

ONE HUNDRED FOURTEENTH CONGRESS
Congress of the United States
House of Representatives

COMMITTEE ON ENERGY AND COMMERCE

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November 12, 2015

Ms. Emily Hammond
Professor of Law
The George Washington University Law School
2000 H Street, N.W.
Washington, D.C. 20052

Dear Ms. Hammond:

Thank you for appearing before the Subcommittee on Energy and Power on Thursday, October 22, 2015, to testify at the hearing entitled "EPA's CO2 Regulations for New and Existing Power Plants: Legal Perspectives."

Pursuant to the Rules of the Committee on Energy and Commerce, the hearing record remains open for ten business days to permit Members to submit additional questions for the record, which are attached. The format of your responses to these questions should be as follows: (1) the name of the Member whose question you are addressing, (2) the complete text of the question you are addressing in bold, and (3) your answer to that question in plain text.

To facilitate the printing of the hearing record, please respond to these questions with a transmittal letter by the close of business on Monday, November 30, 2015. Your responses should be mailed to Will Batson, Legislative Clerk, Committee on Energy and Commerce, 2125 Rayburn House Office Building, Washington, DC.20515 and e-mailed in Word format to Will.Batson@mail.house.gov.

Thank you again for your time and effort preparing and delivering testimony before the Subcommittee.

Sincerely,

A handwritten signature in blue ink that reads "Ed Whitfield". The signature is stylized and written in a cursive-like font.

Ed Whitfield
Chairman
Subcommittee on Energy and Power

cc: The Honorable Bobby Rush, Ranking Member, Subcommittee on Energy and Power

Attachment

Additional Questions for the Record

The Honorable Frank Pallone

1. In his testimony for the hearing, Mr. Gifford said, “The ambition of this Rule toward the electric sector is totalistic; that is, it needs to fundamentally reorder the traditional federal-state division in the power sector, and force rearrangement of the state institutions dealing with electricity... In practice, this means that state utility commissions...give way to state unified carbon resource planning under the auspices of the state air regulator.”

Do you agree with Mr. Gifford’s assessment of the rule’s impact on the electric sector? Please explain.