

**As Reported by the Senate Environment and Natural Resources
Committee**

**128th General Assembly
Regular Session
2009-2010**

S. C. R. No. 27

Senator Gibbs

Cosponsors: Senators Grendell, Seitz, Buehrer, Cates

CONCURRENT RESOLUTION

To urge the Congress of the United States to adopt 1
legislation invalidating regulations of the United 2
States Environmental Protection Agency related to 3
greenhouse gases. 4

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

WHEREAS, The Administrator of the United States Environmental 5
Protection Agency has formally issued an endangerment finding in 6
the Federal Register under the federal Clean Air Act regarding six 7
greenhouse gases, including carbon dioxide; and 8

WHEREAS, The Environmental Protection Agency's efforts to 9
regulate carbon dioxide and other greenhouse gases under the Clean 10
Air Act without Congressional input represents a clear 11
contravention of the principle of separation of powers; and 12

WHEREAS, The regulation of carbon dioxide and other 13
greenhouse gases has serious implications with respect to the 14
economy of the United States and would likely result in slower or 15
negative economic growth, a loss of competitiveness in the global 16
market, and a reduction of the standard of living of the citizens 17
of the United States; and 18

WHEREAS, At a time when the economy is in a fragile period of recovery from the most severe recession since the Great Depression, the unemployment rate exceeds ten per cent, and job growth has been negligible, it would be unwise to embark upon a new regulatory scheme that would create serious economic uncertainty; and

WHEREAS, There are multiple joint resolutions pending in the Congress, Senate Joint Resolution 26 and House Joint Resolutions 76 and 77, that have been introduced by members of both political parties. Those resolutions have been introduced pursuant to provisions of the Congressional Review Act, which authorizes Congress to review every new federal regulation issued by federal agencies and, by passage of a joint resolution, overrule a regulation. The resolutions generally provide that the Congress of the United States disapproves of the rule submitted by the United States Environmental Protection Agency related to the endangerment finding for greenhouse gases under the Clean Air Act; now therefore be it

RESOLVED, That we, the members of the 128th General Assembly of the State of Ohio, in adopting this resolution, strongly urge the Congress to adopt legislation that disapproves of the rule of the United States Environmental Protection Agency related to the endangerment finding for greenhouse gases under the Clean Air Act; and be it further

RESOLVED, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the Speaker and Clerk of the United States House of Representatives, the President Pro Tempore and Secretary of the United States Senate, the members of the Ohio Congressional delegation, and the news media of Ohio.