



Northwest Pulp & Paper ASSOCIATION

FOR IMMEDIATE RELEASE

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NWPPA Statement on State Supreme Court Clean Air Rule Decision

OLYMPIA — Today’s announcement from the Washington State Supreme Court on the Clean Air Rule (CAR) prompted mixed reactions from the Northwest Pulp & Paper Association (NWPPA). The association was a named petitioner in the underlying lawsuit and was one of the respondents in the appeal to the Washington Supreme Court.

“We believe the Court ruled correctly in its analysis of the Clean Air Rule, but still have concerns,” said Chris McCabe, NWPPA executive director. “We agree with the Court’s decision that the Clean Air Rule is not an emissions standard because it attempted to regulate non-emitters (about 85 percent of the emissions covered by the rule). However, we continue to have concerns about the remaining 15 percent of emissions, including that portion of the rule that applies to pulp and paper mills in Washington state.

“We also continue to have concerns about the Department of Ecology’s failure to adequately consider the effects of the rule on EITE facilities — energy intensive, trade exposed — including pulp and paper mills. As written, the rule is likely to create a competitive disadvantage for mills in Washington state. The emissions associated with that production will then shift to other states or countries with significantly higher carbon footprints. The agency failed to perform an adequate SEPA analysis of this issue,” he added.

“Manufacturers also have concerns about the agency’s analysis under Washington’s Significant Legislative Rule, which includes considerations such as cost-benefit analysis, less burdensome

alternatives, etc., particularly now that 85 percent of the emissions covered by the rule have been ruled invalid.”

McCabe said the association is still reviewing the ruling and considering its legal options.

About the Northwest Pulp & Paper Association

Formed in 1956, the Northwest Pulp & Paper Association (NWPPA) represents 12 member companies and 14 pulp and paper mills in Washington, Oregon and Idaho. For more information, visit www.nwpulppaper.org.