

**From:** [GARTENBAUM Andrea](#)  
**To:** [REP Bailey](#); [SEN Dembrow](#)  
**Subject:** DEQ proposes rules to update phase one of the Clean Fuels Program  
**Date:** Wednesday, March 19, 2014 12:03:39 PM

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Dear Senator Dembrow and Representative Bailey,

DEQ is proposing rules to update phase one of the Clean Fuels Program. The proposed rules:

- Provide clarity to potential regulated and opt-in parties as they interpret if and how the program applies to them
- Reduce requirements for certain fuel importers
- Add fuels available in Oregon to make reporting more accurate

In December 2012, the Environmental Quality Commission adopted rules to implement phase one of the Oregon Clean Fuels Program. Phase one requires all importers and Oregon producers of transportation fuels to register, keep records and submit reports to DEQ. In December 2013, the Commission adopted temporary rules to make phase one of the program more efficient by eliminating unnecessary requirements and reducing the burden on smaller businesses participating in the program. This proposal will make those temporary rule amendments permanent.

Information collected during the registration process identified that 62 importers and two Oregon producers of fuels are subject to the program. Of these, 38 are small businesses. DEQ worked closely with these businesses to identify alternatives to the recordkeeping requirements that would result in reduced administrative costs to regulated parties while still providing DEQ with the information it needs to develop the program. These proposed rule changes are largely based on feedback received from these companies.

Please [click here](#) to view the rulemaking documents. The public comment period on the proposed rules closes Monday, April 21, 2014 at 5 p.m. DEQ plans to take the final proposal including any modifications made in response to public comments to the Commission for decision at the June 2014 meeting. If you have questions, please contact Cory-Ann Wind at (503) 229-5388 or [wind.cory@deq.state.or.us](mailto:wind.cory@deq.state.or.us).

Sincerely,

**Andrea Gartenbaum**

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