



February 13, 2025

Senator Ted Cruz
167 Russell
Washington, DC 20510

Dear Senator Cruz,

We are writing to express our strong support for your proposed resolution of disapproval under the Congressional Review Act (CRA) regarding the Department of Energy's (DOE) rule on gas-fired instantaneous water heaters.

Our respective Trade Associations represent 80% of the new oil and gas resources brought online each year. Over the past four years we have fought the prior Administration's every move to restrict the production and consumption of fossil energy. This rule is a perfect example of the direct result of the Biden Administration's illegal whole-of-government assault on oil and natural gas use and consumption.

It effectively mandates the use of condensing technology, which increases the upfront cost and restricts options for American families. The clear intent of this regulation is to increase the upfront cost of natural gas-fired equipment to force consumers to fuel switch and use electric water heaters. This constitutes an unlawful overreach, and Congressional intervention is urgently required to rectify this flawed rule.

Some will argue that the CRA is the wrong approach to fixing this rule, but that is incorrect. It is critical that Congress steps in, and through the CRA, forbids DOE from issuing a new rule that is substantially similar. Starting with the Obama administration and continuing through the Biden administration, DOE has attacked the use of natural gas through this

type of energy efficiency rulemaking. It is time for Congress to fix the problem so that the next anti-energy President will not be able to create a backdoor ban on condensing equipment.

We express our appreciation to you and the cosponsors of this resolution for taking up this important issue to protect American families from future attacks on the use of natural gas.

US Oil & Gas Association

Western Energy Alliance

Independent Petroleum Association of America

National Ocean Industries Association

Energy Workforce and Technology Council

Texas Alliance of Energy Producers

Texas Independent Producers and Royalty Owners Association