

## Association of Washington Business

I do appreciate the opportunity to provide comment and appreciate all the work that Ecology staff has done in order to help bring some clarity to the rule with these webinars, it is appreciated by our members. As a brief introduction, Peter Godlewski with the Association of Washington Business. I am the Government Affairs Director for Energy in the Environment. We have a few comments relating to the mitigation component of the proposed GAP rule, starting it from the top. We believe that a company should not be required to mitigate for indirect emissions or emissions occurring outside of the state boundaries. In addition, that these mitigations that companies are required to meet, should be clearly laid out in the rule and not subject to, not visible interpretation is allowed. We believe that the CAR Supreme Court ruling clarifies the authority to go after indirect emissions and emissions occurring outside of state ties into many commerce clause and extra judicial complaints that we fear would further hamstring the ability of companies to complete projects. Additionally, Ecology should consider the widest possible types of mitigation options allowed and those options should not be restricted to Washington State. This reflects the global nature of the challenge of managing emissions and allows a much broader amount of mitigation options available to do a more global, challenge to go after the global nature of the challenge. We'd also like to see that compliance pathways are affordable and provide certainty and predictability for cover [inaudible]. They should be able to clearly see what their mitigation requirements would be and then have a clear idea of what they all need to do in order to mitigate emissions identified by this rule. Additionally, we believe the projects should be evaluated on a carbon intensity basis. This would reflect positive business improvements and energy efficiencies to justify upgrades and allow for responsible growth by companies. Finally, we believe that for energy intensive traits, those entities, we think that the focus should be a net greenhouse gas emission, as opposed to the gross greenhouse gas emissions. The goal is to have a positive impact on global greenhouse gas emissions, therefore, and the leakage of those emissions to other states can result in unintended global increases of greenhouse gases. I thank you for the opportunity provide comment. We do appreciate this and we'll be following up on the original written comments as well. Thank you.