



October 9, 2007

The Honorable Stephen L. Johnson
Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Connecticut

Dear Administrator Johnson:

Delaware

We, the Governors of the states of Delaware, Maine, Maryland, Massachusetts, New Jersey, New York, and Pennsylvania, and the Mayor of the District of Columbia, as members of the Ozone Transport Commission (OTC), write to express our shared concerns with the U.S. Environmental Protection Agency's (EPA's) proposed rule to revise the ozone National Ambient Air Quality Standards (NAAQS). We urge you to promulgate ozone air quality standards based on the best available science that is truly protective of public health and welfare.

District of Columbia

Maine

Maryland

The EPA's congressionally mandated scientific advisory committee, the Clean Air Science Advisory Committee (CASAC), determined that there is "no scientific justification for retaining" the existing 8-hr ozone health standard. CASAC unanimously recommended a revised ozone health-based standard in the range of 0.060 ppm to 0.070 ppm, and also recommended that EPA set the secondary ozone standard to protect vegetation over the growing season. EPA should set the 8-hour ozone health-based standard within CASAC's recommended range and also set a protective secondary ozone standard.

Massachusetts

New Hampshire

New Jersey

New York

Pennsylvania

Rhode Island

Vermont

Virginia

The Clean Air Act specifies that the economic costs from the implementation of control measures must not be considered when setting the NAAQS. However, it is appropriate to take costs, including economic, public health and societal and other factors, into account when EPA develops the guidance and programs to achieve and maintain the standards. When committed to a task, the states and American industries have proven over and over again their ability to implement innovative solutions minimizing the economic impacts of attaining cleaner air. These costs will be far less than the health and welfare costs associated with the continued exposure of our citizens to unhealthful air.

Anna Garcia
Acting Executive
Director

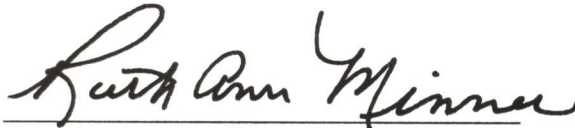
As you know, harmful ground-level ozone is formed in the atmosphere, downwind of the emission source, causing significant health and environmental impacts. It is now well accepted that this impact is transported hundreds of miles and over state boundaries into other jurisdictions. We appreciate the actions that EPA has taken recently with regard to the interstate transport of ozone, but more must be done nationally to achieve and maintain clean air in our jurisdictions.

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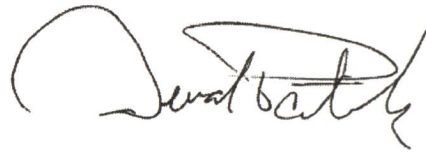
Our analyses indicate that additional ozone precursor emission reductions from electric generating units and industrial operations, particularly the sources in states upwind of the Ozone Transport Region, are achievable. To better protect the citizens within our region and beyond, pollution reductions from the previously mentioned source categories, and all other emission sectors, should continue to be pursued and implemented as part of the solution. These strategies should be accomplished in ways that more clearly reward energy efficiency and clean power generation.

Adequate protection of the public health and welfare depends on following a scientific approach and a reliance on innovation. Success will require a leveling of the playing field, requiring that EPA demand reductions in ozone and its precursors from all categories of contributing sources nationwide. We stand ready to work with you to achieve healthful air as expeditiously as possible.

Sincerely,



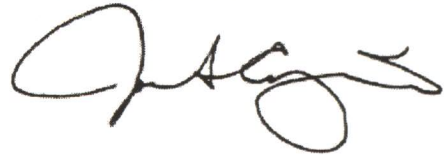
Gov. Ruth Ann Minner, Delaware



Gov. Deval Patrick, Massachusetts



Mayor Adrian Fenty, District of Columbia



Gov. Jon Corzine, New Jersey



Gov. John Baldacci, Maine



Gov. Eliot Spitzer, New York



Gov. Martin O'Malley, Maryland



Gov. Edward Rendell, Pennsylvania