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***VIA CARB ONLINE PORTAL***

Clerks' Office  
California Air Resources Board  
1001 I Street  
Sacramento, California 95814

**RE: Comments on the 15-Day Proposed Modifications to Amendments to LCFS Regulations**

Honorable Board Members:

The Western Independent Refiners Association ("WIRA") appreciates the opportunity to comment on the California Air Resources Board's ("Board") Proposed Amendments for the Low Carbon Fuel Standard released on August 12, 2024 ("Proposed Amendments"). WIRA is a long-standing trade association comprised of small and independent refiners on the West Coast of the United States, including various regions of California. WIRA has been an active participant in local, state, and federal rulemakings for many years, with its members serving a vital role as pro-competitive forces in the market for refined transportation fuel.

The Proposed Amendments, although couched as minor regulatory revisions, will have significant and meaningful impacts on the LCFS program and its regulated parties—including WIRA members. Consequently, a 15-day comment period during which to study and remark on these substantial changes is simply insufficient given the importance of this matter.

For example, the Board's publicly-noticed materials contain no discussion or consideration of the operational and economic impacts the Proposed Amendments will have on regulated entities. This dearth of analysis evidences a need to take a harder, closer look at these issues. On the contrary, the 15-day public notice for the Proposed Amendments seems to downplay their impacts, stating that "the modifications consist of provision clarifications, minor revisions removing certain proposals, such as removing jet fuel as a required fuel, and updated modeling, which does not alter the compliance responses such that the significance determinations change." But this is not the case—the Proposed Amendments as drafted will have significant impacts.

While environmental analysis is a separate issue, the Proposed Amendments will result in extensive market and cost impacts to businesses that will be required to comply with the Proposed

Amendments. The Board must consider the regulatory impacts these Proposed Amendments will have, including resulting economic harms to LCFS-regulated parties.

WIRA would appreciate insight into the Board's position with respect to the Proposed Amendments' economic impacts on California businesses, individuals, and the LCFS market in general (among other issues). For example, the proposal to limit LCFS credits for biofuels generated from soybean oil and canola oil would seem to potentially justify its own Standardized Regulatory Impact Assessment to avoid an arbitrary and capricious action given the potential economic impacts from that lone amendment. Simply stated, the Board must have a full understanding of the facts and impacts these Proposed Amendments will have prior to considering them for approval.

In conclusion, WIRA respectfully encourages the Board to identify additional opportunities to engage with the regulated community to better appreciate the Proposed Amendments and to explore potential reasonable alternatives. Thank you for your thoughtful consideration of this letter. If you have any questions, please do not hesitate to contact me at (310) 312-4353 or by email at [cmoyer@manatt.com](mailto:cmoyer@manatt.com).

Respectfully submitted,

Western Independent Refiners Association

*/s/ Craig A. Moyer*

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