As Reported by the House Energy and Natural Resources Committee

131st General Assembly **Regular Session** 2015-2016

H. C. R. No. 29

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Representative Hill

Cosponsors: Representatives Hood, Rezabek, Hambley, Brenner, Romanchuk, Roegner, Becker, Maag, Thompson, Reineke, Vitale, Buchy, Schaffer, Young, Burkley, McColley, Koehler, Cera, Ginter

ACONCURRENT RESOLUTION

То	oppose	the	United	States	Environmental	Protection	1
I	Agency's	Clea	an Powe	r Plan.			2

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF OHIO (THE SENATE CONCURRING):

WHEREAS, The availability of fellable, abundant, and low-	3				
cost electricity is essential for the health of Ohio's economy	4				
and the welfare of its people. The Ohio General Assembly is	5				
responsible for ensuring that Ohio's energy policy reflects the	6				
proper balance for the citizens of Ohio, the environment, and	7				
future generations; and	8				
WHEREAS, On August 3, 2015, the Administrator of the United	9				
States Environmental Protection Agency (USEPA) adopted a final	10				
rule it calls the Clean Power Plan. The Plan compels Ohio to	11				
dramatically reduce the use of coal to meet federal limits on					
the rate of carbon dioxide emissions from electricity	13				
generation; and	14				
WHEREAS, Ohio's existing coal power plant fleet is a vital	15				
economic resource representing billions of dollars in public and					
private investments over the past century, including substantial					

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recent investments to upgrade the coal fleet and install	18
expensive pollution controls as required by previous rules	19
adopted by the USEPA. The existing coal power plant fleet	20
ensures the availability of reliable, abundant, and low-cost	21
electricity critical to Ohio's economy and especially the	22
continued revival of the manufacturing industry in Ohio; and	23
WHEREAS, In light of the central importance of reliable,	24
abundant, and low-cost electricity for Ohio's economy, Ohio's	25
energy policy pursues a balanced "all fuels" approach that	26
relies on coal, natural gas, and hydroelectric fuels, including	27
energy efficient sources such as renewable energies. The USEPA's	28
Clean Power Plan irreconcilably conflicts with Ohio's energy	29
policy as determined and enacted by the Ohio General Assembly	30
and usurps the authority of the General Assembly to establish	31
Ohio's energy policy going forward; and	32
WHEREAS, The USEPA lacks the legal authority to establish	33
Ohio's energy policy under federal law and the United States	34
Constitution, including the Tenth Amendment, which reserves	35
powers to the states; now therefore be it	36
RESOLVED, That we, the members of the 131st General	37
Assembly of the State of Ohio, oppose the United States	38
Environmental Protection Agency's Clean Power Plan; and be it	39
further	40
RESOLVED, That the Clerk of the House of Representatives	41
transmit duly authenticated copies of this resolution to the	42
President of the United States, the Administrator of the United	43
States Environmental Protection Agency, the Speaker and Clerk of	44
the United States House of Representatives, the President Pro	45
Tempore and Secretary of the United States Senate, each member	46
of the Ohio Congressional delegation, and the news media of	47
Ohio.	48