

# INDIANA COUNTY Commissioners

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## RESOLUTION

WHEREAS affordable, reliable, and resilient sources of electric power generated in Pennsylvania are vital to the health, safety, and welfare of the residents of Indiana County and to the prosperity of its economy; and

WHEREAS Pennsylvania's coal-fired electric generating units are a major economic, employment and tax revenue generator for the Commonwealth of Pennsylvania, counties, and the municipalities in which they are located; and

WHEREAS, on October 3, 2019, Governor Wolf directed the Department of Environmental Protection (DEP) by Executive Order 2019-17 to develop regulations that would facilitate Pennsylvania's entry into the Regional Greenhouse Gas Initiative (RGGI); and

WHEREAS, On September 15, 2020, DEP submitted and received approval from the Environmental Quality Board (EQB) of a proposed carbon dioxide trading program regulation that would join Pennsylvania to the RGGI that is now subject to public comment and review by the Independent Regulatory Review Commission (IRRC); and

WHEREAS the RGGI is a cap-and-trade program targeting electric generating units by imposing a tax on coal and natural gas fired electric generating units in our Commonwealth; and

WHEREAS, Indiana County has an immediate and significant interest in this proposed regulation as a host county to impacted coal-fired generation units; and

WHEREAS Carbon dioxide emissions from Pennsylvania's fossil-fuel fired electric generating units were 33.2% below 2005 emission levels, which is well in advance of Governor Wolf's stated 2025 goal of 26% below 2005 levels; and

WHEREAS these reductions have been accomplished while Pennsylvania has maintained a stable and reliable supply of electricity at competitively priced rates, significantly below those of RGGI-states, which can be attributed to the fact that over 95% of Pennsylvania's energy generation comes from in-state low-cost sources – including coal, natural gas, and nuclear; and

WHEREAS the \$2.4 billion RGGI tax will be imposed on all coal and natural gas fired electric generating units in Pennsylvania, and according to DEP's modeling will eliminate over 87% of existing Pennsylvania coal generation by 2022 and impair the future competitiveness of all-natural gas generation; and

WHEREAS the RGGI tax will prematurely force the premature retirement of over 8,200 MW of

coal-fired electric generation in Pennsylvania, displacing this electric generation to other states that do not impose a RGGI tax; and

WHEREAS the RGGI tax represents the single, most significant energy generation restructuring in the history of Pennsylvania, and the forced premature retirement of coal and natural gas plants will lead to the loss of thousands of direct and indirect jobs supporting the electric generation industry; and

WHEREAS, within Indiana County, coal-fired electric generating unit operations produce \$837 million in total economic impact, supporting 1,490 direct and indirect jobs; and

WHEREAS, within Armstrong County, coal-fired electric generating unit operations produce \$544million in total economic impact, supporting 1,100 direct and indirect jobs; and

WHEREAS, in total, coal-fired electric generating unit operating in Pennsylvania produce \$2.87 billion in total economic impact within Pennsylvania and support over 8,000 jobs with \$539 million in employee compensation; and

WHEREAS coal-fired electric generating units serve as the economic cornerstone and encompass a significant portion of the tax base for many communities and their forced closure by RGGI will have severe and long-lasting consequences on host school districts and municipalities; and

WHEREAS, these negative economic consequences and shortfalls of the proposed regulation were considered and discussed by the Air Quality Technical Advisory Committee, the Citizens Advisory Council, and the Small Business Compliance Advisory Committee each of which rejected “recommending” the rule to the EQB; and

WHEREAS, under the act of January 8, 1959 (P.L.2119, No.787), known as the Pennsylvania Air Pollution Control Act (APCA), the EQB is statutorily required to host regional, in-person public hearings “where it becomes necessary to adopt rules and regulations for the control, abatement, prevention or reduction of air pollution for any area of the Commonwealth which encompasses more than one region or parts of more than one region, public hearings shall be held in the area concerned”; and

WHEREAS the EQB and DEP neither advertised in a “region of the Commonwealth affected” by the regulation, nor held any public hearings “in the areas concerned” and, instead, convened five day-long virtual hearings in mid-December that required an internet-based registration process, which discriminated against and disenfranchised thousands of potential commenters who lack adequate broadband access; and

WHEREAS, in addition to the impact on coal-fired electric generating facilities and host communities, Pennsylvania joining the RGGI will have a significant negative economic impact on the Commonwealth’s industrial, manufacturing, and transportation sectors; and

WHEREAS, if all coal-fired electric generating units within Pennsylvania are forced to close because of the RGGI tax, Indiana County electric customers will be at risk for significant price spikes and potentially rolling brownouts as have occurred in other states that have moved away from fossil fuel; and therefore, be it

RESOLVED, that the County Commissioners of Indiana County urge Pennsylvania's IRRC to reject the proposed carbon dioxide budget trading program regulation as contrary to State statute and the Constitution of Pennsylvania; and be it further


RESOLVED, that the County Commissioners of Indiana County deem this resolution to serve as its official public comment for the proposed carbon dioxide budget trading program regulation; and be it further

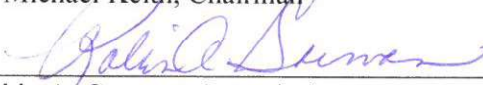
RESOLVED, that the County Commissioners of Indiana County have and will continue to support energy policies that make sense for our workers, consumers, and employers; and be it further

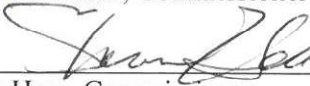
RESOLVED, that a copy of this resolution be transmitted to the Governor, the Department of Environmental Protection, the IRRC and the EQB.

Dated this 13<sup>th</sup> day of January, 2021.

INDIANA COUNT BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
R. Michael Keith, Chairman

  
\_\_\_\_\_  
Robin A. Gorman, Commissioner

  
\_\_\_\_\_  
Sherene Hess, Commissioner

ATTEST:

  
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Robin Maryai, Chief Clerk