

EPA Proposes Affordable Clean Energy Rule to Replace Clean Power Plan

The U.S. Environmental Protection Agency's proposed Affordable Clean Energy (ACE) rule would establish guidelines for states to develop plans to address greenhouse gas emissions from certain existing fossil-fuel-fired power plants.

A post on the Beveridge & Diamond website says ACE would replace the Obama Administration's 2015 Clean Power Plan, which EPA has proposed to repeal on the basis that it exceeded EPA's authority.

"In particular, the current Administration does not believe it has authority under Section 111 of the Clean Air Act to require regulated entities to take actions "outside the fenceline," as contemplated by the CPP. Accordingly, the ACE plan would impose only "inside the fenceline" requirements on electric generating units," write authors **Brook J. Detterman** and **Grant Tolley**.

Read the article.