

**FIRST ENGROSSMENT  
with Senate Amendments  
ENGROSSED HOUSE CONCURRENT**

Introduced by

**RESOLUTION NO. 3028**

Representatives Headland, Grande, Heller

Senators Christmann, Wanzek, Wardner

1 A concurrent resolution urging Congress to adopt legislation prohibiting the Environmental  
2 Protection Agency by any legal means from regulating greenhouse emissions, including, if  
3 necessary, defunding Environmental Protection Agency greenhouse gas regulatory activities;  
4 imposing a moratorium on adoption on any new air quality regulations by the Environmental  
5 Protection Agency by any legal means, except those regulations directly addressing an  
6 imminent health or environmental emergency, for a period of at least two years; and requiring  
7 the administration to undertake a study identifying all regulatory activity the Environmental  
8 Protection Agency intends to undertake in furtherance of its goal of "taking action on climate  
9 change and improving air quality" and specifying the cumulative effect of all these regulations  
10 on the economy, jobs, and American economic competitiveness.

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

15 **WHEREAS**, the Environmental Protection Agency's regulatory activity as to air quality and  
16 greenhouse gases has numerous and overlapping requirements and may have negative  
17 consequences on the economy; and

18 **WHEREAS**, concern is growing that, with cap and trade legislation having failed in  
19 Congress, the Environmental Protection Agency is attempting to obtain the same results  
20 through the adoption of regulations; and

21 **WHEREAS**, Environmental Protection Agency overregulation is driving jobs and industry  
22 out of the United States; and

23 **WHEREAS**, neither the Environmental Protection Agency nor the administration has  
24 undertaken any comprehensive study of what the cumulative effect of all of this new regulatory  
25 activity will have on the economy, jobs, and competitiveness; and

1       **WHEREAS**, the Environmental Protection Agency has not performed any comprehensive  
2 study of what the environmental benefits of its greenhouse gas regulation will be in terms of  
3 impacts on the global climate; and

4       **WHEREAS**, state agencies are routinely required to identify the costs of their regulations  
5 and to justify those costs in light of the benefits; and

6       **WHEREAS**, since the Environmental Protection Agency has identified "taking action on  
7 climate change and improving air quality" as its first strategic goal for the 2011-15 time period,  
8 the Environmental Protection Agency should be required to identify the specific actions it  
9 intends to take to achieve these goals and to assess the total cost of all these actions together;  
10 and

11       **WHEREAS**, the Legislative Assembly supports continuing improvement in the quality of the  
12 nation's air and believes that such improvement can be made in a sensible fashion without  
13 damaging the economy, provided there is a full understanding of the cost of the regulations at  
14 issue; and

15       **WHEREAS**, the primary goal of government at the present time must be to promote  
16 economic recovery and to foster a stable and predictable business environment that will lead to  
17 the creation of jobs; and

18       **WHEREAS**, public health and welfare will suffer without significant new job creation and  
19 economic improvement because people with good jobs are better able to take care of  
20 themselves and their families than the unemployed and because environmental improvement is  
21 only possible in a society that generates wealth;

22       **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF**  
23 **NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

24       That the Sixty-second Legislative Assembly urges Congress to adopt legislation prohibiting  
25 the Environmental Protection Agency by any legal means from regulating greenhouse  
26 emissions, including, if necessary, defunding Environmental Protection Agency greenhouse gas  
27 regulatory activities; imposing a moratorium on adoption on any new air quality regulations by  
28 the Environmental Protection Agency by any means necessary, except those directly  
29 addressing an imminent health or environmental emergency, for a period of at least two years;  
30 and requiring the administration to undertake a study identifying all regulatory activity that the  
31 Environmental Protection Agency intends to undertake in furtherance of its goal of "taking action

1 on climate change and improving air quality" and specifying the cumulative effect of all these  
2 regulations on the economy, jobs, and American economic competitiveness; and

3 **BE IT FURTHER RESOLVED**, that this study be a multiagency study drawing on the  
4 expertise of the Environmental Protection Agency and of agencies and departments having  
5 expertise and responsibility for the economy and the electric system and should provide an  
6 objective cost-benefit analysis of all of the Environmental Protection Agency's current and  
7 planned regulation together; and

8 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution  
9 to the President of the United States, the Majority Leader of the United States Senate, the  
10 Minority Leader of the United States Senate, the Majority Leader of the United States House of  
11 Representatives, the Minority Leader of the United States House of Representatives, the  
12 Speaker of the United States House of Representatives, the administrator of the Environmental  
13 Protection Agency, the director of the federal Office of Management and Budget, and to each  
14 member of the North Dakota Congressional Delegation.