

111TH CONGRESS  
1ST SESSION

# S. 1622

To limit the applicability of a certain judicial ruling to sources regulated  
under section 202 of the Clean Air Act.

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IN THE SENATE OF THE UNITED STATES

AUGUST 6, 2009

Mr. BARRASSO introduced the following bill; which was read twice and  
referred to the Committee on Environment and Public Works

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## A BILL

To limit the applicability of a certain judicial ruling to  
sources regulated under section 202 of the Clean Air Act.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Clean Air Protection  
5       Act”.

6       **SEC. 2. ESTABLISHMENT OF STANDARDS.**

7       Notwithstanding any other provision of law, the deci-  
8       sion and holding of the Supreme Court of the United  
9       States in *Massachusetts v. Environmental Protection*  
10      Agency, 549 U.S. 497 (2007), and any establishment of

1 standards resulting from the proposed rule published by  
2 the Administrator of the Environmental Protection Agen-  
3 cy entitled “Proposed Endangerment and Cause or Con-  
4 tribute Findings for Greenhouse Gases Under Section  
5 202(a) of the Clean Air Act” (74 Fed. Reg. 18886 (April  
6 24, 2009)) or any similar or subsequent proposed or final  
7 rule or other action relying on that decision or holding,  
8 shall apply only to sources regulated as of the date of en-  
9 actment of this Act under section 202 of the Clean Air  
10 Act (42 U.S.C. 7521).

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