

July 6, 2022

Chairman John McGuire  
Laws and Regulations Committee  
National Conference on Weights and Measures

**Re: Support for Voting on Item Block 4, "EPA CFR REFERENCE UPDATES"**

Chairman McGuire and members of the NCWM Laws and Regulations (L&R) Committee:

The American Petroleum Institute (API) is the national trade association that represents all aspects of America's oil and natural gas industry. Our nearly 600 corporate members represent all segments of the industry. These companies are producers, refiners, suppliers, marketers, pipeline operators and marine transporters as well as service and supply companies that support all segments of the industry, and they provide most of our nation's energy.

API supports voting at the 2022 Annual meeting on L&R ITEM BLOCK 4 (B4), "EPA CFR REFERENCE UPDATES," as published in Publication 16 without modification. We agree with the 2022 NCWM Interim L&R committee's conclusion that the item is fully developed.

API members are subject to the regulations contained within 40 CFR 1090 that supplanted the associated requirement is 40 CFR 80 effective January 1, 2022. Further delay of voting Block 4 puts our membership in a position of having to comply with both 40 CFR 1090 and decommissioned parts of 40 CFR 80. This has the potential to cause unnecessary confusion related to compliance and enforcement for regulated parties as well as those states that adopt Handbook 130 directly or use it as a model to update their regulations.

API also supports the rationale expressed in the FALS Streamlining Focus Group letter "Re: Support for Adoption of Item Block 4, "EPA CFR REFERENCE UPDATES" as Published in Publication 16" dated July 5, 2022, that supports voting Block 4 without modification.

API has reviewed the revisions to Block 4 proposed at the 2022 CWMA Annual meeting. We have not developed a position on the merits of the proposed revisions; however, we do see them as substantive changes to both scope and form & style. We encourage the L&R Committee to request that the desired revisions be submitted in a new Form 15 as this will allow the changes to be considered by the other regions while permitting Block 4 to proceed.

We appreciate the opportunity to submit these comments.

Sincerely,

[Signed electronically]

cc: Don Onwiler, NCWM  
L&R Committee members