

Clean Fuels Program 2017 Rulemaking

Summary of Proposed Rule Changes

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Cost Containment

- Delete definitions: PADDs
- Add the Credit Clearance Market
- Remove the Monthly Fuel Price Deferral

Market Monitoring

- Add definitions: emergency period
- Amend recordkeeping requirements for credit transfers
- Amend accuracy language in the CFP Online System
- Amend procedures to transfer credits
- Add provisions to investigate cases of improper credit generation or transfers
- Add the authority to suspend, revoke, amend credits
- Clarify language regarding illegitimate credits
- Amend public disclosure requirements
- Amend emergency deferrals to emergency actions
- Amend the Emergency Deferral to respond to market disruptions

Electricity Provisions

- Add definitions: backstop aggregator, fixed guideway, public transportation, public transit agency, multi-family housing
- Amend definition: energy economy ratio
- Add electricity used in fixed guideway systems, designate public transit agency to generate credits, add new EERs
- Add multi-family housing as a non-residential electric vehicle charging
- Add fuel pathways for solar and wind connected to an electric vehicle charger
- Amend how the electricity carbon intensity values are calculated
- Clarify hierarchies for residential and non-residential electricity credit generation
- Clarify methodology to generate credits from residential electric vehicle charging
- Add a backstop aggregator
- Generate residential electricity credits for 2016 and 2017

Miscellaneous Regulatory Improvements

- Add definitions: aggregator, aggregator designation form, alternative fuels registration system, buy/sell board
- Amend definitions: bio-based, biodiesel, biodiesel blend, credit, credit facilitator, deficit, ethanol, indirect land use change, renewable hydrocarbon diesel, produced in Oregon
- Delete definitions: broker, broker designation form
- Update the reporting requirements in Table 5
- Clarify requirements for fuel exported from Oregon
- Clarify requirements for documenting exempt fuel
- Add requirements for co-processing biogenic feedstocks at petroleum refineries
- Add in the initial 2016 inventory requirement
- Amend compressed natural gas reporting from scf to therms
- Replace broker with aggregator
- Amend renewable hydrocarbon diesel (RHD) from a clean fuel to a regulated fuel
- Amend regulated fuels to include all blends of gasoline and diesel, not just E10 or B5
- Amend the user roles in the CFP Online system
- Update the registration process
- Update the alternative fuel producer registration process
- Update the process to obtain a carbon intensity value
- Update the default lookup table
- Add temporary fuel pathways
- Add pathway code for B20
- Add a separate table for indirect land use change values
- Update energy densities
- Amend the baseline standards to correct for new energy densities for 2018 - 2025

Transfer of Obligation

- Add definitions: above the rack, below the rack
- Restrict the transfer of deficits below the rack if the buyer is a finished fuel importer