

1 SJR91
2 142362-2
3 By Senator Waggoner
4 RFD:
5 First Read: 08-MAY-12

1 SJR91

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4 ENROLLED, SJR91,

5 URGING THE UNITED STATES CONGRESS TO ADOPT
6 LEGISLATION PROHIBITING THE ENVIRONMENTAL PROTECTION AGENCY
7 FROM REGULATING GREENHOUSE GAS EMISSIONS WITHOUT CONGRESSIONAL
8 APPROVAL.
9

10 WHEREAS, the United States Environmental Protection
11 Agency (EPA) has proposed or is proposing numerous new
12 regulations, particularly in the area of air quality and
13 regulation of greenhouse gases, that are likely to have major
14 effects on the economy, jobs, and U.S. competitiveness in
15 worldwide markets; and

16 WHEREAS, EPA's regulatory activity as to air quality
17 and greenhouse gases has become known as the "train wreck,"
18 because of the numerous and overlapping requirements and
19 because of the potentially devastating consequences this
20 regulatory activity may have on the economy; and

21 WHEREAS, concern is growing that, with cap-and-trade
22 legislation having failed in Congress, EPA is attempting to
23 obtain the same results through the adoption of regulations;
24 and

1 WHEREAS, EPA over-regulation is driving jobs and
2 industry out of America; and

3 WHEREAS, neither EPA nor the administration has
4 undertaken any comprehensive study of what the cumulative
5 effect of all of this new regulatory activity will have on the
6 economy, jobs, and competitiveness; and

7 WHEREAS, EPA has not performed any comprehensive
8 study of what the environmental benefits of its greenhouse
9 regulations will be in terms of impacts on global climate; and

10 WHEREAS, state agencies are routinely required to
11 identify the costs of their regulations and to justify those
12 costs in light of the benefits; and

13 WHEREAS, since EPA has identified "taking action on
14 climate change and improving air quality" as its first
15 strategic goal for the 2011-2015 time period, EPA should be
16 required to identify the specific actions it intends to take
17 to achieve these goals and to assess the total cost of all
18 these actions together; and

19 WHEREAS, the Legislature supports continuing
20 improvements in the quality of the nation's air and believes
21 that such improvements can be made in a sensible fashion
22 without damaging the economy so long as there is a full
23 understanding of the cost of the regulations at issue; and

24 WHEREAS, the primary goal of government at the
25 present time must be to promote economic recovery and to

1 foster a stable and predictable business environment that will
2 lead to the creation of jobs; and

3 WHEREAS, public health and welfare will suffer
4 without significant new job creation and economic improvement,
5 because people with good jobs are better able to take care of
6 themselves and their families than the unemployed and because
7 environmental improvement is only possible in a society that
8 generates wealth; now therefore,

9 BE IT RESOLVED BY THE LEGISLATURE OF ALABAMA, BOTH
10 HOUSES THEREOF CONCURRING, That we hereby call upon the
11 Members of the Alabama Delegation in the U.S. Congress to:

12 (1) Adopt legislation prohibiting EPA by any means
13 necessary from regulating greenhouse gas emissions, including,
14 if necessary, defunding EPA greenhouse gas regulatory
15 activities;

16 (2) Impose a moratorium on promulgation of any new
17 air quality regulation by EPA by any means necessary, except
18 regulation to directly address an imminent health or
19 environmental emergency, for a period of at least two years,
20 including defunding EPA air quality regulatory activities;

21 (3) Require the administration to undertake a study
22 identifying all regulatory activity that EPA intends to
23 undertake in furtherance of its goal of "taking action on
24 climate change and improving air quality" and specifying the
25 cumulative effect of all of these regulations on the economy,

1 jobs, and American economic competitiveness. This study should
2 be a multi-agency study drawing on the expertise both of EPA
3 and of agencies and departments having expertise in and
4 responsibility for the economy and the electric system and
5 should provide an objective cost-benefit analysis of all EPA's
6 current and planned regulations together.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SJR91

Senate 08-MAY-12

I hereby certify that the within Senate Joint Resolution
originated in and was adopted by the Senate.

Patrick Harris
Secretary

House of Representatives
Adopted: 10-MAY-12

By: Senator Waggoner