

DOCKETED

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Proposed Emergency Rulemaking SB X1-2 Reporting Requirements



3-Month Refiner and Major Marketer Projections and Refinery Maintenance

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November 12, 2024



Housekeeping

- **Meeting is being recorded.**
- **Comments are welcome at the end of the presentation.**
- **Zoom:**
 - Use the “raise hand” feature. 
- **Zoom/phone participants, when called upon:**
 - Your microphone will be opened.
 - Unmute your line. 
 - Spell your name for the record before providing your comment.



Purpose of Today's Workshop

- Provide background on the refinery and marketer projection requirements.
- Preview the CEC's approach to collecting the proposed projections.
- Provide background and preview proposed changes to the refinery maintenance guidebook and guidelines.
- Discuss CEC's proposals and approaches towards collection of projections and maintenance reports.



Agenda

1. Rulemaking background
2. Refinery Projections
3. Marketer Projections
4. Refinery Maintenance
5. Next Steps
6. Public Comments



Background





SB X1-2 Rulemaking Processes

Description	Rulemaking Process
Majority of PIIRA data collection Analysis and reporting requirements Confidentiality requirements Enforcement authority Timing of turnaround and maintenance rules	Emergency regulation
Refinery maintenance activity reporting	APA exempt. CEC may adopt guidelines.



SB X1-2 Data Collection

Refinery Costs vs. Profits

Informs the California Oil Refinery Cost Disclosure Act Monthly Report, and whether a maximum refiner margin should be set.

Market Analysis

Informs whether there is market manipulation or market failures.

Refinery Maintenance

Provides insights on timing of planned and unplanned outages.

CEC Forms:

- Planned Refinery Maintenance and Turnaround Report
- Unplanned Refinery Maintenance and Turnaround Report

Other Data

Provides additional insights.

CEC Forms:

- Refinery 3-Month Projection (new proposed form)
- Marketer 3-Month Projection (new proposed form)



Data Collection Improvements

Background

- Current Digital Submission Portal (DSP) is a secured drop box for files.

Issues

- CEC unable to validate data at the time of DSP submission
- Free-form data/inputs are difficult to aggregate & automate

Solutions

- “Flatten the files” to ease generation (for reporters) and better data storage (for CEC)
- Develop pre-validation worksheets to ensure that data is meeting requirements (like D354 tool)
- Add instructions as a tab/worksheet within the form/template for quick/concise access
 - CEC action: to continue to clarify instructions & establish FAQs
- Establish working-level analyst to analyst communication path through industry meetings



Refinery and Marketer Projections





Proposed Revised Definition

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

More detailed definition of Major Petroleum Products Marketer/Major Marketer

- "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 services station 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.

Note: Red text denotes proposed changes to CCR 1363.2.



Authority to Collect

California Public Resources Code 25354

(c) Each person required to report pursuant to subdivision (a) shall submit a projection each month of the information to be submitted pursuant to subdivision (a) for the quarter following the month in which the information is submitted to the commission.



Proposed Requirement to File

§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.

Note: All text shown are proposed additions to CCR 1366 and Appendix B.



Proposed Informational Requirements

Appendix B Informational Requirements for Monthly Reports

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.



Proposed Informational Requirements

Appendix B Informational Requirements for Monthly Reports

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



Proposed Data Collection Forms

M05 Refinery Projection Report

- [m05_Refinery_Projection_proposed_draft.xlsx](#)

M07 Marketer Projected Acquisitions Distributions Report

- [M07_Marketer_Projected_Acquisitions_Distributions_draft_1.xlsx](#)

Draft regulations and forms are available on [Docket 23-OIR-03](#).



Refinery Maintenance Guidelines



Revised Informational Requirements

Both Planned EBR-1P and Unplanned EBR-1U reports:

- Process Unit ID
- Barrels per day to barrels
 - In-state purchases
 - Out-of-state purchases
 - Foreign imports
- Expected Purchases
 - In-state purchases
 - Out-of-state purchases
 - Foreign Imports



Proposed Data Collection Forms

EBR-1P Planned Maintenance Report

- EBR1P_Draft_241016.xlsx

EBR-1U Unplanned Maintenance Report

- EBR1U_Draft_241016.xlsx

Draft guidebook and forms are available on [Docket 23-OIR-03](#).



Next Steps

- **November 12: Present draft rules for feedback.**
- **December 31: Complete stakeholder outreach.**
- **Q1 2025: Present rules for adoption at CEC business meeting.**
(Note: Refinery maintenance guidelines are APA exempt)
- **10 Days After Submission to OAL: Estimated effective date.**



Feedback Welcome

- Areas needing clarification.
- Information on industry standards.
- Suggestions for simplification.

- Submit written comments to:
 - **Docket No. 23-OIR-03**
 - **Due by 5:00 PM on December 9, 2024.**



Thank you

Please reach out with questions or if you would like to request a meeting.

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PIIRA Team

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