

DOCKETED

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Project Title:	General Rulemaking Proceeding for Developing Regulations, Guidelines, and Policies for Implementing SB X1-2 and SB 1322
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CALIFORNIA ENERGY COMMISSION715 P Street
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CEC-70 (Revised 7/22)

*IN THE MATTER OF:*General Rulemaking Proceeding for
Developing Regulations, Guidelines,
and Policies for Implementing SB X1-2
and SB 1322

DOCKET NO. 23-OIR-03

NOTICE OF HYBRID WORKSHOP

RE: SB X1-2 and SB 1322 Pre-Rulemaking

**Notice of SB X1-2 and SB 1322 Pre-Rulemaking Workshop
November 3, 2023**

1:30 p.m. – 3:30 p.m. Hybrid

In-person at:Rosenfeld Hearing Room
1516 9th Street
Sacramento, CA 95814**Online and by Phone via Zoom.**

See Attendance Instructions.

The California Energy Commission (CEC) will host a pre-rulemaking workshop to inform the public of the proposed rulemaking to implement provisions of Senate Bill X1-2 (Stats. 2023, 1st Ex. Sess. 2023, ch. 1) and Senate Bill (SB) 1322 (Stats. 2022, ch. 374) on topics including, but not limited to, rules related to the data collection and analysis provisions in Public Resources Code (PRC) section 25354 and rules to manage necessary refinery maintenance and turnarounds pursuant to PRC section 25354.2.

A quorum of commissioners may participate, but no votes will be taken.

The public can participate in the workshop consistent with the attendance instructions below. The CEC aims to begin promptly at the start time posted and the end time is an estimate based on the proposed agenda. The workshop may end sooner or later than the posted end time.

Agenda

This workshop will initiate discussions about possible amendments to existing CEC regulations and guidelines associated with the Petroleum Industry Information Reporting Act (PIIRA), (Title 20, Division 2, Chapter 3, Article 3) to cover new statutory provisions resulting from the passage of SB X1-2 and SB 1322. SB X1-2 increased the data collection and analysis provisions in Public Resources Code section 25354 and includes new provisions for the CEC to develop rules to manage necessary refinery maintenance and turnarounds pursuant to Public Resources Code

section 25354.2. SB 1322 added new data collection and publication requirements regarding refiner margins. Additional rules for other aspects of Public Resources Code 25354 and 25355 will also be considered for data collection purposes. A separate rulemaking proceeding for additional clarifying regulations on other aspects of the Senate Bill X1-2 could also be initiated in the future if that need is determined.

Staff will provide an overview of planned rulemaking activities under the proceeding, an overview of the topics to be covered in the rulemaking proceeding, including possible clarification on the required data elements for spot market transactions, refiner maintenance, refiner costs, shipping reports, and formats for data submission. CEC staff will also discuss possible rulemaking to support a process to manage maintenance turnarounds. CEC staff will also seek input on additional activities and clarifications that should be made through this rulemaking proceeding.

A detailed schedule will be posted prior to the workshop on the General Rulemaking Proceeding for Developing Regulations, Guidelines, and Policies for Implementing SB X1-2 and SB 1322 available on Docket [23-OIR-03](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=23-OIR-03) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=23-OIR-03>.

Background

SB X1-2, approved by the Governor on March 28, 2023, revised and introduced several new petroleum industry reporting requirements, with submittals beginning in July 2023. The new information includes spot market transactions, firm ownership, agreements and contracts, inventory holdings by type, refinery maintenance schedules, 96-hour notice of marine vessel imports, expanded refinery operator reporting, and new pipeline and port operator reporting. SB X1-2 also authorized the CEC to regulate the timing of refinery maintenance and turnaround.

Additionally, among other changes, SB X1-2 authorized the CEC to set a maximum gross gasoline refining margin and to impose an administrative civil penalty on a refiner for exceeding that margin, which the CEC is considering in a separate proceeding under Docket No. [23-OIIP-01](#). The legislation also established the Division of Petroleum Market Oversight and the Independent Consumer Fuels Advisory Committee to provide guidance and recommendations to the Governor and the commission on any issues related to transportation fuels pricing and transportation decarbonization in California.

SB 1322 added data reporting requirements regarding refiner margins and requires the CEC to post certain information about refiner margins on the CEC website.

Attendance Instructions

In-person participants may join the meeting at Rosenfeld Hearing Room, 1516 9th Street, Sacramento, CA 95814. Masks and social distancing are encouraged, but not required.

Remote participants may join via Zoom by internet or phone.

- **To join via Zoom.** Click on <https://energy.zoom.us/j/81801830972?pwd=dHpXZnNjenF4V2FNSFVXa051VCTkDz09> or login in at <https://zoom.us/> and enter the Webinar ID 818 0183 0972 and passcode 703207 and follow all prompts.
- **To join by telephone.** Call toll-free at (888) 475-4499 or toll at (669) 219-2599. When prompted, enter the Webinar ID **818 0183 0972** and passcode **703207**.

Zoom Closed Captioning Service. At the bottom of the screen, click the Live Transcript CC icon and choose "Show Subtitle" or "View Full Transcript" from the pop-up menu. To stop closed captioning, close the "Live Transcript" or select "Hide Subtitle" from the pop-up menu. If joining by phone, closed captioning is automatic and cannot be turned off. While closed captioning is available in real-time, it can include errors. A more accurate transcript of the workshop will be docketed and posted as soon as possible after the meeting concludes.

Zoom Difficulty. Contact Zoom at (888) 799-9666 ext. 2, or the CEC Public Advisor at publicadvisor@energy.ca.gov, or by phone at (916) 957-7910.

Public Comment.

The CEC encourages the use of its electronic commenting system. Visit the e-commenting page for this docket [23-OIR-03](https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=23-OIR-03) at

<https://efiling.energy.ca.gov/EComment/EComment.aspx?docketnumber=23-OIR-03>. Enter your contact information and a subject title that describes your comment. Comments may be included in the "Comment Text" box or attached as a downloadable, searchable document in Microsoft® Word or Adobe® Acrobat®. The maximum file size allowed is 10 MB.

Oral comments will be accepted at the end of the workshop. Comments may be limited to three minutes or less per speaker and one person per organization. To comment via Zoom, use the "raise hand" feature so the administrator can announce your name and unmute you. To comment via telephone, press *9 to "raise your hand" and *6 to mute/unmute.

Written comments may be submitted to the Docket Unit by 5:00 p.m. on November 21, 2023. Written and oral comments, attachments, and associated contact information (including address, phone number, and email address) will become part of the public record of this proceeding with access available via any internet search engine. Written comments may also be submitted by email. Include docket number 23-OIR-03 and General Rulemaking Proceeding for Developing Regulations, Guidelines, and Policies for Implementing SB X1-2 and SB 1322 in the subject line and email to docket@energy.ca.gov.

A paper copy may be mailed to:
California Energy Commission
Docket Unit, MS-4
Docket No. 23-OIR-03
715 P Street
Sacramento, California 95814

Public Advisor. The CEC’s Public Advisor assists the public with participation in CEC proceedings. To request assistance, interpreting services, or reasonable modifications and accommodations, call (916) 957-7910 or email publicadvisor@energy.ca.gov as soon as possible but at least five days in advance of the workshop. The CEC will work diligently to meet all requests based on availability.

Media Inquiries. Email mediaoffice@energy.ca.gov or call (916) 654-4989.

Technical Subject Inquiries. Email Ryan Eggers at ryan.eggers@energy.ca.gov or call (916) 776-3597.

Availability of Documents: Documents and presentations for this meeting will be available on Docket [23-OIR-03](#) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=23-OIR-03>.

When new information is posted, an email will be sent to those subscribed to the Docket 23-OIR-03, Docket 23-SB-02, General Transportation and Petroleum Issues, and SB 2 Implementation listserv. To receive these notices or notices of other email subscription topics, visit [Subscriptions](#), at <https://www.energy.ca.gov/subscriptions>.

Dated: October 18, 2023, at Sacramento, California.

Subscriptions:

Docket 23-OIR-03; Docket 23-SB-02; General Transportation and Petroleum Issues; SB 2 Implementation