

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE CONCURRENT  
4 RESOLUTION 39

By: Bingman of the Senate

5 and

6 Schwartz of the House

7  
8 AS INTRODUCED

9 A Concurrent Resolution urging the United States  
10 Environmental Protection Agency to allow states to  
11 regulate carbon dioxide emissions from certain  
12 electric generation facilities; and directing  
13 distribution.

14 WHEREAS, a reliable and affordable energy supply is vital to  
15 Oklahoma's economic growth, jobs and the overall interests of its  
16 citizens; and

17 WHEREAS, fossil fuels provide affordable and reliable  
18 electricity to the citizens of Oklahoma; and

19 WHEREAS, carbon regulations for existing fossil-fueled power  
20 plants could threaten the affordability and reliability of  
21 Oklahoma's electricity supplies, and therefore, threaten the  
22 wellbeing of its citizens; and

23 WHEREAS, on June 25, 2013, the President of the United States  
24 directed the Administrator of the United States Environmental

1 Protection Agency (EPA) to issue standards, regulations or  
2 guidelines to address carbon dioxide emissions from new, existing,  
3 modified and reconstructed fossil-fueled power plants; and

4 WHEREAS, the Clean Air Act requires EPA to establish a  
5 "procedure" under which each state shall develop a plan for  
6 establishing and implementing standards of performance for existing  
7 sources within the state; and

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

15 WHEREAS, it is in the best interest of electricity consumers in  
16 this state to continue to benefit from reliable, affordable  
17 electricity provided by fossil-based electricity generating plants.

18 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION  
19 OF THE 54TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES  
20 CONCURRING THEREIN:

21 THAT Oklahoma urges the United States Environmental Protection  
22 Agency (EPA), in developing guidelines for regulating carbon dioxide  
23 emissions from existing power plants, to respect the primacy of  
24 Oklahoma and other states and to rely on state regulators to develop

1 performance standards for carbon dioxide emissions that take into  
2 account the unique policies, energy needs, resource mix and economic  
3 priorities of Oklahoma and other states; and

4 THAT the EPA should issue guidelines and approve state-  
5 established performance standards that are based on reductions of  
6 carbon dioxide emissions achievable by measures undertaken at  
7 fossil-fueled electric generation facilities; and

8 THAT Oklahoma and other states should be given maximum  
9 flexibility by EPA to implement carbon dioxide performance standards  
10 for fossil-fueled electric generation facilities within their  
11 jurisdiction.

12 THAT copies of this resolution be distributed to the members of  
13 the Oklahoma Congressional Delegation and Gina McCarthy,  
14 Administrator, United States Environmental Protection Agency.

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