



Jan. 4, 2023

U.S. Environmental Protection Agency
EPA Docket Center
1200 Pennsylvania Ave. NW
Washington, DC 20460

Re: Request for Information on the Greenhouse Gas Reduction Fund

Dear Administrator Regan,

On behalf of the National Conference of State Legislatures (NCSL), the bipartisan organization representing the legislatures of our nation's states, commonwealths and territories, I urge the EPA to ensure that the development and implementation of new programs be accomplished through extensive consultation with stakeholders, including state elected officials and their respective national organizations. NCSL is encouraged by the agency's initial consultation efforts, and by the opportunity to provide input on the design and implementation of the \$27 billion Greenhouse Gas Reduction Fund (GHGRF) as authorized by Congress via the Inflation Reduction Act of 2022.

NCSL urges the agency to recognize existing state expertise and conduct ongoing, meaningful and substantial consultation with state officials and related stakeholders in the development and implementation of the fund and associated guidance. Relatedly, NCSL recommends that oversight of this new program include provisions for transparent reporting and accountability and encourages the EPA to work with states and other stakeholders to develop such metrics and associated reporting requirements.

As the EPA looks to determine eligible projects and recipients, NCSL encourages the agency to provide states with maximum flexibility within an overall framework, allowing states, as co-regulators, to utilize funds in a manner which they deem appropriate, consistent with the funds' intended purpose. Additionally, NCSL urges the EPA to not limit the diversity of technologies supported to reach greenhouse gas (GHG) reduction targets as technological advancements cannot be predicted, and state and regional differences must be accounted for to ensure enough flexibility in achieving reduction goals. States must be afforded the flexibility to select the most appropriate state entities to both receive and distribute program funds.

NCSL looks forward to continuing its strong relationship with the EPA and working with the agency as it begins to develop, implement and fund programs authorized by the Inflation Reduction Act. If you have any questions, please do not hesitate to contact NCSL staff Kirsten Hildreth at 202-624-3597, or kristen.hildreth@ncsl.org.

Sincerely,

Tim Storey
Chief Executive Officer
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