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January 20, 2010

Dear Senator:

On behalf of the National Association of Clean Air Agencies (NACAA), we express our opposition to the joint resolution expected to be offered imminently by Senator Lisa Murkowski (R-AK) to disapprove EPA's finding under section 202(a) of the Clean Air Act that six greenhouse gases (GHGs) endanger public health and welfare. NACAA is the association of air pollution control agencies in 53 states and territories and over 165 major metropolitan areas across the United States.

On December 7, 2009, EPA finalized a finding under section 202(a) of the Clean Air Act that current and projected concentrations of the six key well-mixed GHGs – carbon dioxide, methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons and sulfur hexafluoride – in the atmosphere threaten the health and welfare of current and future generations. This finding was made in response to the Supreme Court decision in 2007, *Massachusetts v. EPA*, that ruled that GHGs are an "air pollutant" as defined in the Clean Air Act and, accordingly, EPA must either issue a finding that GHGs do or do not endanger public health and welfare or state that the science is so uncertain as to preclude issuing such a finding. As required by the Supreme Court decision, EPA undertook a thorough review of the science, proposed a finding of endangerment, took public comment on its proposal and then issued its final decision. When EPA issued its proposed finding, NACAA submitted comments supporting it, stating that "[t]he evidence is overwhelming that GHG emissions from human activities are causing global warming and that this warming is endangering public health and welfare."

We firmly believe that Congress should respect the Supreme Court decision and EPA's deliberative and thorough process in coming to its conclusion about GHGs. Accordingly, NACAA opposes any attempt to overturn the finding by EPA that GHGs endanger public health and welfare and we urge you to do the same. If you have any questions, please feel free to contact either of us or NACAA's Executive Director, S. William Becker.

Sincerely,



G. Vinson Hellwig
NACAA Co-President



Larry Greene
NACAA Co-President