

# United States Senate

WASHINGTON, DC 20510

October 13, 2009

The Honorable Lisa P. Jackson  
Administrator  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

Dear Administrator Jackson:

We write to request the results of your continuing Section 321(a) evaluation of potential loss or shifts of employment which may result from the suite of regulations EPA has proposed or finalized that address greenhouse gases under provisions of the Clean Air Act, including threatened plant closures or reductions in employment that may result from the administration or enforcement of such regulations.

As you know, Section 321(a) of the Act (42 U.S.C. § 7621(a)) states:

**Continuous evaluation of potential loss or shifts of employment.** The Administrator shall conduct continuing evaluations of potential loss or shifts of employment which may result from the administration or enforcement of the provision of this chapter and applicable implementation plans, including, where appropriate, investigating threatened plant closures or reductions in employment allegedly resulting from such administration or enforcement.

Additionally, we are interested in any information EPA may have developed on loss or shifts in employment should the "PSD Tailoring" rule be overturned in court. We are also especially interested in the following Clean Air Act proposed regulations, and any additional regulations which EPA anticipates promulgating to control GHGs once the motor vehicle greenhouse gases emissions standards are made final:

- Mandatory Reporting of Greenhouse Gases (EPA Docket No. EPA-HQ-OAR-2008-0508)
- Proposed Rulemaking To Establish Light-Duty Vehicle Greenhouse Gas Emission Standards and Corporate Average Fuel Economy Standards (EPA Docket No. EPA-HQ-OAR-2009-0472), including the impact of triggering PSD and title V requirements for stationary sources under the Clean Air Act if and when the proposed mobile source rule is finalized
- Proposed Endangerment and Cause or Contribute Findings for Greenhouse Gases under the Clean Air Act (EPA Docket No. EPA-HQ-OAR-2009-0171)

- Proposed Reconsideration of Interpretation of Regulations that Determine Pollutants Covered by the Federal PSD Permit Program (EPA Docket No. EPA-HQ-OAR-2009-0597)

We ask that you share the results of your continuing evaluation of potential plant closures, reductions in employment and related losses which may result from the administration or enforcement of the above-referenced Clean Air Act regulations.

Sincerely,

Dan Vitter  
Jan E. Ried  
Mike Johnson

Tom McElroy  
John Eisinger  
Eric J. Felt