

**Assembly Concurrent Resolution**

**No. 14**

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**Introduced by Assembly Member Niello**  
**(Principal coauthor: Assembly Member Nielsen)**  
**(Coauthors: Assembly Members DeVore, Duvall, Gilmore, Hagman,**  
**and Jeffries)**  
(Coauthors: Senators Aanestad, Cox, Harman, and Runner)

January 27, 2009

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Assembly Concurrent Resolution No. 14—Relative to the California  
Global Warming Solutions Act of 2006.

LEGISLATIVE COUNSEL'S DIGEST

ACR 14, as introduced, Niello. California Global Warming Solutions  
Act of 2006.

This measure would call upon the State Air Resources Board, prior  
to any regulatory action being taken consistent with the scoping plan  
for the implementation of the Global Warming Solutions Act of 2006,  
to perform an economic analysis that will give the State of California  
a more complete and accurate picture of the costs and benefits of the  
act's implementation. The measure would also call upon the Governor  
to use the authority granted by the act to adjust any applicable deadlines  
for regulations.

Fiscal committee: yes.

1 WHEREAS, The State Air Resources Board is developing a  
2 greenhouse gas emission reduction program pursuant to the  
3 California Global Warming Solutions Act of 2006 (the act) to  
4 reduce greenhouse gas emissions in the state to 1990 levels by the  
5 year 2020; and

1 WHEREAS, The act requires the State Air Resources Board to  
2 design emission reduction measures to meet statewide emissions  
3 limits for greenhouse gases established pursuant to the act in a  
4 manner that minimizes costs and maximizes benefits for  
5 California’s economy; and

6 WHEREAS, The State Air Resources Board has adopted a  
7 scoping plan to lower the state’s greenhouse gas emissions to meet  
8 the 2020 limit; and

9 WHEREAS, The scoping plan’s primary purpose is to develop  
10 a set of measures that will provide the maximum cost-effective  
11 and technologically feasible greenhouse gas emission reductions;  
12 and

13 WHEREAS, The State Air Resources Board is required by the  
14 act to consider the economic impacts of the scoping plan through  
15 an economic analysis; and

16 WHEREAS, Given the current extraordinary circumstances  
17 with regard to California’s budget and the recessionary state of  
18 our economy, it is more important than ever that we have an  
19 accurate economic estimate of the impact of the actions proposed  
20 in the scoping plan before proceeding with regulations to  
21 implement the act; and

22 WHEREAS, As public servants, it is the duty of the State Air  
23 Resources Board to ensure that California has a complete and  
24 accurate picture of the full economic impact of any regulatory  
25 actions; and

26 WHEREAS, The nonpartisan Legislative Analyst believes that  
27 the scoping plan’s overall emissions reductions and purported net  
28 economic benefit are highly reliant on one measure; and

29 WHEREAS, The Legislative Analyst believes that the plan’s  
30 evaluation of the costs and savings of some recommended measures  
31 are inconsistent and incomplete; and

32 WHEREAS, The Legislative Analyst believes the scoping plan’s  
33 macroeconomic modeling results show a slight net economic  
34 benefit to the plan, but that the State Air Resources Board failed  
35 to demonstrate the analytical rigor of its findings; and

36 WHEREAS, The Legislative Analyst believes that economic  
37 analysis played a limited role in development of the scoping plan;  
38 and

39 WHEREAS, The Legislative Analyst believes the scoping plan  
40 fails to lay out an “investment pathway”; and

1 WHEREAS, The State Air Resources Board’s peer review of  
2 the scoping plan, commissioned by the State Air Resources Board,  
3 also found that the State Air Resources Board was less than  
4 thorough or analytical in its economic analysis of the scoping plan  
5 and found that the board should have taken into account several  
6 factors that it did not; and

7 WHEREAS, The Governor has the ability under the authority  
8 granted to him by the act in Section 38599 of the Health and Safety  
9 Code to adjust the applicable deadlines for individual regulations  
10 when extraordinary circumstances, catastrophic events, or threat  
11 of significant economic harm exists; now, therefore, be it

12 *Resolved by the Assembly of the State of California, the Senate*  
13 *thereof concurring*, That the Legislature calls upon the State Air  
14 Resources Board to, prior to any regulatory action being taken  
15 consistent with the scoping plan for the implementation of the  
16 Global Warming Solutions Act of 2006, perform an economic  
17 analysis that will give the State of California a more complete and  
18 accurate picture of the costs and benefits of the act’s  
19 implementation; and be it further

20 *Resolved*, That the Governor of the State of California use the  
21 authority granted by the act to adjust any applicable deadlines for  
22 the adoption of regulations; and be it further

23 *Resolved*, That the Chief Clerk of the Assembly transmit copies  
24 of this resolution to the author for appropriate distribution.