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Laura Griffin
EQB Members
Rachel Carson State Office Building
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Harrisburg, PA 17101

February 5, 2026

By email

Dear Ms. Griffin and Honorable Members of the Environmental Quality Board:

We, the undersigned, hereby submit a Demand for Action on the Petition for Rulemaking submitted in 2018 and accepted by the Board on April 16, 2019. The Board and Department of Environmental Protection (“DEP”) have a non-discretionary obligation to develop and implement regulations reducing greenhouse gas (“GHG”) emissions consistent with the Petition and its proposed regulation, which we refer to as the Stability and Affordability Via Emissions Reductions (“SAVER”) Regulation. Prompt action is necessary for the Commonwealth to satisfy its duty as trustee of Pennsylvania’s public natural resources under the Environmental Rights Amendment to Pennsylvania’s Constitution.

The Board’s acceptance of the Petition triggered a mandatory obligation for DEP to produce a report concerning the Petition together with recommendations for further steps including development of a proposed regulation within 60 days. Although DEP requested an extension, it never produced that report. Because DEP and the Board moved forward with the Regional Greenhouse Gas Initiative (“RGGI”) Regulation, which would have required some GHG emissions reductions, Petitioners thought it prudent not to demand further action on the Petition before the RGGI Regulation became effective.

With the abrogation of the RGGI Regulation, there’s no excuse for further inaction. We are now back to square one. Worse, we have lost seven years—time that could have been spent more fully developing a lower-cost and more reliable clean energy economy. This is unacceptable. The accompanying Demand for Action is a restatement of the request we made seven years ago but with more supporting information and greater urgency.

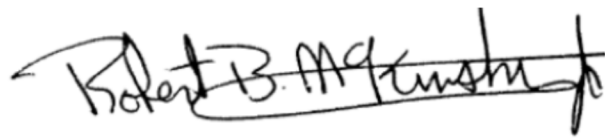
The SAVER Regulation will expand use of clean, affordable energy, improve transportation and lower its costs, improve human health, revitalize manufacturing and create family sustaining jobs. While somewhat similar to the RGGI Regulation, the SAVER Regulation applies on an economy-wide basis and will reduce emissions more rapidly and cost-effectively by focusing on the transportation sector, industry, and the built environment as well as electric generation and distribution. The SAVER Regulation’s benefits will reach every Pennsylvanian, increasing affordability, improving health and safety, and raising overall standards of living, all while boosting the state’s gross domestic product.

Pennsylvania already suffers the consequences of climate disruption caused by GHG pollution. Pennsylvanians already face increased energy, health, insurance and other prices caused by climate disruption and pollution associated with burning fossil fuels. The Center for Climate Integrity puts the cost of Pennsylvania's damages from climate disruption at more than \$1 billion annually and rising. Most of these costs are borne by local and state governments, water departments, electrical utilities and their taxpayers and ratepayers. The costs are a significant driver to today's affordability crisis.

The cost of doing nothing will only increase unless and until Pennsylvania takes meaningful action to address the problem. The Commonwealth has a clear duty to do so under the Environmental Rights Amendment. Inaction is neither legally permissible nor prudent.

We look forward to your prompt response.

Sincerely,



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