Respectfully submitted,

NEW MEXICO ENVIRONMENT DEPARTMENT

Bill Grantham
Assistant General Counsel
1190 S. St. Francis Drive, Suite N-4068
Santa Fe, New Mexico 87505
505.222.9594
bill.grantham@state.nm.us
STATEMENT OF REASONS

The purpose of the proposed amendments is to incorporate by reference the new rules, corrections, revisions, and amendments to the federal New Source Performance Standards (NSPS) and Maximum Achievable Control Technology Standards for Source Categories of Hazardous Air Pollutants (MACT), which were promulgated by the U.S. Environmental Protection Agency (EPA) and published in the Federal Register from January 1, 2011 to August 29, 2013. The sections of Parts 77 and 82 of 20.2 NMAC affected by the proposed changes are shown below. The entirety of Parts 77 and 82 with the proposed changes included are attached as Attachments A and B respectively.

A table listing EPA's revisions to the NSPS and MACT standards since January 1, 2011 is attached as Attachment C. The table will be updated if additional revisions are made before August 29, 2013. EPA has indicated that it intends to revise the NSPS applicable to storage tanks used in oil and natural gas production by July 31, 2013. An EPA fact sheet describing this anticipated action is attached as Attachment D.

The Department proposes the following changes to 20.2.77 NMAC:

1. 20.2.77.2 SCOPE: Any stationary source constructing or modifying and which is subject to the requirements of 40 CFR Part 60, as amended through [December 31, 2010] August 29, 2013. [06/16/95, 11/19-97, 9-8-99; 20.2.77.2 NMAC - Rn 20 NMAC 2.77.101 & A, 06/23/00; A, 02/18/02; A, 06/13/03; A, 06/15/07; A, 08/17/09; A, 09/02/11; A, xx/xx/xx]

2. 20.2.77.9 ADOPTION OF 40 CFR PART 60: Except as otherwise provided, the new source performance standards as promulgated by the United States environmental protection agency, 40 CFR Part 60, as amended in the Federal Register through [December 31, 2010] August 29, 2013 are hereby incorporated into this part [20.2.77 NMAC]. [06/16/95, 08/02/96, 11/19/97, 09/08/99; 20.2.77.9 NMAC - Rn 20 NMAC 2.77.107 & A, 06/02/00; A, 02/18/02; A, 06/13/03; A, 06/15/07; A, 08/17/09; A, 09/02/11; A, xx/xx/xx]

The Department proposes the following changes to 20.2.82 NMAC:

1. 20.2.82.2 SCOPE: All sources emitting hazardous air pollutants, which are subject to the requirements of 40 CFR Part 63, as amended through [December 31, 2010] August 29, 2013. [Rn, 20 NMAC 2.82.2, 08/14/98; A, 08/14/98, 09/08/99; 20.2.82.2 NMAC - Rn 20 NMAC 2.82.101 & A, 06/23/00; A, 02/18/02; A, 06/13/03; A, 06/08/07; A, 08/17/09; A, 09/02/11; A, xx/xx/xx]
2. 20.2.82.8 ADOPTION OF 40 CFR PART 63: Except as otherwise provided in section 20.2.82.10 NMAC (below), the national emission standards for hazardous air pollutants for source categories as promulgated by the US EPA, 40 CFR Part 63, as amended in the Federal Register through [December 31, 2010] August 29, 2013 are hereby incorporated into this part (20.2.82 NMAC).

[Rn, 20 NMAC 2.82.7, 08/14/98; A, 08/14/98, 09/08/99; 20.2.82.8 NMAC - Rn 20 NMAC 2.82.106 & A, 06/23/00; A, 02/18/02; A, 06/13/03; A, 06/08/07; A, 08/17/09; A, 09/02/11; A, xx/xx/xx]
ATTACHMENT A

TITLE 20  ENVIRONMENTAL PROTECTION
CHAPTER 2  AIR QUALITY (STATEWIDE)
PART 77  NEW SOURCE PERFORMANCE STANDARDS

20.2.77.1 ISSUING AGENCY: New Mexico Environmental Improvement Board.
[06/16/95; 20.2.77.1 NMAC - Rn, 20 NMAC 2.77.100 06/23/00]

20.2.77.2 SCOPE: Any stationary source constructing or modifying and which is subject to the
[06/16/95, 1:19-97, 9-8-99; 20.2.77.2 NMAC - Rn 20 NMAC 2.77.101 & A, 06/23/00; A, 02/18/02; A, 06/13/03;
A, 06/15/07; A, 08/17/09; A, 09/02/11]

20.2.77.3 STATUTORY AUTHORITY: The environmental improvement board “shall promulgate
regulations and standards in...air quality management” (NMSA 1978, Section 74-1-8.A) and “regulations adopted
by the environmental improvement board...shall...ensure that regulations and standards under...the federal act will
[06/16/95; 20.2.77.3 NMAC - Rn, 20 NMAC 2.77.102 06/23/00]

20.2.77.4 DURATION: Permanent.
[06/16/95; 20.2.77.4 NMAC - Rn, 20 NMAC 2.77.103 06/23/00]

20.2.77.5 EFFECTIVE DATE: June 16, 1995, except where a later date is cited at the end of a section or
paragraph.
[06/16/95, 08/02/96; 20.2.77.5 NMAC - Rn, 20 NMAC 2.77.104 6/23/00]
[The latest effective date of any section in this part is September 2, 2011]

20.2.77.6 OBJECTIVE: The objective of Part 77 of Chapter 2 is to adopt or establish state authority to
implement new source performance standards for stationary sources in New Mexico subject to 40 CFR Part 60.
[06/16/95; 20.2.77.6 NMAC - Rn, 20 NMAC 2.77.105 06/23/00]

20.2.77.7 DEFINITIONS: [RESERVED]
[20.2.77.7 NMAC - N, 06/23/00]

20.2.77.8 AMENDMENT AND SUPERSESSION OF PRIOR REGULATIONS: This part amends and
supersedes Air Quality Control Regulation (AQCR) 750, last filed on April 10, 1994. All references to AQCR 750
in any other rule shall be understood as a reference to this part.
[06/16/95; 20.2.77.8 NMAC - Rn, 20 NMAC 2.77.106 06/23/00]

20.2.77.9 ADOPTION OF 40 CFR PART 60: Except as otherwise provided, the new source performance
standards as promulgated by the United States environmental protection agency, 40 CFR Part 60, as amended in the
Federal Register through [December 31, 2014] August 29, 2013 are hereby incorporated into this part [20.2.77
NMAC].
[06/16/95, 08/02/96, 11/19/97, 09/08/99; 20.2.77.9 NMAC - Rn 20 NMAC 2.77.107 & A, 06/02/00; A, 02/18/02; A,
06/13/03; A, 06/15/07; A, 08/17/09; A, 09/02/11]

20.2.77.10 MODIFICATIONS AND EXCEPTIONS: The following modifications or exceptions are made
to the incorporated federal standards.

A. Amend 40 CFR Part 60, Section 60.2, Definitions, as follows: For the purposes of delegation of
authority which the administrator of the United States environmental protection agency may, in his discretion,
delegate to the secretary of the New Mexico environment department, “administrator” means the secretary of the
department or his authorized representative.
B. Exclude 40 CFR - Part 60, Subpart AAA - Standards of Performance for New Residential Wood
Heaters.
C. The federal standards of performance incorporated by this regulation shall not be subject toNMSA 1978,
Section 74-2-8 (Variances).
D. Exclude 40 CFR Part 60, Subpart HHHH, Emission Guidelines and Compliance Times for Coal

20.2.77 NMAC
Fired Electric Steam Generating Units.[06/16/95; 20.2.77.10 NMAC - Rn, 20 NMAC 2.77.108 06/23/00; A, 06/15/07]

20.2.77.11 DOCUMENTS: Documents incorporated and cited in this Part may be viewed at the New Mexico environment department, air quality bureau, 1301 Siler Road, Building B, Santa Fe NM, 87507.
[06/16/95; 20.2.77.11 NMAC - Rn, 20 NMAC 2.77.109 06/23/00; A, 08/17/09]

HISTORY OF 20.2.77 NMAC:

Pre-NMAC History: The material in this part was derived from that previously filed with the Commission of Public Records-State Records Center and Archives.

EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 07/24/84.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 08/18/87.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 07/07/88.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 04/27/89.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 05/29/90.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 04/22/91.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 04/14/92.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 04/21/93.
EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, 04/12/94.

History of Repealed Material: [RESERVED]

Other History:

EIB/AQCR 750, Air Quality Control Regulation 750 - New Source Performance Standards, filed 04/12/94 was renumbered into first version of the New Mexico Administrative Code as 20 NMAC 2.77, New Source Performance Standards, filed 05/17/95.

20 NMAC 2.77, New Source Performance Standards, filed 05/17/95, was renumbered, reformatted, amended and replaced by 20.2.77 NMAC, New Source Performance Standards, effective 06/23/00.
ATTACHMENT B

20.2.82.1 ISSUING AGENCY: New Mexico Environmental Improvement Board. [Rn, 20 NMAC 2.82.1, 08/14/98; 20.2.82.1 NMAC - Rn, 20 NMAC 2.82.100 06/23/00]

20.2.82.2 SCOPE: All sources emitting hazardous air pollutants, which are subject to the requirements of 40 CFR Part 63, as amended through [December 31, 2010] August 29, 2013. [Rn, 20 NMAC 2.82.2, 08/14/98; A, 08/14/98, 09/08/99; 20.2.82.2 NMAC - Rn 20 NMAC 2.82.101 & A, 06/23/00; A, 02/10/02; A, 06/13/03; A, 06/08/07; A, 08/17/09; A, 09/02/11]

20.2.82.3 STATUTORY AUTHORITY: Environmental Improvement Act, NMSA 1978, Section 74-1-8 (A) (4) and (7), and Air Quality Control Act, NMSA 1978, Sections 74-2-1 et seq., including specifically, Section 74-2-5 (A), (B) and (C). Section 74-2-5 (C) provides that "regulations adopted by the environmental improvement board may prescribe standards of performance for sources and emissions standards for hazardous air pollutants..." [Rn, 20 NMAC 2.82.3, 08/14/98; A, 08/14/98; 20.2.82.3 NMAC - Rn, 20 NMAC 2.82.102 06/23/00]

20.2.82.4 DURATION: Permanent. [Rn, 20 NMAC 2.82.4, 08/14/98; 20.2.82.4 NMAC - Rn, 20 NMAC 2.82.103 06/23/00]

20.2.82.5 EFFECTIVE DATE: November 27, 1994, except where a later date is cited at the end of a section or paragraph. [Rn, 20 NMAC 2.82.5, 08/14/98; A, 08/14/98; 20.2.82.5 NMAC - Rn, 20 NMAC 2.82.104 06/23/00] [The latest effective date of any section in this part is September 2, 2011]

20.2.82.6 OBJECTIVE: The objective of this part is to adopt or establish state authority to implement emission standards for hazardous air pollutants for the source categories in New Mexico subject to federal standards. The USEPA requires New Mexico to adopt such standards in order to implement requirements in Section 112 of the Clean Air Act. [Rn, 20 NMAC 2.82.6, 08/14/98; A, 08/14/98; 20.2.82.6 NMAC - Rn, 20 NMAC 2.82.105 06/23/00]

20.2.82.7 DEFINITIONS: [Reserved] [20.2.82.7 NMAC - Rn, 20 NMAC 2.82.107 06/23/00]

20.2.82.8 ADOPTION OF 40 CFR PART 63: Except as otherwise provided in section 20.2.82.10 NMAC (below) the national emission standards for hazardous air pollutants for source categories as promulgated by the US EPA, 40 CFR Part 63, as amended in the Federal Register through [December 31, 2010] August 29, 2013 are hereby incorporated into this part (20.2.82 NMAC). [Rn, 20 NMAC 2.82.7, 08/14/98; A, 08/14/98, 09/08/99; 20.2.82.8 NMAC - Rn 20 NMAC 2.82.106 & A, 06/23/00; A, 02/18/02; A, 06/13/03; A, 06/08/07; A, 08/17/09; A, 09/02/11]

20.2.82.9 SOURCES SUBJECT TO 40 CFR 63.40 - 63.44 OF SUBPART B ( Constructed and Reconstructed Major Sources of Hazardous Air Pollutants): The owner or operator of a source subject to these provisions, that will be constructing or reconstructing after June 29, 1999, shall not construct or reconstruct unless:

   A. the source has received a maximum achievable control technology (MACT) determination and approval from the department under this part; and

   B. the MACT determination and approval has been incorporated into a permit under 20.2.72 NMAC - Construction Permits or 20.2.70 NMAC - Operating Permits. [08/14/98; 20.2.82.9 NMAC - Rn, 20 NMAC 2.82.108 06/23/00]

20.2.82.10 MODIFICATIONS AND EXCEPTIONS: The following modifications or exceptions are made to the incorporated federal standards:

   A. general provisions: Amend 40 CFR Part 63, Subpart A - General Provisions, Section 63.2,
Definitions, as follows: For the purposes of delegation of authority which the Administrator of the US EPA may, in his or her discretion, delegate to the secretary of the New Mexico environment department, "administrator" means the secretary or his/her authorized representative.

**B. Variances:** The federal emission standards incorporated by this Part shall not be subject to NMSA 1978, Section 74-2-8 (Variances).

**C. Constructed and reconstructed major sources:** The effective date for incorporation of 40 CFR 63.40 - 63.44 of Subpart B under 20.2.82.8 NMAC shall be June 29, 1999.

[Rn, 20 NMAC 2.82.8, 08/14/98; A, 08/14/98; 20.2.82.10 NMAC - Rn, 20 NMAC 2.82.109 06/23/00]

20.2.82.11 **DOCUMENTS:** Documents incorporated and cited in this part may be viewed at the New Mexico environment department, air quality bureau, 1301 Siler Road, Building B, Santa Fe NM, 87507.

[08/14/98; 20.2.82.11 NMAC - Rn, 20 NMAC 2.82.110 06/23/00; A, 08/17/09]

**HISTORY OF 20.2.82 NMAC:**

Pre-NMAC History: None.

History of Repealed Material: [RESERVED]

**Other History:**

20 NMAC 2.82, Maximum Achievable Control Technology Standards For Source Categories Of Hazardous Air Pollutants, effective 11/27/94.

20 NMAC 2.82, Maximum Achievable Control Technology Standards For Source Categories Of Hazardous Air Pollutants (filed 10/28/94) was **renumbered, reformatted, amended and replaced** by 20.2.82 NMAC, Maximum Achievable Control Technology Standards For Source Categories Of Hazardous Air Pollutants, effective 06/23/00.
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[Additional amendments will be added if EPA publishes them by 8/29/13]

Total number of pages: 1579
EPA's Air Rules for the Oil & Natural Gas Industry

PROPOSED UPDATES TO REQUIREMENTS FOR STORAGE TANKS
USED IN OIL AND NATURAL GAS PRODUCTION

Tanks are used for temporary storage of liquids produced during in the oil and natural gas production process, before those liquids are moved to a pipeline, sold, or moved for disposal. These storage tanks can be sources of emissions of ozone-forming volatile organic compounds (VOCs), along with several toxic air pollutants, including benzene. Storage tanks used in oil or natural gas production are subject to EPA's 2012 New Source Performance Standards (NSPS) for VOCs if they have the potential to emit 6 or more tons of VOCs a year.

SUMMARY OF ACTION

- On March 28, 2013, EPA proposed updates to its 2012 VOC performance standards for storage tanks used in crude oil and natural gas production to facilitate compliance with the standards and clarify requirements. The proposed changes reflect recent information showing that more higher-volume storage tanks will be coming on line than the agency originally estimated.

- The updates would: adjust requirements for tanks built before today's proposal is published in the Federal Register; establish alternative emission limits for tanks where emissions have dropped; clarify test protocols for control equipment; clarify the types of tanks subject to the rule; streamline compliance monitoring requirements while EPA addresses monitoring issues raised in reconsideration petitions; and update requirements for submitting annual reports.

- The proposed updates respond to issues raised in several petitions for reconsideration of the 2012 standards. The updates would provide time for manufacturers to produce sufficient control equipment and will help ensure that responsible oil and natural gas production is not slowed.

- EPA anticipates taking final action on today's proposal by July 31, 2013. The agency is continuing to evaluate other issues raised in the petitions and intends to address those by the end of 2014.

- EPA will accept public comment on this proposal for 30 days after it is published in the Federal Register. The agency will hold a public hearing on the proposal if requested within

ATTACHMENT D
five days of publication. Information on submitting comments and requesting a hearing is at the end of this fact sheet.

THE PROPOSED UPDATES

Proposed Adjustments to Control Requirements

- After its 2012 final standards were issued, EPA received supplemental information that led the agency’s to revise its estimate of storage tanks that would be subject to the rule. Based on that information, EPA now believes there will not be sufficient control equipment available for tanks to meet an Oct. 15, 2013 deadline for storage tanks to control VOC emissions by 95 percent.

- In light of that information, EPA is proposing to address storage tanks in two groups in order to focus the limited control equipment currently available on the tanks likely to have the highest emissions.
  - **Group 1 tanks**: Emissions from tanks generally decline over time, because the amount of liquid that moves through the tank declines as production from a well slows. For tanks constructed between Aug. 23, 2011 and the date today’s proposal is published in the Federal Register, EPA is proposing a two-part requirement:
    - Tank owners/operators would have until Oct. 15, 2013 to report that the tank is on line and provide the tank’s geographic coordinates.
    - If there is a change that potentially would increase the tank’s emissions—such as the addition of a well supplying the tank or the refracture of an existing well— the owner/operator would have to install controls to reduce VOC emissions by 95 percent within 60 days of the change or by April 15, 2014, whichever is later.
  - **Group 2 tanks**: Tanks that come online after today’s proposal is published in the Federal Register would have to have controls to reduce VOC emissions by 95 percent in place by April 15, 2014 or within 60 days after startup, whichever is later.

Proposed Alternative Emissions Limit

- EPA also is proposing an alternative emissions limit for storage tanks that would allow owners/operators to either:
  1) Reduce VOC emissions at a tank by 95 percent, as required in the original rule; or
  2) Demonstrate emissions from a tank have dropped to less than 4 tons per year of VOCs without emission controls.
This alternative limit would reflect the decline in emissions that occurs at most tanks over time and allow owners/operators to shift control equipment to higher-emitting tanks.

- To qualify for this emissions limit, owners/operators would have to document that emissions had been below 4 tons for at least 12 consecutive months.

- If emissions increase (at or above the 4 ton-per-year limit), owners/operators would have 30 days to meet the 95 percent reduction requirement.

**Clarifying test protocols for control equipment**

- The 2012 NSPS allows owners/operators to use manufacturer-tested emission control device models (combustors) that have been demonstrated to reduce VOC emissions from storage tanks by 95 percent, rather than requiring field performance testing of these devices.

- Today's proposal aligns the protocol that emission control manufacturers must use in testing the controls with the testing protocol required in EPA’s 2012 air toxics regulations for storage tanks.

- EPA also is proposing to allow tank owners/operators to use control devices that are designed to reduce VOC emissions by 95 percent, while the agency reviews issues raised in the reconsideration petitions related to field testing protocol requirements. EPA expects to address this issue by the end of 2014.

**Reviewing Monitoring Requirements/Proposed Requirements for Tanks That Already Have Controls**

- The 2012 final NSPS required that tank owners/operators conduct a performance test and use a continuous parametric monitoring system (CPMS) to demonstrate that they are meeting requirements to reduce VOC emissions from tanks by 95 percent.

- Several reconsideration petitions have said this requirement is overly strict, based on the large number of storage tanks affected each year, and the remoteness of many of the well sites where the tanks are located. EPA is continuing to evaluate this issue and will address it by the end of 2014.

  - EPA is proposing to streamline compliance and monitoring requirements for tanks that have already installed VOC controls while the agency completes its evaluation of the monitoring issue.

  - For tanks with controls, the proposal would require monthly inspections of covers, closed-vent systems and control devices. This step is expected to minimize VOC.
emissions by leading to prompt repairs, while requiring little or no specialized monitoring training or equipment. Records of these inspections, which can be conducted by personnel visiting the tank site for other work, must be kept on site.

**Tanks Subject to the Rule:**

- The proposed rule clarifies the type of storage tank that is subject to the NSPS. Tanks that are considered “affected sources” would have VOC emissions of 6 or more tons per year and are used to store crude oil, condensate, unrefined petroleum liquids known as “intermediate hydrocarbon liquids,” and produced water. Fuel tanks, for example, are not covered by these rules.

- Storage tanks subject to the rule may be located anywhere along the oil and natural gas production process: from the natural gas well to the point where gas enters the distribution system; at any point from the well to the point where oil is transferred to the pipeline for crude oil production. Storage tanks located at refineries are not covered by this rule.

**Timing of Annual Reports**

- The 2012 final NSPS required that owners/operators submit an annual report on well completions, along with information on storage tanks and other equipment constructed or modified during the year. The rule gave owners/operators 30 days to submit the report, which must be certified by a senior company official. Several of the reconsideration petitions noted that 30 days is not enough time to compile the required information and have the report signed by the senior official. EPA is proposing to give owners/operators 90 days to submit this report.

**REQUESTING A PUBLIC HEARING/HOW TO COMMENT**

- EPA will accept written comment for 30 days after this proposal is published in the Federal Register, and the agency will hold a public hearing if requested.

- To request a hearing, contact Joan Rogers at (919) 541-4487, or by email at rogers.joanc@epa.gov. Hearing requests must be made within five days after this proposal is published in the Federal Register.
  - If a hearing is requested, it will be held in Research Triangle Park, N.C. To learn whether EPA is holding a public hearing and for details, check EPA’s website at: http://www.epa.gov/airquality/oilandgas.

- There are multiple ways to submit written comments on the proposal. To ensure EPA receives your comments, identify them with this Docket ID number: EPA-HQ-OAR-2010-0505. Then submit them using any of the following methods:
Go to www.regulations.gov and follow the on-line instructions for submitting comments.

Send comments by email to a-and-r-docket@epa.gov, Attention Docket ID No. EPA-HQ-OAR-2010-0505.

Fax your comments to: (202) 566-1741, Attention Docket ID No. EPA-HQ-OAR-2010-0505.

Deliver your comments in person to: EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. N.W., Washington, D.C. 20460. Please include a total of two copies. Such deliveries are only accepted during the Docket’s normal hours of operation (8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holiday), and special arrangements should be made for deliveries of boxed information.

Mail your comments to: EPA Docket Center (EPA/DC), Environmental Protection Agency, Mail Code: 2822T, 1200 Pennsylvania Ave. NW., Washington, DC 20460, Attention Docket ID No. EPA-HQ-OAR-2010-0505. Please include a total of two copies.

More guidelines for submitting comments are available in the proposed rule, which is posted at http://www.epa.gov/airquality/oilandgas/actions.html

BACKGROUND

- On April 17, 2012, EPA issued cost-effective regulations, required by the Clean Air Act, to reduce harmful air pollution from the oil and natural gas industry, while allowing continued, responsible growth in U.S. oil and natural gas production. The final rules included the first federal air standards for natural gas wells that are hydraulically fractured, along with requirements for several of other sources of pollution in the oil and gas industry that were not previously regulated at the federal level.

- After EPA issued the final rule, the Agency received petitions for reconsideration from several industry and environmental organizations, and the Texas Commission on Environmental Quality. EPA is continuing to evaluate other issues raised in those petitions.

  Industry groups that petitioned for reconsideration are: the American Natural Gas Association; the American Petroleum Association; Gas Processors Association; the Interstate Natural Gas Association of America; the Texas Oil and Gas Association; the Western Energy Alliance; REM Technology Inc.; and [jointly] the Independent Petroleum Association of America, Independent Oil and Gas Association of West Virginia, Inc., Kentucky Oil & Gas Association, Inc., Indiana Oil and Gas Association, Pennsylvania Independent Oil & Gas Association, Ohio
Oil and Gas Association, and the Illinois Oil & Gas Association.

- Environmental groups that petitioned for reconsideration are: Earthjustice; and (jointly) Clean Air Council, the Clean Air Task Force, Environmental Defense Fund, Group Against Smog and Pollution, the Natural Resources Defense Council and the Sierra Club.