

By Senator Evers

2-00525-16

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1                   A bill to be entitled  
2           An act relating to carbon dioxide emissions from  
3           existing stationary sources; providing legislative  
4           findings regarding federal Clean Air Act regulations  
5           that limit certain carbon dioxide emissions from  
6           existing stationary sources; prohibiting each state  
7           agency and instrumentality thereof from implementing  
8           certain rules or submitting certain plans to the  
9           United States Environmental Protection Agency  
10          regarding such emissions before the occurrence of  
11          specified events; providing an effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

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15           Section 1. (1) The Legislature finds that:

16           (a) A reliable and affordable electricity supply is vital  
17 to ensure the nation's and each state's continued economic  
18 growth and for the maintenance of environmental quality.

19           (b) Regulations issued by the United States Environmental  
20 Protection Agency pursuant to the Clean Air Act, 42 U.S.C. s.  
21 7411(d), which limit carbon dioxide emissions from existing  
22 stationary sources will significantly affect the state's economy  
23 and impact how electricity is generated, transmitted,  
24 distributed, and used within the state.

25           (c) The Legislature must establish and direct the state's  
26 energy policy to best protect the standard of living of its  
27 citizens and to ensure that state agencies and instrumentalities  
28 of the state remain accountable to state interests.

29           (2) Except as provided in this section, a state agency or

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30 instrumentality of the state may not implement rules or  
31 regulations or submit a state or multistate implementation plan  
32 to the United States Environmental Protection Agency which  
33 limits or attempts to limit carbon dioxide emissions from  
34 existing stationary sources to comply with regulations issued  
35 pursuant to the Clean Air Act, 42 U.S.C. s. 7411(d), until:

36 (a) The United States Congress enacts legislation  
37 regulating limiting carbon dioxide emissions from existing  
38 stationary sources; or

39 (b) A federal court issues a final judgment upholding the  
40 legality of regulations addressing carbon dioxide from existing  
41 stationary sources issued pursuant to the Clean Air Act, 42  
42 U.S.C. s. 7411(d).

43 Section 2. This act shall take effect July 1, 2016.