

Unlocking the Mysteries of the Deep!

The Clean Power Plan: The Litigation, The Future and A No Regrets Strategy

(Time: 1 hour)

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This presentation will begin with a discussion of the pending litigation over the Clean Power Plan. In February, the Supreme Court took the unprecedented step of staying this administrative rule before any court had reviewed it; the discussion will analyze the stay and its implications for the rule. The discussion will also review the main challenges to the rule, and share highlights from the oral arguments before the D.C. Circuit, which took place on June 2. Next, the presentation will dig into other provisions of the Clean Air Act that might provide the basis for greenhouse gas standards for the electric sector, if the Clean Power Plan were to be struck down or narrowed. The presentation will then move on to discuss other drivers for change in the electric sector, including state laws and federal incentive programs. Finally, the presentation will offer suggestions for states wondering how to proceed in this space, given the uncertainty of the Clean Power Plan.