

DOCKETED	
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Document Title:	Draft Refinery and Marketer Three Month Projection Regulations
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DRAFT Proposed Regulatory Language

California Code of Regulations
Title 20. Public Utilities and Energy
Division 2. State Energy Resources Conservation and Development Commission
Chapter 3. Data Collection
Article 3. Petroleum Information Reports

Proposed new language appears as underline (example) and proposed deletions appear as strikethrough (~~example~~). Existing language appears as plain text. Three dots or “...” represents the substance of the regulations that exists between the proposed language and current language.

§1363.2. Definitions: Specific Definitions for Purposes of Reporting Requirements

"Major Petroleum Products Marketer" or "Major Marketer" means a firm that sells or sold 20,000 barrels or more of petroleum products during any month of the current or preceding calendar year, excluding an individual service stations or truck stops. An electric utility shall not be considered a major petroleum products marketer unless it has sold or otherwise disposed of, other than through its own consumption, 20,000 barrels or more of petroleum products per month during any four months of the current or preceding calendar year.

§1366. Requirement to File.

...[Skipping subdivisions (a) through (w)]

(x) Each refiner and major petroleum products marketer, as defined in Section 1363.2, shall file each month a projection containing all of the information specified in Appendix B, Sections IX and X, respectively. Each projection shall contain the specified information for each of the three months following the reporting month. Major petroleum products marketers that do not operate a California refinery and that imported less than 20,000 barrels of any combination of products during each month of the current and preceding calendar year need not file projections. Refiners' and major petroleum products marketers' projections shall contain all of the information specified in Appendix B, Sections IX and X, respectively.

~~(xy)~~ Unless otherwise indicated, if a company, by its various activities, satisfies two or more of the definitions in Section 1363.2, it shall file a separate report for each such activity.

~~(yz)~~ Any company required by this article to submit Petroleum Information Reports, which company contains divisions, departments, or subsidiary companies, shall report on behalf of all such divisions, departments, or subsidiaries, provided that such

divisions, departments, or subsidiaries would otherwise be required to report pursuant to the provisions of this article.

(~~z~~aa) All reports required by this section shall be on such form and in such format as the Executive Director may require, except as provided below.

(~~a~~abb) Any person required by this article to submit Petroleum Information Reports may in lieu thereof, submit a report made to any other government agency, provided that the requirements of Public Resources Code Section 25354(g) are satisfied, provided that the Executive Director of the CEC approves in writing to the applicant that the alternative submittal of substitute report information is acceptable and provided that such substitute report is expressed in identical units to those required by this article.

(~~b~~bcc) Any person or company required by this article to submit Petroleum Information Reports in a specific form designated by the CEC may in lieu thereof, electronically submit the required information in a different format, provided that the Executive Director of the CEC approves in writing to the applicant that the alternative format of submittal is acceptable.

NOTE: Authority cited: Sections 25213, 25218(e), 25354 and 25367, Public Resources Code. Reference: Sections 25354 and 25355, Public Resources Code.

Appendix B Information Requirements for Monthly Reports

...[skipping sections I through VIII]

IX. Refiners' projections required by Section 1368 shall contain projections of all of the following, in thousands of barrels:

A. Crude oil, motor gasoline, aviation fuel, distillate, and residual fuel oil stocks on hand at the beginning of each month of the projection period;

B. Receipts of foreign and domestic crude oil during each month of the projection period as well as receipts of the products listed in subsection A above;

C. Refinery inputs during each month of the projection period;

D. Production of motor gasoline, aviation fuels, distillates, residual fuel oil during each month of the projection period;

E. Shipments of each product listed in subsection A above during each month of the projection period and

F. Stocks of each product listed in subsection A above on hand at the end of each month of the projection period.

NOTE: Authority cited: Section 25213, 25218(e), and 25367, Public Resources Code. Reference: Sections 25354(c) and 25354(f)(3), Public Resources Code.

X. Major Petroleum Products Marketers' projections required by Section 1368 shall contain projections of all of the following for motor gasoline, aviation fuels, distillate, ethanol, residual fuel oil, gasoline blending components, in thousands of barrels:

A. Stocks on hand at the beginning of each month of the projection period.

B. Products acquired during each month of the projection period from

1. California refineries
2. Other California sources
3. Domestic or foreign sources

C. Distributions during each month of the projection period by destination and volume to

1. California purchasers
2. Non-California purchasers
3. The reporting firm's own consumption

NOTE: Authority cited: Sections 25213, 25218(e), and 25367, Public Resources Code. Reference: Sections 25354(c) and 25354(f)(3), Public Resources Code.