

SENATE JOINT RESOLUTION NO. SJ0001

Regulation of carbon dioxide emissions.

Sponsored by: Senator(s) Anderson, J.D. (SD02), Bebout,
Cooper and Hines and Representative(s)
Barlow, Blake and Kasperik

A Bill

for

1 A JOINT RESOLUTION requesting Congress to require the
2 federal Environmental Protection Agency to respect the
3 primacy of Wyoming in developing guidelines for regulating
4 carbon dioxide emissions.

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6 WHEREAS, a reliable and affordable energy supply is vital
7 to Wyoming's economic growth, jobs, and the overall
8 interests of its citizens; and

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10 WHEREAS, Wyoming supports an all-the-above energy strategy
11 because it is in the best interests of the state of Wyoming
12 and the nation; and

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14 WHEREAS, the United States has abundant supplies of coal
15 and natural gas that provide economic and energy security
16 benefits; and

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2 WHEREAS, carbon regulations for existing power plants could
3 threaten the affordability and reliability of Wyoming's
4 electricity supplies and therefore threaten the wellbeing
5 of its citizens; and

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7 WHEREAS, the U.S. Energy Information Administration
8 projects that U.S. electric sector carbon dioxide emissions
9 will be fourteen percent (14%) below 2005 levels in 2020;
10 and

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12 WHEREAS, on June 25, 2013, the President directed the
13 Administrator of the U.S. Environmental Protection Agency
14 (EPA) to issue standards, regulations or guidelines to
15 address carbon dioxide emissions from new, existing,
16 modified and reconstructed fossil-fueled power plants; and

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18 WHEREAS, the President expressly recognized that states
19 "will play a central role in establishing and implementing
20 carbon standards for existing power plants;" and

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22 WHEREAS, the Clean Air Act requires EPA to establish a
23 "procedure" under which each state shall develop a plan for

1 establishing and implementing standards of performance for
2 existing sources within the state; and

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4 WHEREAS, the Clean Air Act expressly allows states in
5 developing and applying such standards of performance "to
6 take into consideration, among other factors, the remaining
7 useful life of the existing source to which such standard
8 applies;" and

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10 WHEREAS, EPA's existing regulations provide that states may
11 adopt "less stringent emissions standards or longer
12 compliance schedules" than EPA's guidelines based on
13 factors such as "unreasonable cost of control," "physical
14 impossibility of installing necessary control equipment,"
15 or other factors that make less stringent standards or
16 longer compliance times "significantly more reasonable;"
17 and

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19 WHEREAS, it is in the best interest of electricity
20 consumers in Wyoming to continue to benefit from reliable,
21 affordable electricity provided by coal and natural gas-
22 based electricity generating plants.

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1 NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE
2 LEGISLATURE OF THE STATE OF WYOMING:

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4 **Section 1.** That Wyoming urges EPA, in developing
5 guidelines for regulating carbon dioxide emissions from
6 existing power plants, to respect the primacy of Wyoming
7 and to take into account the unique policies, energy needs,
8 resource mix and economic priorities of Wyoming and other
9 states.

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11 **Section 2.** That EPA should issue guidelines and
12 approve state-established performance standards that are
13 based on reductions of carbon dioxide emissions that are
14 practical and achievable by measures undertaken at fossil-
15 fueled power plants.

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17 **Section 3.** That Wyoming and other states should be
18 given maximum flexibility by EPA to implement carbon
19 dioxide performance standards for fossil-fueled power
20 plants within their jurisdiction.

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1 **Section 4.** That the Secretary of State of Wyoming
2 transmit copies of this resolution to the President of the
3 United States, to the President of the Senate and the
4 Speaker of the House of Representatives of the United
5 States Congress and to the Wyoming Congressional
6 Delegation.

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(END)