



pennsylvania
DEPARTMENT OF ENVIRONMENTAL PROTECTION



Bureau of Air Quality

Emergency Certified Final-Omitted Rulemaking: Control of VOC Emissions from Conventional Oil and Natural Gas Sources

Environmental Quality Board
November 30, 2022

Tom Wolf, Governor

Ramez Ziadeh, P.E., Acting Secretary

Emergency Certification of Need

- Identical to final-omitted regulation previously adopted by the Board on October 12, 2022.
- November 14, 2022 – The House Environmental Resources & Energy Committee disapproved the previously adopted final-omitted regulation, triggering the 14-calendar-day legislative review period under the Regulatory Review Act.
- Due to the Committee’s disapproval, the previous regulation could not be published by the December 16, 2022, mandatory sanction deadline, jeopardizing hundreds of millions of dollars in federal highway funding.
- Governor Wolf will soon issue an emergency certification of need authorizing EQB to publish this regulation upon adoption.

Final-Omitted Rulemaking

- An agency may for good cause omit or modify regulatory procedures if circumstances are impracticable, unnecessary, or contrary to the public interest.
- October 12, 2022 – EQB determined that there was good cause to use the final-omitted regulatory procedure.

Recommendation

The Department recommends that the Board adopt this emergency certified final-omitted rulemaking for publication in the *Pennsylvania Bulletin* as a final-form regulation.



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