



IOWA DEPARTMENT OF NATURAL RESOURCES

LEADING IOWANS IN CARING FOR OUR NATURAL RESOURCES

111(d) Stakeholder Meeting
November 16, 2015

What Has Happened Since We Last Met

- Final 111(d) Emission Guidelines and proposed federal plan and model trading rules were published in the Federal Register on October 23, 2015.
 - EPA is taking public comment until January 21, 2016
- EPA issued guidance memo on Initial Clean Power Plan Submittals
- EPA is taking public comment on its guidance for Evaluation Measurement and Verification (EM&V) Guidance for Demand-Side Energy Efficiency
 - Comments due to EPA by January 21, 2016
- Six NACAA/AAPCO/ECOS calls with EPA
- Two MSEER meetings and a Bipartisan Policy/Great Plains Institute public workshop on the CPP
- Scheduling meetings with individual utilities

Current Litigation

As of 11/6/2015

- Multiple lawsuits to stay the CPP have been filed in the U.S. Court of Appeals for the D.C. Circuit since the rule was published on October 23, 2015:
 - Against: 20 filings by petitioners and friends of the court
 - Includes many business groups, industry groups, utilities, and 27 states
 - Intervening on EPA's behalf:
 - Includes many environmental groups, 18 states (including Iowa Attorney General), and 6 municipalities
 - Five states have not filed anything:
 - Alaska, Idaho, Nevada, Pennsylvania, and Tennessee
- The Court has set a briefing schedule. All stay motions were to be filed by November 5, 2015. Basin Electric has asked the Court to reconsider the schedule and accept new motions for a stay until January 21, 2016.

Current Congressional Actions

As of 10/30/2015

U.S. House and Senate members are invoking the Congressional Review Act (CRA) to repeal EPA's CO2 emission limits on both existing and new power plants.

In order to take effect, the resolution must be passed by both chambers with a simple majority and either signed by the President, or if vetoed, over-ridden by 2/3 votes of both chambers.

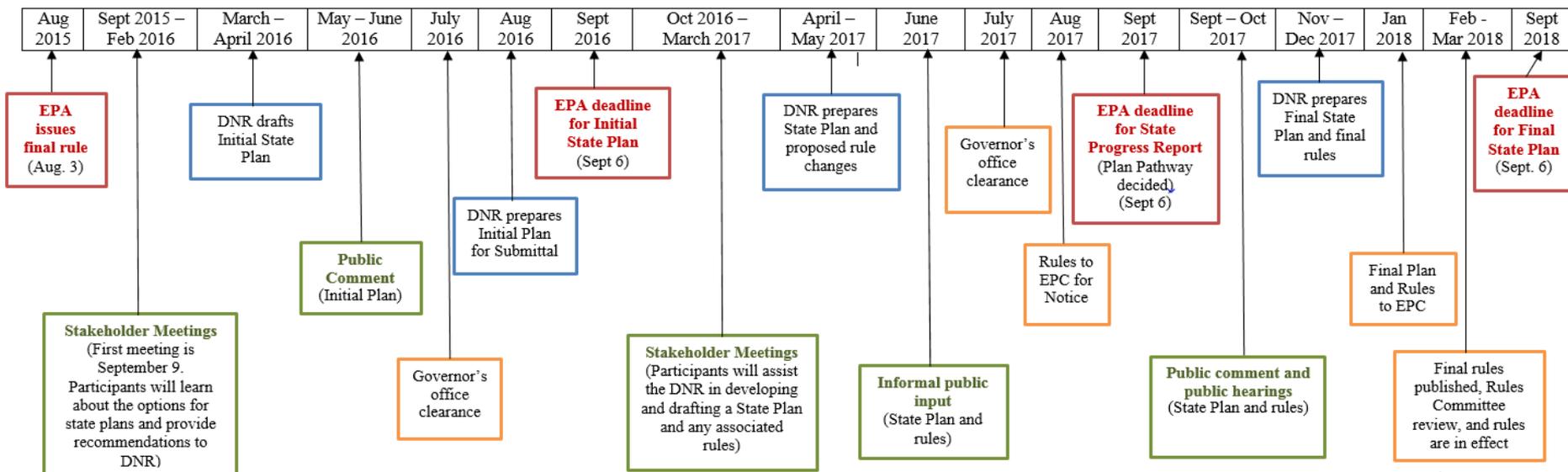
Senate:

- S.J Res 23 for new sources - 111(b)
- S.J. Res 24 for existing sources - 111(d)

House:

- H.J. Res 71 for new sources - 111(b)
- H.J. Res 72 for existing sources- 111(d)

Timeline for 111(d) Emission Guidelines



111(d) Plan Development and Stakeholder Involvement

Legend

EPA actions and requirements = **Red**

Stakeholder and public involvement = **Green**

DNR activities = **Blue**

Governor, Commission and Legislative review = **Orange**

Historical Carbon Dioxide Rates & Mass Emissions and Future EPA Clean Power Plan Goals for 111(d) Affected Units

Historical Mass CO2 Emissions & Rates from Affected Units

August 2015 EPA Final Goals

Note: The final rule gives the state the option to establish its own glide path.

Rate Based: Pounds CO2 per MWh net generation

Mass Based: Millions of tons of CO2

