

By Senator Bennett

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Senate Resolution

A resolution opposing the plan by the United States Environmental Protection Agency to regulate greenhouse gases under the Clean Air Act.

WHEREAS, the United States Environmental Protection Agency has released an advance notice of proposed rulemaking that describes a nationwide scheme to regulate greenhouse gases under the Clean Air Act, and

WHEREAS, the American Legislative Exchange Council has previously stated its opposition to the Environmental Protection Agency regulating greenhouse gases and has stated that if it pursues such a course, at the very least, additional action by Congress would be required to clarify and specify the Environmental Protection Agency's legal and regulatory obligations pertaining to greenhouse gases, and

WHEREAS, the Environmental Protection Agency's plan to regulate greenhouse gases is very expansive in scope, envisioning a nationwide cap-and-trade program for greenhouse gases, additional motor vehicle regulations, and economy-wide restrictions impacting a wide range of industries, including dairy and beef operations, office buildings, hospitals, schools, large homes, houses of worship, and even emissions from lawnmowers, and

WHEREAS, the United States Court of Appeals for the District of Columbia Circuit recently ruled that the Environmental Protection Agency does not have authority to implement a cap-and-trade plan under the Clean Air Act, and

WHEREAS, the Environmental Protection Agency's plan

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30 represents policymaking, which is the prerogative of the
31 legislative branch, and

32 WHEREAS, even committed proponents of ambitious greenhouse
33 gas regulation have expressed doubts about the advance notice of
34 proposed rulemaking, and

35 WHEREAS, climate change is a global issue, not a local or
36 regional pollution issue that the Clean Air Act was designed to
37 address, and

38 WHEREAS, the Environmental Protection Agency's plan would
39 impose a massive economic burden on this country without
40 appreciably reducing worldwide concentrations of greenhouse
41 gases, NOW, THEREFORE,

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43 Be It Resolved by the Senate of the State of Florida:

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45 That the United States Environmental Protection Agency is
46 requested to not make an endangerment finding for greenhouse
47 gases and to not pursue regulation of greenhouse gasses.

48 BE IT FURTHER RESOLVED that a copy of this resolution,
49 signed by the President of the Senate, with the Seal of the
50 Senate attached, be transmitted to the President of the United
51 States, to the President of the United States Senate, to the
52 Speaker of the United States House of Representatives, to each
53 member of the Florida delegation to the United States Congress,
54 and to the Administrator of the Unites States Environmental
55 Protection Agency.