

114TH CONGRESS
1ST SESSION

S. RES. 329

Expressing the sense of the Senate regarding an agreement reached at the United Nations Climate Change Conference held in Paris in December 2015.

IN THE SENATE OF THE UNITED STATES

DECEMBER 7, 2015

Mr. INHOFE (for himself, Mr. BLUNT, Mr. MANCHIN, and Mrs. CAPITO) submitted the following resolution; which was referred to the Committee on Foreign Relations

RESOLUTION

Expressing the sense of the Senate regarding an agreement reached at the United Nations Climate Change Conference held in Paris in December 2015.

Whereas, on May 9, 1992, the Senate gave the advice and consent of the Senate regarding the United Nations Framework Convention on Climate Change, with annexes, done at New York May 9, 1992, and entered into force March 21, 1994 (referred to in this preamble as the “Convention”), a treaty that was intended to address the global emissions of greenhouse gases;

Whereas the Convention was ratified under the express limitation “that a decision by the Conference of the Parties to adopt targets and timetables would have to be submitted to the Senate for its advice and consent.”;

Whereas after the Convention entered into force, parties began negotiating a subsidiary agreement to contain binding greenhouse gas emissions reductions, which resulted in the Kyoto Protocol to the United Nations Framework Convention on Climate Change, done at Kyoto on December 10, 1997;

Whereas the United States is not a party to the Kyoto Protocol;

Whereas the Clinton Administration did not submit the Kyoto Protocol to the Senate for the advice and consent of the Senate;

Whereas, on July 25, 1997, the Senate agreed to S. Res. 98 of the 105th Congress by a vote of 95 to 0; and

Whereas the parties to the Convention operating under the Durban Platform for Enhanced Action will convene in Paris in December 2015 to replace the Kyoto Protocol with “a protocol, another legal instrument or an agreed outcome with legal force” aimed at limiting greenhouse gas emissions: Now, therefore, be it

1 *Resolved*, That —

2 (1) it is the sense of the Senate that any pro-
3 tocol, amendment, extension, or other agreement re-
4 lating to the United Nations Framework Convention
5 on Climate Change, with annexes, done at New York
6 May 9, 1992, and entered into force March 21,
7 1994, shall have no force or effect in the United
8 States and no funds shall be authorized in support
9 of that protocol, amendment, extension, or other
10 agreement, including for the Green Climate Fund,

1 until that protocol, amendment, extension, or other
2 agreement has been submitted to Senate for advice
3 and consent, if that protocol, amendment, extension,
4 or other agreement—

5 (A) fulfills mitigation commitments
6 through existing and future regulations that
7 would put our national industries at a disadvan-
8 tage compared to the industries of developing
9 countries;

10 (B) includes a financial commitment that
11 will not go into effect without subsequent con-
12 gressional legislation or authorization;

13 (C) represents an agreement to be overseen
14 by an international administrative entity cov-
15 ering a wide range of topics, including mitiga-
16 tion, adaptation, finance, technology transfer,
17 capacity building, transparency, implementa-
18 tion, and compliance; or

19 (D) establishes a mechanism to assess con-
20 tributions or commitments for future compli-
21 ance; and

22 (2) the Senate directs the Secretary of the Sen-
23 ate to transmit an enrolled copy of this resolution to
24 the President.

○