

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form

<u>Department of Environmental Quality</u>	340
Agency and Division	Administrative Rules Chapter Number
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Rules Coordinator	Telephone
<u>Department of Environmental Quality, 811 SW Sixth Ave., Portland, OR 97204-1390</u>	
Address	

RULE CAPTION

Update Phase One of the Clean Fuels Program

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date	Time	Location	Hearings Officer
4-16-14	6:00 p.m.	DEQ Headquarters Office, 811 SW Sixth Ave., Portland OR 97204	DEQ Staff

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

- ADOPT:**
- AMEND:**
OAR 340-253-0040, 340-253-0060, 340-253-0100, 340-253-0250, 340-253-0310, 340-253-0320, 340-253-0340, 340-253-0400, 340-253-0500, 340-253-0600, 340-253-0630, 340-253-0650, 340-253-3010, 340-253-3020

REPEAL:
OAR 340-253-3000

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:
ORS 468.020, ORS 468A.270 Or. Laws 2009, ch. 754, § 6

Other Authority:

Statutes Implemented:
ORS 468A.270 Or. Laws 2009, ch. 754, § 6

RULE SUMMARY

This proposal would make an adjustment to phase one of the Oregon Clean Fuels Program, which the Oregon Environmental Quality Commission adopted Dec. 7, 2012.

The proposed rule revisions:

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

The Clean Fuels Program requires all importers and Oregon producers of transportation fuels to register, keep records and submit reports to DEQ. The proposed rules would eliminate unnecessary requirements, reduce administrative burdens on smaller businesses and still maintain program integrity.

Background

On Dec. 11, 2013, the Oregon Environmental Quality Commission adopted temporary rules that expire June 30, 2014. The December 2013 rulemaking temporarily eliminated unnecessary requirements and reduced administrative burdens on smaller businesses required to submit their first reports to DEQ by April 30, 2014. These proposed permanent rules are substantively identical to the temporary rules.

These proposed rules do not implement the carbon reduction phase of the program.

Regulated parties

These proposed rules would affect all Oregon fuel producers and importers subject to the Oregon Clean Fuels Program.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

<u>04-21-2014 5:00 p.m.</u>	<u>Maggie Vandehey</u>	<u>maggie.vandehey@state.or.us</u>
Last Day (<i>m/d/yyyy</i>) and Time for public comment	Rules Coordinator Name	Email Address

FILED 3-14-14 1:16 PM ARCHIVES DIVISION SECRETARY OF STATE
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*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation.