

Volume 302 September 4, 2012

Cross-State Air Pollution Rule (CSAPR)

On Tuesday August 21, 2012 a three judge panel of the U.S. Court of Appeals for the District of Columbia ruled that the **Cross-State Air Pollution Rule (CSAPR)** – which targeted coal-fired power plants whose emissions blow across state lines – exceeded the EPA's authority under the Clean Air Act. The court said that CSAPR overstepped its power by forcing some upwind states to clean up more than their fair share of pollutants impacting downwind states.

Pro-coal

Court Decision Underscores EPA's Regulatory Overreach

The U.S. Court of Appeals for the District of Columbia threw out the EPA's "Cross-State Air Pollution Rule," finding that the EPA exceeded its statutory authority with the rule. In response to the ruling, ACCCE's Senior Vice President for Communications Evan Tracey released the following statement:

"The full implications of this decision must be analyzed, but at first glance this appears to be very good news for Americans who depend on the reliable and affordable electricity generated by coal.

"More than a dozen states brought this case forward, and ACCCE commends them for the hard work and commitment they have shown in standing up for balanced environmental policies. The Cross-State Air Pollution Rule would have led to higher energy prices, job losses and premature coal plant retirements. "Through existing law -- the EPA's Clean Air Interstate Rule -- and current and future investments in clean coal technology, air quality will continue to improve. Hopefully, today's decision will cause the EPA to reevaluate their overzealous approach, and pursue more balanced environmental and energy policies."

Anti-coal

Environmentalists decry court ruling on power plant emissions rule

A federal court decision struck down a proposed environmental rule aimed at limiting the amount of soot and smog from coal-fired power plants that drifts into neighboring states.

"I think (the decision) is a real loss for American citizens," said Elizabeth Wheeler, staff attorney for Clean Wisconsin, a Madison environmental group. "Every time an EPA rule like this is overturned or remanded, it results in additional delay that prolongs exposure to harmful and deadly pollutants."

Electricity Pricing – Sep 4, 2012

	On-Peak	Off-Peak
2012	\$0.03486	\$0.02258
2013	\$0.03638	\$0.02353
2014	\$0.03775	\$0.02449

LMP Electric Price

Time Period	Average per Kwh
Aug, 2011	\$0.04064
Sep, 2011	\$0.03058
Oct, 2011	\$0.02968
Nov, 2011	\$0.02816
Dec, 2011	\$0.02971
Jan, 2012	\$0.03043
Feb, 2012	\$0.02963
Mar, 2012	\$0.02894
April, 2012	\$0.02659
May, 2012	\$0.02816
June, 2012	\$0.03089
July, 2012	\$0.04303
Aug 1 thru Aug 31	\$0.03112

Extended Temperature Forecast:

Chicago Area

	Tue	Wed	Thu	Fri	Sat
High	88	85	81	74	73
Low	73	67	65	64	61

