

April 14, 2026

Mr. Michael Krause
Assistant Deputy Executive Officer
Planning, Rule Development and Implementation
South Coast Air Quality Management District
21865 Copley Drive
Diamond Bar, CA 91765

Subject: Comments on Annual Emission Report and Fee Payment Due Date in
Rule 301 – Permitting and Associated Fees

Dear Mr. Krause:

The Los Angeles Department of Water and Power (LADWP) appreciates the opportunity to comment on Proposed Amended Rule 301 (PAR 301) at the Public Consultation Meeting held April 7, 2026, and the responses from South Coast Air Quality Management District (SCAQMD) staff both during and after the meeting. Please convey our appreciation to the staff for addressing our questions.

The purpose of this letter is to follow up regarding our request for more time to prepare and submit the Annual Emission Reports (AER) and pay the emission fees. During the Public Consultation Meeting, LADWP requested the due date for AER submittals and emission fee payments be changed from April 1 to May 1. If the AER submittal due date remains April 1, LADWP requested to decouple the emission fee payment due date from the AER submittal due date such that if the AER reports are due April 1, then the emission fees could be paid by May 1.

Based on a follow-up discussion with AER staff, LADWP understands that SCAQMD does not plan to extend the AER due date in Rule 301 to May 1 at this time. However, LADWP respectfully asks SCAQMD to reconsider our request due to the significant increase in the number of reports to be submitted starting next year. LADWP provides the following reasons to support our request:

- 1) Large facilities must prepare and submit multiple reports to regulatory agencies in the first quarter of the year, some of which provide data used in the AER. An April 1 AER due date means these reports must be prepared in parallel rather than sequentially.

- 2) Beginning with 2026 emission data reported in 2027 and each year thereafter, LADWP will be required to prepare and submit 74 AERs which include Additional Applicability facilities under the California Air Resources Board (CARB) Regulation for the Reporting of Criteria Air Pollutants and Toxic Air Contaminants (CTR) program. Preparing AERs for 74 facilities will require significantly more time compared to our regular four to seven facility AERs. For three out of the past four years, SCAQMD extended the AER reporting and fee payment due date to May 1 to allow reporters more time as the CTR Additional Applicability reporting requirements were phased in.

The scope of the AER includes emission reporting to satisfy multiple purposes (SCAQMD Annual Emissions, CTR, the AB 2588 Hot Spots Program, and Rule 317.1). Preparing the AER is complicated by having to report emissions from both permitted and unpermitted sources as well as identify if products used at the facility contain ingredients on the list of Toxic Air Contaminants to be reported. From a practical perspective, a May 1 due date is appropriate to allow sufficient time to collect data and prepare the AERs considering the multiple source categories (e.g. stationary and portable equipment, architectural coatings, clean air solvents, etc.) included in the scope of the AER. For LADWP, this detailed approach to emission identification and reporting consumes a significant amount of time and will apply to all 74 AERs including the CTR Additional Applicability facilities.

- 3) LADWP's internal process for processing payments and issuing checks can take two to three weeks. Since the emission fees are based on the AER, data must be collected and the report prepared before we can request payment. If the due date to submit the AERs and pay the emission fees is April 1, LADWP staff will be hard pressed to prepare 74 reports by the second week in March to allow enough time to request payment and submit the checks to SCAQMD by April 1. Payments will be required for all 74 reports since a filing fee is now required for each Abbreviated Report. Paying by check is our primary method; other payment options such as credit card and wire transfer are limited to certain types of transactions.

If SCAQMD cannot decouple the AER and fee payment due dates, LADWP offers the following alternatives:

- 1) Establish a later AER due date (May 1) for CTR Additional Applicability facilities due to the large volume of reports.

Mr. Michael Krause
Page 3
April 14, 2026

- 2) If the AER due date is April 1, waive the late payment penalty until May 1 to allow reporters sufficient time to pay the emission fees.

Thank you for your consideration of these comments. Should you have any questions regarding this matter, please contact Ms. Cindy Parsons, of my staff, at (213) 367-0636 or cindy.parsons@ladwp.com.

Sincerely,

Katherine Rubin
Director of Corporate Environmental Affairs

CP:ar
c: Mr. Peter Campbell, SCAQMD
Mr. Eugene Kang, SCAQMD
Ms. Cindy Parsons

Mr. Michael Krause
Page 4
April 14, 2026

bc: Andrea Villarin
James Talavera
FileNet