

Public Notice
DENR's Public Input Meetings on
EPA's Clean Power Plan Have been Cancelled

On Tuesday, February 9, 2016, the U. S. Supreme Court issued a stay in EPA's Clean Power Plan that halts or postpones the effectiveness of EPA's Plan to reduce carbon dioxide emissions from fossil fuel power plants. With the stay in place, DENR is cancelling the public input meetings that had been scheduled to fulfil EPA's public participation requirements, to include the first meeting that was scheduled at the Milbank Visitor Center in Milbank on Feb. 23, 2016.

A bipartisan coalition of 29 states and state agencies challenged EPA's Clean Power Plan on Oct. 23, 2015, the day it was published. Attorney General Marty Jackley joined this challenge on behalf of the State of South Dakota. The states argue the EPA exceeded its authority by double-regulating coal-fired power plants and forcing states to fundamentally shift their energy portfolios away from coal-fired generation.

The D.C. Circuit Court will hear oral arguments on the case on June 2. A final ruling from that court might not come for months and without the stay, the Clean Power Plan could have cost jobs, less reliability in the nation's electric grid, and large increases in electric rates.

Those urging the U.S. Supreme Court to immediately halt the EPA's unlawful power plan are Alabama, Arizona, Arkansas, Colorado, Florida, Georgia, Indiana, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Missouri, Montana, Nebraska, New Jersey, Ohio, Oklahoma, South Carolina, South Dakota, Texas, Utah, West Virginia, Wisconsin and Wyoming, along with the Mississippi Department of Environmental Quality, Mississippi Public Service Commission, North Carolina Department of Environmental Quality and Oklahoma Department of Environmental Quality.

For more information, visit DENR's website at <http://denr.sd.gov/des/aq/aacleanpowerplan.aspx>.