

# Climate Update

6/11/08

# EPA GHG Reporting Rule Issues

- Coverage: all sectors? 6 standard GHGs?
- Operational boundaries:
  - Direct & indirect?
  - Treatment of cogeneration & avoided emissions
  - Treatment of biomass
- Reporting level:
  - Facility
  - Process area
  - Unit
- Reporting threshold: 10,000 to 100,000 tons

# EPA GHG Reporting Rule Issues

- Base year?
- Frequency of reporting: annual or more?
- Quantification: CEMs or activity X EFs?
- Exempted/de minimis emissions
- Verification: third party or self-certification?
- Preemption of regional/state reporting programs
- The Climate Registry

# ANPR on CO2 as Regulated Pollutant

- Due any day; battle with OMB
- Content
  - Using CAA as vehicle for regulation
  - What Supreme Court decision means
  - Endangerment finding: what EPA should rely on, health or welfare, can it be limited to Title II
  - Other CAA Programs Potentially Implicated: NAAQS, NSPS, NESHAP, PSD, Title II
  - Other issues: technology, BACT/BDT/MACT/SNAP, cap & trade legality, geological sequestration, state/regional programs, International issues