

## Energy Tracker Quick Reference Guide: Policy and Regulatory Reforms<sup>1</sup>

(Updated through November 1, 2018. Highlighted text indicates new entry or status change from previous edition)

As of October 2018, the Tracker included information on **125** different federal energy-related issues. These include **10** Executive Orders, **5** Presidential Memoranda, **6** Public Laws, and **60** different regulatory/policy reforms, of which **13** are under review, **15** are at the formal proposal stage, and **32** have been completed.

<u>Agency</u>	<u>Issue/Reg</u>	<u>Order/Action</u>	<u>Most Recent Action</u>	<u>Status</u>
Army Corps	CWA Section 404 Permitting	Permit Reform	8/9/18	Complete
CEQ	NEPA Regulations	Reconsideration	6/20/18	Under Review (ANPR Released)
CEQ/POTUS	NEPA Climate Guidance	Executive Repeal	3/28/17	Complete
DOE/FERC	Grid Resiliency Pricing Rule	Proposed Regulation	1/8/18	Proposal rejected (Issue under further review)
Energy	Small Scale LNG Exports	Permitting Reform	7/25/18	Complete
Energy	Appliance Efficiency Standards	Reconsideration	11/28/17	Under Review
EPA	Coal Combustion Residuals	Reconsideration	10/22/18	Complete (Litigation filed)
EPA	Waters of the U.S.	Repeal and Reconsideration	10/10/18	Formal repeal proposal released (Litigation ongoing; stay lifted in 22 states)
EPA	Risk Management Program	Reconsideration	9/21/18	Formal Proposal Released (Implementation delay vacated; 2016 rule reinstated)

<sup>1</sup> NOTE: this quick reference sheet includes only policy and regulatory reforms. Other non-reform actions such as tax credit extensions and ongoing policy issues (i.e. RFS volumetric requirements) are included in the Energy Tracker but are not part of this document.

EPA	Methane NSPS	Reconsideration	9/11/18	Formal Proposal Released (Implementation underway per court order)
EPA	Power Plant CO2 NSPS	Reconsideration	9/10/18	Under Review (Litigation in abeyance) (Proposal under OMB review)
EPA	ACE/111(d) Guidelines (CPP replacement)	Reconsideration	8/31/18	Formal Proposal Released
EPA	2015 Ozone Standard	Reconsideration	8/1/18	Complete (No reform pursued) (Abeyance lifted)
EPA	Refinery MACT	Deadline Extension	7/10/18	Formal Proposal Released
EPA	New Source Review Project Aggregation	Reform	7/6/18	Draft Final Rule at OMB
EPA	Clean Power Plan (ESPS)	Repeal and Reconsideration	6/26/18	Formal repeal proposal released (Litigation in abeyance)
EPA	Clean Water Act 404(c)	Multiple Reforms	6/26/18	Under Review
EPA	Regulatory Cost-Benefit Calculations	Reconsideration	6/13/18	Under Review (ANPR released)
EPA	NAAQS Standards Setting Principles	Guidance Memo	5/9/18	Complete
EPA	New Source Review	Multiple Reforms	4/30/18	Under Review/Ongoing
EPA	Regulatory Transparency	New Rule	4/30/18	Formal Proposal Released
EPA	Heavy-duty truck mileage standards	Reconsideration	4/25/18	Formal Proposal (Litigation in abeyance)
EPA	MATS Supplemental Findings	Reconsideration	4/19/18	Under Review (Litigation in abeyance)
EPA	Power Plant Effluent Limitation Guidelines (ELGs)	Reconsideration	4/10/18	Under Review (Litigation in abeyance)
EPA	CAA Sec 112: Once-in, Always-in	Repeal	3/26/18	Complete (Litigation underway)
EPA	Sue and Settle	Agency Directive	10/16/17	Complete
EPA	Startup, Shutdown, Malfunction	Reconsideration	7/24/17	Under Review

				(Litigation in abeyance)
EPA	Methane ICR	Executive Withdrawal	3/2/17	Complete
EPA/DOT	CAFE Standards Mid-Term Review	Repeal and Reconsideration	8/2/18	Formal Proposal Released (litigation underway)
EPA/POTUS	Air Quality/NAAQS Implementation	Executive Memo	4/12/18	Complete
FERC	Pipeline Permitting Process	Notice of Inquiry	4/25/18	Under Review
FERC/DOT	LNG Permitting Coordination	MOU	8/31/18	Complete
Interior	ESA Sage Grouse Review	Reconsideration	10/5/18	Formal EIS Proposals Released Forest Service management plan released
Interior	Venting and Flaring	Reconsideration	9/28/18	Complete (Litigation initiated)
Interior	Bears Ears Monument	Reconsideration	8/31/18	Formal Proposal Released (litigation underway) (draft EIS released)
Interior	Grand Escalante Monument	Reconsideration	8/31/18	Formal Proposal Released (litigation underway) (draft EIS released)
Interior	NEPA Streamlining	Secretarial Order	8/31/18	Complete
Interior	Compensatory Mitigation (inc. ESA)	Withdrawal	7/30/18	Complete
Interior	Endangered Species Act	Multiple Reforms	7/20/18	Formal Proposal Released
Interior	NEPA Process Efficiency	Information Bulletin	6/6/18	Complete
Interior	Well Control Rule	Reconsideration	5/11/18	Formal Proposal Released
Interior	Coal Leasing Moratorium	Executive Repeal	3/23/18	Complete (Litigation ongoing)
Interior	BLM Oil and Gas Leasing Reforms	Guidance (IM2018-34)	1/31/18	Complete
Interior	5-year OCS O&G Leasing Plan	New Plan	1/8/18	Formal Proposal Released
Interior	BLM Hydraulic Fracturing	Repeal	1/3/18	Complete
Interior	2017 ONRR Royalty Valuation Rule	Regulatory Repeal	12/29/17	Complete (Implementation stay overturned per court order)

Interior	Offshore drilling regulations	Regulatory Repeal	12/29/17	Formal Proposal Released
Interior	Alaska National Wildlife Reserve	Legislative Reform (leasing authorized)	12/22/17	Complete
Interior	Reduced royalty rates in OCS lease sales	New Action	7/13/17	Complete
Interior	Order directing quarterly O&G lease sales	New Action	7/6/17	Complete
Interior	Alaska Petroleum Reserve Plan	New Plan	5/31/17	Under Review
Interior	Obama Admin Offshore Energy Restrictions	Executive Repeal	4/28/17	Complete
Interior	Review of Monuments	Reconsideration	4/26/17	Under Review
Interior	Resource Management Planning	Legislative Repeal	3/27/17	Complete
Interior	Stream Buffer Rule	Legislative Repeal	2/16/17	Complete
POTUS	Ocean Policy	Executive Order	6/19/18	Complete
POTUS	Energy Efficiency of Federal Buildings	Executive Order	5/17/18	Complete
POTUS	"2-for-1" Regulations EO	Executive Order	8/10/17	Complete (Litigation ongoing)
POTUS	Social Cost of Carbon	Executive Repeal	3/28/17	Complete
SEC/POTUS	Extractive Industries Payment Disclosure	Legislative Repeal	2/14/17	Complete
Treasury	Carbon Capture tax credit reform (45Q)	Legislative Reform	2/9/18	Complete
Treasury	Prohibition on U.S. financing support for international coal plants	Executive Repeal	7/17/17	Complete
USDA Forest Service	Oil & Gas leasing procedures	Permitting Reform	9/13/18	Under Review (ANPR Released)

## Energy Tracker Quick Reference Guide: Notable State- and Project-specific Actions

<u>Agency</u>	<u>Issue/Project</u>	<u>Order/Action</u>	<u>Most Recent Action</u>	<u>Status</u>
Army Corps	Dakota Access Pipeline	Permit Approval	6/14/17	Complete
DOE	Lake Charles LNG Exports	Permit Approval	6/26/17	Complete
EPA	Regional Haze (Wyoming)	Reconsideration of State/Federal Implementation Plan	10/11/18	Revised FIP Proposed
EPA	Regional Haze FIP (Texas)	Reconsideration of State/Federal Implementation Plan	8/17/18	Repeal complete Revised FIP Proposed
EPA	Coal Combustion Residuals (Oklahoma)	Approval of State Permit Program	6/19/18	Complete
EPA	Regional Haze (Arkansas)	Reconsideration of State/Federal Implementation Plan	2/12/18	Complete
EPA	Regional Haze (Utah)	Reconsideration of State/Federal Implementation Plan	9/11/17	Complete
FERC	Mountain Valley Pipeline	Permit Approval	10/5/18	Complete (Litigation ongoing) (Corps Permits Suspended)
FERC	Atlantic Sunrise Pipeline	Permit Approval	10/4/18	Complete Pipeline operating (Litigation ongoing)

FERC	Atlantic Coast Pipeline	Permit Approval	9/17/18	Complete (Litigation ongoing)
FERC	Northern Access Pipeline	Permit Approval	8/6/18	Complete (FERC overruled NY State)
FERC	Valley Lateral Pipeline	Permit Approval	3/12/18	Complete (Litigation complete)
FERC	Sabal Trail Pipeline	Permit Approval	3/7/18	Complete Litigation ongoing
Interior	New Mexico Q3 lease sale	Lease Sale	9/6/18	Complete (Record revenue raised)
Interior	Gulf of Mexico lease sale 250	Lease Sale	3/21/18	Complete
Interior	NPR-A lease sale	Lease Sale	12/7/17	Complete
Interior	Gulf of Mexico lease sale 249	Lease Sale	8/16/17	Complete
State	Keystone XL Pipeline	Permit approval	9/24/18	Complete (Litigation ongoing) (Revised Route EIS Released)