



November 12, 2008

State Environmental Commission
c/o Mr. John B Walker
Executive Secretary
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249

Re: Regulation R190-08: [BART] Best Available Retrofit Technology & Emission Limitations for Major Electric Generating Units

Dear Commissioners

My schedule has precluded me from attending today's hearing and therefore I would like to submit the following comments relating to proposed Regulation R190-08 (BART) on behalf of NVEnergy.

NVEnergy owns and operates the electric generating units listed for emission control retrofits under the referenced BART regulation as follows: Tracy 1, 2 & 3; Ft. Churchill 1&2; and Reid Gardner 1, 2 & 3. NVEnergy has been working closely with the Bureau of Air Pollution Control (BAPC) for well over the last year to evaluate suitable retrofit control technologies and emission limits with the aim to address regional haze concerns.

The final emission controls and proposed permit limits proposed in Regulation R190-08 do represent substantial reductions that will require fuel switching and/or capital deployment at the affected units. The fact that these older units must be retrofitted to meet the proposed regulation adds a factor of uncertainty as to what emission levels may actually be achievable; based on condition of the units and available technology. Further, in the case of Reid Gardner, the uncertainty associated with future fuel supply characteristics could impact the ability of the proposed technology to achieve the required emission limits. That said, NVEnergy wishes to commend BAPC for the inclusive process utilized throughout the development of this regulation and we want you to know that NVEnergy is committed to continue working closely with BAPC to implement these controls in a way that is protective of the environment and the citizens of the State of Nevada.

Thank you for the opportunity to submit these comments.

Sincerely,

A handwritten signature in black ink that reads "Starla Lacy". The signature is written in a cursive, flowing style.

Starla Lacy
Executive, Environmental, Health and Safety