

1 HJR218  
2 117631-2  
3 By Representatives Gipson, Payne, Johnson, Boothe, Newton (C),  
4 Buskey, Wren, Fields, Curtis, McDaniel, Shiver, Beck, Robinson  
5 (O), Ford, Hill, Ball, Ward, Williams (J), McClurkin, Fincher,  
6 Davis, Baker (A), Thomas (E), Oden, Bentley, Galliher,  
7 McMillan, Morrow, Hurst, McCutcheon, Collier, Love, Thigpen  
8 and Canfield  
9 RFD: Rules  
10 First Read: 04-FEB-10

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8 URGING THE UNITED STATES CONGRESS TO APPROVE H.R.  
9 4396, THE SAVE OUR ENERGY JOBS ACT.  
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11 WHEREAS, in April 2007, the United States Supreme  
12 Court, in Massachusetts v. Environmental Protection Agency,  
13 found that the EPA has the authority under the Clean Air Act  
14 to regulate greenhouse gas emissions, should the EPA find  
15 these emissions to be harmful to public health and welfare;  
16 and

17 WHEREAS, in December 2009, using this newfound  
18 authority, the EPA released a final endangerment finding that  
19 greenhouse gas emissions do endanger both public health and  
20 welfare; this finding was necessary to finalizing the EPA's  
21 proposed greenhouse gas emissions standards for light-duty  
22 vehicles; when finalized, this new EPA rule will classify  
23 greenhouse gases as officially regulated pollutants under the  
24 Clean Air Act; and

25 WHEREAS, the classification of greenhouse gases as  
26 regulated pollutants under the Clean Air Act would subject  
27 stationary sources, such as power plants, manufacturing

1 facilities, hospitals, and commercial establishments, to  
2 unduly onerous regulation from the federal government,  
3 endangering those sources and jeopardizing the livelihoods of  
4 the thousands of American workers they employ; and

5 WHEREAS, over four million jobs were lost in 2009  
6 and these proposed regulations have the potential to cause  
7 even more job losses; and

8 WHEREAS, the regulatory requirements of the Clean  
9 Air Act would overwhelm state agencies, which are not equipped  
10 to handle the estimated six million permitting requests  
11 anticipated; and

12 WHEREAS, this classification could subject American  
13 citizens to increased energy costs; and

14 WHEREAS, it is the sense of this Legislature that  
15 the United States Congress never intended the Clean Air Act to  
16 be used as a tool for the regulation of greenhouse gases or  
17 global climate change; in fact, U. S. Representative John  
18 Dingell, one of the principal authors of the Clean Air Act,  
19 predicted that using the Act to regulate greenhouse gases  
20 would result in a "glorious mess"; and

21 WHEREAS, comprehensive federal regulations to  
22 address global climate change should only be made at the  
23 direction of the United States Congress; and

24 WHEREAS, H.R. 4396 would amend the Clean Air Act to  
25 clarify that the term "air pollutant" does not include carbon  
26 dioxide, methane, nitrous oxide, hydrofluorocarbons,  
27 perfluorocarbons, or sulphur hexafluoride; now therefore,

1                   BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH  
2   HOUSES THEREOF CONCURRING, That we hereby urge the United  
3   States Congress to approve H.R. 4396, the Save Our Energy Jobs  
4   Act, with all due haste.

5                   BE IT FURTHER RESOLVED, That a copy of this  
6   resolution will be provided to each member of Alabama's  
7   Congressional Delegation.