

## Notice of Exemptions

TO: Office of Planning and Research  
1400 Tenth Street, Room 212  
Sacramento, California 95814

FROM: California Energy Commission  
715 P Street  
Sacramento, California 95814

Project Title: Revised SB X1-2 Reporting Requirements [Regulations]

Project Location: Statewide

Description of Nature, Purpose, and Beneficiaries of Project: Adoption of emergency regulations to implement and clarify the spot market reporting requirements in Public Resources Code section 25354(l). On March 28, 2023, Governor Newsom signed Senate Bill (SB) X1-2 (Stats. 2023, 1st Ex. Sess. 2023, ch. 1), which took effect June 28, 2023 and requires, among other things, refiners and nonrefiners that consummate petroleum spot market transactions to submit daily reports to the California Energy Commission. (Public Resources Code Section 25354(l).) The CEC developed regulations to implement and clarify the statutory reporting requirements and approved adoption of the regulations in article 3, chapter 3 of title 20, California Code of Regulations.

Name of Public Agency Approving Project: California Energy Commission

Name of Person or Agency Carrying Out Project: California Energy Commission

Exempt Status: (Check One)

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption: State type and section number: Class 6 Information Collection, Section 25306;
- Statutory Exemption: State code number: \_\_\_\_\_
- Other: Adoption of the amendments not a “project” for CEQA purposes, and is otherwise exempt from CEQA requirements pursuant to the “common sense” exemption (CEQA Guidelines, 15061, subd. (b)(3)).

Reasons why project is exempt: The above-described activity is not a project under section 15378(b)(2), because it pertains to continuing administrative activity related to policy and procedure making. In addition, the activity implements and clarifies an informational reporting requirement established by SB X1-2. Accordingly, the regulations clarifying the process and informational requirements for the spot market reports are exempt pursuant to the Class 6 categorical exemption. Additionally, the activity is exempt under section 15061(b)(3) because there is no possibility that the activity may have a significant effect on the environment.

Lead Agency Contact Person:

Chad Oliver  
California Energy Commission

(916) 891-8569  
Chad.Oliver@energy.ca.gov

Signature: Chad Oliver

Date: 2/20/2024

Title: Staff Counsel

Signed by the Lead Agency

Date received for filing by OPJ

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.