



2023-2024 General Assembly

HOUSE BILL 259: 2023 Appropriations Act, Sec. 12.5: Prohibit Cap and Trade Requirements for CO₂ Emissions

Committee:
Introduced by:
Analysis of: Sec. 12.5 of S.L. 2023-134

Date: December 5, 2023
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Staff Attorney

OVERVIEW: Section 12.5 of S.L. 2023-134 creates a new statute that prohibits the Governor, and any agency of the State, from requiring that an electric public utility (or persons who operate an electric generating facility the primary purpose of which is for the person's own use and not for the primary purpose of producing electricity for sale to or for the public for compensation) participate in a program that requires the utility or person to obtain allowances to offset their CO₂ emissions, commonly characterized as emissions cap-and-trade programs, CO₂ budget trading programs, or cap-and-invest initiatives. In addition, the statute expressly prohibits the Governor and the Department of Environmental Quality from entering into any agreement with other states obligating North Carolina's participation in any program requiring acquisition of allowances to offset CO₂ emissions by such utilities.

This section became effective October 3, 2023.

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Legislative Analysis
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