

The Federal State Relationship A Look Into Epa Regulatory Reinvention Efforts

Environmental Contracts: Comparative Approaches to Regulatory Innovation in the United States and Europe Eric W. Orts 2001-03-20 Environmental regulation has come of age in recent decades as the blunt methods of command-and-control have been subjected to trenchant criticism from both economists and lawyers in the United States and Europe. As a result of this intellectual development, as well as continuing and increasing severity of environmental problems, there is a need for fresh thinking about regulatory methods that are rational from both economic and legal points of view. This book focuses on the viability of one particular regulatory innovation--the use of agreements or contracts for environmental regulation--as it has been practised in the United States and Europe. The various contributions explore the general idea that certain kinds of environmental problems may best be addressed through contracts among interested parties, including representatives of various levels of government, business, local community and employment representatives, and public interest groups. The parties get together to discuss a particular problem and then agree to an agreement or contract designed to address key issues and interests. At least in some situations, this approach may yield greater flexibility, stronger commitment, and more creative outcomes than traditional command-and-control regulation. Experiments in the use of environmental contracts have begun on both sides of the Atlantic, a fact which makes the comparative study offered here especially timely and valuable.

CIS Annual 1999

American Environmental Policy, updated and expanded edition Christopher Mcgrory Klyza 2013-08-30 An updated investigation of alternate pathways for American environmental policymaking made necessary by legislative gridlock. The "golden era" of American environmental lawmaking in the 1960s and 1970s saw twenty-two pieces of major environmental legislation (including the Clean Air Act, the Clean Water Act, and the Endangered Species Act) passed by bipartisan majorities in Congress and signed into law by presidents of both parties. But since then partisanship, the dramatic movement of Republicans to the right, and political brinksmanship have led to legislative gridlock on environmental issues. In this book, Christopher Klyza and David Sousa argue that the longstanding legislative stalemate at the national level has forced environmental policymaking onto other pathways. Klyza and Sousa identify and analyze five alternative policy paths, which they illustrate with case studies from 1990 to the present: "appropriations politics" in Congress; executive authority; the role of the courts; "next-generation" collaborative experiments; and policymaking at the state and local levels. This updated edition features a new chapter discussing environmental policy developments from 2006 to 2012, including intensifying partisanship on the environment, the failure of Congress to pass climate legislation, the ramifications of *Massachusetts v. EPA*, and other Obama administration executive actions (some of which have reversed Bush administration executive actions). Yet, they argue, despite legislative gridlock, the legacy of 1960s and 1970s policies has created an enduring "green state" rooted in statutes, bureaucratic routines, and public expectations.

Legislative Calendar United States. Congress. House. Committee on Commerce

The Federal-state Relationship, Environmental Self Audits United States. Congress. House. Committee on Commerce. Subcommittee on Oversight and Investigations 1998

Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations for Fiscal Year 1995 United States. Congress. Senate. Committee on Appropriations. Subcommittee on VA-HUD-Independent Agencies 1994

Plating and Surface Finishing 2000

Contemporary Regulatory Policy Marc Allen Eisner 2000 This volume examines regulatory trends and political control of the regulatory process in seven major areas: antitrust, banking and

securities, telecommunication, environmental protection, occupational safety and health, consumer products, and energy.

Forum for Applied Research and Public Policy 1998

Books in Print Supplement 2002

Reinventing the Federal Food Safety System United States. Congress. House. Committee on Government Operations. Human Resources and Intergovernmental Relations Subcommittee 1995
Status of Recommendations Made by the National Academy of Public Administration on Reforming the Environmental Protection Agency United States. Congress. Senate. Committee on Appropriations. Subcommittee on VA-HUD-Independent Agencies 1996

American Economic Policy in the 1990s Jeffrey A. Frankel 2002 An examination of U.S. economic policy in the 1990s, by leading policy makers as well as academic economists.

The Making of Environmental Law Richard J. Lazarus 2023-02-15 An updated and passionate second edition of a foundational book. How did environmental law first emerge in the United States? Why has it evolved in the ways that it has? And what are the unique challenges inherent to environmental lawmaking in general and in the United States in particular? Since its first edition, *The Making of Environmental Law* has been foundational to our understanding of these questions. For the second edition, Richard J. Lazarus returns to his landmark book and takes stock of developments over the last two decades. Drawing on many years of experience on the frontlines of legal and policy battles, Lazarus provides a theoretical overview of the challenges that environmental protection poses for lawmaking, related to both the distinctive features of US lawmaking institutions and the spatial and temporal dimensions of ecological change. The book explains why environmental law emerged in the manner and form that it did in the 1970s and traces how it developed over sequent decades through key laws and controversies. New chapters, composing more than half of the second edition, examine a host of recent developments. These include how Congress dropped out of environmental lawmaking in the early twenty-first century; the shifting role of the judiciary; long-overdue efforts to provide environmental justice to disadvantaged communities; and the destabilization of environmental law that has resulted from the election of Presidents with dramatically clashing environmental policies. As the nation's partisan divide has grown deeper and the challenge of climate change has dramatically raised the perceived stakes for opposing interests, environmental law is facing its greatest challenges yet. This book is essential reading for understanding where we have been and what challenges and opportunities lie ahead.

The Federal-state Relationship United States. Congress. House. Committee on Commerce. Subcommittee on Oversight and Investigations 1997

Taming Regulation Robert T. Nakamura 2003-10-27 Despite three decades of vigorous efforts at deregulation across the government, regulation remains ubiquitous. It also continues to be unpopular because it forces individuals and businesses to do things—frequently costly and unpleasant things—that they don't want to do. If regulatory programs are to survive and remain effective, the challenge posed by their endemic unpopularity and political vulnerability must be met. Unlike much of the existing literature on regulation, *Taming Regulation* begins with the assumption that the government's capacity to utilize regulation as a policy tool is vital. The book examines the questions of how to make the inherently coercive aspects of regulation more politically acceptable in the present antiregulatory environment and how the legal and administrative challenges of reform in ongoing regulatory programs might best be approached. The authors explore these issues through a case study of administrative reform in the Superfund program. Chartered with an ambitious mission to clean up the nation's hazardous waste sites, Superfund was from its inception a uniquely aggressive and unpopular program. Yet despite the election in 1994 of a Republican Congress committed to fundamental changes in environmental regulation, the Superfund program weathered the storm and remains intact today. The authors credit this political and programmatic success to a series of artfully designed and orchestrated internal reforms that softened Superfund's implementation, thus increasing its political support while retaining its potent coercive tools. *Taming Regulation* provides a cautionary discussion of both the necessity and the difficulty of

regulatory reform. It is essential reading for students of regulation and environmental policy, for practitioners contemplating reform of ongoing regulatory programs, and for those interested in the checkered history of Superfund.

Books In Print 2004-2005 Bowker Editorial Staff 2004

CIS Index to Publications of the United States Congress Congressional Information Service 1999

Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies

Appropriations for Fiscal Year 1998 United States. Congress. Senate. Committee on Appropriations.

Subcommittee on VA-HUD-Independent Agencies 1998

Environment Reporter 2000

The Jurisdynamics of Environmental Protection Jim Chen 2003 On November 1 and 2, 2002, the University of Minnesota Law School and the University of Minnesota's Consortium on Law and Values in Health, Environment, and the Life Sciences sponsored a symposium in honor of Professor Daniel A. Farber's contributions to environmental law. The resulting symposium, *The Pragmatic Ecologist: Environmental Protection as a Jurisdynamic Experience*, was published in volume 87 of the *Minnesota Law Review*. The Environmental Law Institute has now combined the proceedings of *The Pragmatic Ecologist* with additional contributions from many other leading scholars.

Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations for Fiscal Year 1997 United States. Congress. Senate. Committee on Appropriations. Subcommittee on VA-HUD-Independent Agencies 1997

Federalism and Environmental Policy Denise Scheberle 2004-03-17 Giving particular attention to intergovernmental working relationships, this revised edition of *Federalism and Environmental Policy* has been significantly updated to reflect the changes that have taken place since the highly praised first edition. Denise Scheberle examines reasons why environmental laws seldom work out exactly as planned. Casting federal-state working relationships as "pulling together," "coming apart," or somewhere in-between, she provides dozens of observations from federal and state officials. This study also suggests that implementation of environmental policy is a story of high stakes politics—a story rich with contextual factors and as fascinating as the time the policy was formulated. As four very different environmental programs unfold—*asbestos* (updated to include the fallout from the World Trade Center), *drinking water*, *radon*, and *surface coal mining*—Scheberle demonstrates how programs evolve differently, with individual political, economic, logistical, and technical constraints. The policy implementation framework developed for the book provides the lens through which to compare environmental laws. *Federalism and Environmental Policy* goes beyond the contents of policy to explore the complex web of federal-state working relationships and their effect on the implementation of policy. It is unique in how it portrays the nuts-and-bolts, the extent to which the state and federal offices work together effectively—or not. Examining working relationships within the context of program implementation and across four different environmental programs offers a unique perspective on why environmental laws sometimes go awry.

The New Environmental Regulation Daniel J. Fiorino 2006 Winner, 2007 Louis Brownlow Award presented by the National Academy of Public Administration (NAPA) and 2006 Best Book in Environmental Management and Policy, American Society for Public Administration. Environmental regulation in the United States has succeeded, to a certain extent, in solving the problems it was designed to address; air, water, and land, are indisputably cleaner and in better condition than they would be without the environmental controls put in place since 1970. But Daniel Fiorino argues in *The New Environmental Regulation* that—given recent environmental, economic, and social changes—it is time for a new, more effective model of environmental problem solving. Fiorino provides a comprehensive but concise overview of U.S. environmental regulation—its history, its rationale, and its application—and offers recommendations for a more collaborative, flexible, and performance-based alternative. Traditional environmental regulation was based on the increasingly outdated assumption that environmental protection and business are irreversibly at odds. The new environmental regulation Fiorino describes is based on performance rather than on a narrow definition of compliance and uses such policy instruments as market incentives and performance

measurement. It takes into consideration differences in the willingness and capabilities of different firms to meet their environmental obligations, and it encourages innovation by allowing regulated industries, especially the better performers, more flexibility in how they achieve environmental goals. Fiorino points to specific programs—including the 33/50 Program, innovative permitting, and the use of covenants as environmental policy instruments in the Netherlands—that have successfully pioneered these new strategies. By bringing together such a wide range of research and real world examples, Fiorino has created an invaluable resource for practitioners and scholars and an engaging text for environmental policy courses.

Reinventing the Federal Food Safety System: Appendix United States. Congress. House. Committee on Government Operations. Human Resources and Intergovernmental Relations Subcommittee 1995
Reinventing the Federal Food Safety System: Selected recommendations for changes in the Federal organization of food safety responsibilities, 1949-1993 : Congressional Research Report for Congress United States. Congress. House. Committee on Government Operations. Human Resources and Intergovernmental Relations Subcommittee 1995

Environmental Audits United States. Congress. Senate. Committee on Environment and Public Works 1998

Reinventing Environmental Enforcement and the State/federal Relationship Clifford Rechtschaffen 2003 One of the most controversial issues in environmental law and policy—and one that of considerable importance to the EPA—is the allocation of power and authority between the federal and state governments. The recent evolution in approaches of environmental enforcement highlights many of the tensions inherent in this debate. During the past several years, the federal and state governments have spent a good deal of energy attempting to "reinvent" their relationship. The shifts in federal/state enforcement relations are highly significant, with the potential to fundamentally reorder the division of authority that has existing over the past 25 years. This book thoroughly documents the changing nature of federal/state relations in enforcing environmental law. It breaks new ground in analyzing the federal/state enforcement relationship, particularly in light of the many recent developments that have occurred in this area. The author's findings provide important lessons about the interplay between federal and state efforts in other regulatory areas, and for the structure of federal/state relations generally. Professors Rechtschaffen's and Markell's clear, in-depth analysis will be essential reading for legal and regulatory experts, attorneys who are involved in environmental enforcement matters, the judiciary, legislators, political scientists, public policy experts, and anyone with an interest in environmental law and policy.

Inside E.P.A. Weekly Report 2002

Methods and Standards for Environmental Measurement William H. Kirchhoff 1977

Quicker, Better, Cheaper? Dall Forsythe Scholars and practitioners explore American government performance management offering diverse views.

105-1 Hearing: The Federal-State Relationship: A Look Into EPA Regulatory Reinvention Efforts, Serial No. 105-51, November 4, 1997 United States. Congress. House. Committee on Commerce 1998*

Mining Law Reform Act of 1995 United States. Congress. Senate. Committee on Energy and Natural Resources. Subcommittee on Forests and Public Land Management 1995

Minnesota Law Review 2004

Reinventing the Federal Food Safety System: without special title United States. Congress. House. Committee on Government Operations. Human Resources and Intergovernmental Relations Subcommittee 1995

Environmental Law Reporter 2002

Federal Register 1995-05-26

Oversight of Regulatory Review Activities of the Office of Information and Regulatory Affairs United States. Congress. Senate. Committee on Governmental Affairs. Subcommittee on Financial Management and Accountability 1997

Congressional Index

Reinventing Environmental Regulation Alfred A. Professor Marcus 2010-09-30 Project XL (eXcellence and Leadership) was the flagship effort by the Clinton administration for 'cleaner, cheaper, and smarter' regulation. Under Project XL, business promised better performance in exchange for a regulatory approach focused more on results than means, with the Environmental Protection Agency (EPA) measuring pollution reduction across rather than at individual sources within a facility. Reinventing Environmental Regulation is a compelling account of the breakdown in negotiations to implement Project XL at a tape manufacturing plant of 3M, a company widely recognized as environmentally progressive. Marcus, Geffen, and Sexton discuss the conflicting goals of participants, the influences of personality and organizational culture, and complications caused by changes in 3M's external business environment. They compare the 3M case with EPA negotiations involving Intel, Merck, and Weyerhaeuser, finding similarly contentious, though less fatal disagreements about the meaning of 'superior environmental performance.' In common with other recent proposals, Project XL emphasized cooperative, flexible regulatory approaches. Reinventing Environmental Regulation demonstrates the difficulty of putting these appealing ideas into practice, while offering encouragement for continued innovations.

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