

AMENDMENT NO. _____ Calendar No. _____

Purpose: To require the Administrator to promulgate certain regulations in response to a certain circumstance.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 2191

To direct the Administrator of the Environmental Protection Agency to establish a program to decrease emissions of greenhouse gases, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. SANDERS

Viz:

1 At the end of section 7001 (relating to National
2 Academy of Sciences reviews), add the following:

3 (c) ACTION BY ADMINISTRATOR.—

4 (1) DEFINITION OF NEGATIVE REPORT.—In
5 this subsection, the term “negative report” means a
6 report of the National Academy of Sciences under
7 subsection (a) that includes a determination by the
8 Academy that—

1 (A) the emission reductions achieved under
2 this Act, taken together with actual steps taken
3 by other countries to reduce greenhouse gas
4 emissions, are not predicted to stabilize atmos-
5 pheric greenhouse gas concentrations at a level
6 adequate to forestall dangerous anthropogenic
7 interference with the climate system; or

8 (B) an increase of global average tempera-
9 ture in excess of 3.6 degrees Fahrenheit (2 de-
10 grees Celsius) above the preindustrial average
11 has occurred or is more likely than not to occur
12 in the foreseeable future as a result of anthro-
13 pogenic climate change.

14 (2) DETERMINATION.—Not later than 1 year
15 after the date of receipt of a negative report, the Ad-
16 ministrator shall determine the additional measures
17 required to be carried out, during the period ending
18 on January 1, 2050, to reduce the total greenhouse
19 gas emissions of the United States—

20 (A) to achieve, together with other coun-
21 tries, a reduction in greenhouse gas emissions
22 sufficient to stabilize atmospheric greenhouse
23 gas concentrations at a level adequate to fore-
24 stall dangerous anthropogenic interference with
25 the climate system; and

1 (B) to avoid an increase of global average
2 temperature in excess of 3.6 degrees Fahrenheit
3 (2 degrees Celsius) above the preindustrial av-
4 erage in the foreseeable future as a result of
5 anthropogenic climate change.

6 (3) REGULATIONS.—

7 (A) IN GENERAL.—As soon as practicable,
8 and in no case later than 2 years, after making
9 a determination described in paragraph (2), the
10 Administrator shall promulgate regulations to
11 achieve a reduction of total greenhouse gas
12 emissions of the United States described in
13 paragraph (2).

14 (B) REQUIREMENTS.—The regulations
15 promulgated pursuant to subparagraph (A)
16 shall include—

17 (i) a combination of expanded applica-
18 bility of emissions limitations and supple-
19 mental requirements, if the Administrator
20 determines that such a combination is suf-
21 ficient to achieve a reduction of total
22 greenhouse gas emissions of the United
23 States described in paragraph (2); or

24 (ii) the imposition of additional limita-
25 tions on entities subject to the require-

1 ments of this Act, to take effect not earlier
2 than 5 years after the date on which the
3 determination is made under paragraph
4 (2), if the Administrator determines that a
5 combination described in clause (i) is not
6 sufficient to achieve a reduction of total
7 greenhouse gas emissions of the United
8 States described in paragraph (2).