



American Petroleum Institute

Appalachia Region

Laura Jennings  
WV Department of Environmental Protection  
Division of Air Quality  
601 57th Street SE  
Charleston, WV 25304

April 10, 2025

Submitted via Email: [laura.m.jennings@wv.gov](mailto:laura.m.jennings@wv.gov)

Re: DAQ Draft Legislative Rule 45CSR45 (Standards of Performance for Existing Crude Oil and Natural Gas Facilities)

Dear Ms. Jennings:

The American Petroleum Institute (API) represents all segments of America's natural gas and oil industry, which supports nearly 11 million U.S. jobs and is backed by a growing grassroots movement of millions of Americans. Our approximately 600 members produce, process, and distribute the majority of the nation's energy, and participate in [API Energy Excellence®](#), which is accelerating environmental and safety progress by fostering new technologies and transparent reporting. API was formed in 1919 as a standards-setting organization and has developed more than 800 standards to enhance operational and environmental safety, efficiency, and sustainability.

API supports the adoption of the Draft Legislative Rule 45CSR45 (Standards of Performance for Existing Crude Oil and Natural Gas Facilities). This draft rule essentially mirrors the model rule under the EPA's *Standards of Performance for New, Reconstructed, and Modified Sources and Emissions Guidelines for Existing Sources: Oil and Natural Gas Sector Climate Review*. However, as the Trump Administration announced a reconsideration of 40CFR60, subpart OOOOc, we expect that changes could result to the rule that would require changes to the WV Legislative Rule as well.

Accordingly, we believe that it would be more expedient for WV DEP to adopt the federal EPA rule by reference rather than as proposed so that the state rule would not only replicate the federal rule but also change in tandem, allowing for regulatory consistency across government, enhanced predictability, and certainty in compliance.

We thank you for your time and consideration of our comments. To the extent that you have questions regarding this suggestion, or would like to discuss this matter further, please do not hesitate to contact us.

Sincerely,

A handwritten signature in black ink that reads "Stephanie Catarino Wissman". The signature is written in a cursive, flowing style.

Stephanie Catarino Wissman  
Executive Director, API Pennsylvania  
Appalachia Region