

Executive Order R-23-007

Relating to Proposed Amendments to the Greenhouse Gas Emission Standards for Crude Oil and Natural Gas Facilities

Whereas, on June 22, 2023, the California Air Resources Board (CARB or Board) conducted a public hearing to consider the Proposed Amendments to the Greenhouse Gas Emission Standards for Crude Oil and Natural Gas Facilities, as set forth in Appendix A-1 to the Initial Statement of Reasons (Staff Report) released to the public on April 25, 2023;

Whereas, the environmental analysis prepared under CARB's regulatory program certified under Public Resources Code section 21080.5 of the California Environmental Quality Act (CEQA; California Code of Regulations, title 14, section 15251(d)) in Chapter VI of the Staff Report concluded that the Proposed Amendments can rely on the final Environmental Analysis prepared for the Regulation for Greenhouse Gas Emission Standards for Crude Oil and Natural Gas Facilities, dated March 10, 2017 (2017 EA), as the record evidence shows that the Proposed Amendments will not result in new significant adverse environmental impacts or a substantial increase in severity of the significant adverse impacts previously disclosed in the 2017 EA and therefore no subsequent or supplemental environmental review is required. Further, there are no changes in circumstances or new information that would otherwise warrant any subsequent or supplemental environmental review;

Whereas, following the public hearing, the Board adopted Resolution 23-18 in which the Board approved for adoption amendments to sections 95665, 95666, 95667, 95668, 95669, 95670, 95671, 95672, 95673, 95674, 95675, 95676, 95677, Appendix A, and Appendix C, title 17, California Code of Regulations, and addition of sections 95669.1, 95670.1, Appendix D, Appendix E, Appendix F, and Appendix G, title 17, California Code of Regulations, as set forth in Appendix A-1 of the Initial Statement of Reasons;

Whereas, Resolution 23-18, directed the Executive Officer to make any additional conforming modifications deemed appropriate available for public comment, with any additional supporting documents and information, for a period of at least 15 days. The Executive Officer was directed to consider written comments submitted during the public review period and make any additional appropriate conforming modifications available for public comment for at least 15 days, and to take final action to adopt the regulation after addressing all appropriate modifications or present the regulation to the Board for further consideration if warranted;

Whereas, modified regulatory language and supporting documentation were circulated for a 15-day public comment period, with the changes to the originally proposed text clearly indicated, according to provisions of California Code of Regulations, title 1, section 44 and Government Code section 11340.85, from November 2, 2023, to November 17, 2023;

Whereas, a number of written comments were received during the initial 45-day comment period and supplemental 15-day comment period, and those comments were considered by the Executive Officer;

Whereas, based on substantial evidence in the record there is no possibility the modifications to the regulation made available for the 15-day public comment period after the Board hearing could affect the conclusion of the environmental analysis chapter included in the Staff Report, and no additional environmental analysis was required;

Now, Therefore, It Is Ordered that the recitals and findings contained in Resolution 23-18 are incorporated herein.

It Is Further Ordered that amended sections 95665, 95666, 95667, 95668, 95669, 95670, 95671, 95672, 95673, 95674, 95675, 95676, 95677, Appendix A, and Appendix C, title 17, California Code of Regulations, and new sections 95669.1, 95670.1, Appendix D, Appendix E, Appendix F, and Appendix G, title 17, California Code of Regulations, are adopted as set forth in the "Final Regulation Order" attached to this Order.

It Is Further Ordered that the adopted regulatory text may be further revised with non-substantial or grammatical changes, which will be added to the rulemaking record and indicated as such.

Executed this 17th day of January, 2024, at Sacramento, California.



Steven S. Cliff, Ph.D.
Executive Officer

Attachments