



October 5, 2023

Dear Supervisor Ito,

Congratulations on your recent appointment as State Oil & Gas Supervisor at the California Department of Conservation, Geologic Energy Management Division (CalGEM). We warmly welcome you to this important role, where, under your leadership, CalGEM has a historic opportunity to continue the important work of its mission: "to prioritize protecting public health, safety, and the environment in its oversight of the oil, natural gas, and geothermal industries while working to help California achieve its climate change and clean energy goals."

Our organizations work together in two statewide networks to respond to the ongoing crisis facing the millions of California residents harmed by oil and gas extraction in their neighborhoods and all who are suffering the devastating effects of climate breakdown. VISIÓN (Voices in Solidarity Against Oil in Neighborhoods) is a bilingual coalition of environmental justice, public health, air quality, and frontline organizations that advocate to protect California's most vulnerable, low-income communities by ending extraction in their neighborhoods. The Last Chance Alliance is a statewide network made up of more than 900 public health, environmental justice, climate, Indigenous, and labor organizations that call on Gov. Newsom to end California's toxic pattern of enabling Big Oil to pollute our communities and destroy our future.

Together, our networks strive to realize three critical climate policies for California: preventing new permits for fossil fuel projects, including for oil and gas drilling, for fossil fuel infrastructure, or petrochemical projects in California; implementing a health and safety buffer zone to protect those suffering the most from oil and gas extraction in mostly frontline, low-wealth and non-white communities; and creating a statewide phase-out plan that minimizes the damage this dying industry does on its way out the door, that ensures polluters pay for the damage they've caused, and that protects and supports workers, communities, and economies.

In the past, environmental justice communities and climate advocates struggled to maintain a working relationship with the state's oil and gas regulator. However, thanks to the Newsom administration's enthusiasm for tackling climate issues head-on, CalGEM's newly clarified mission and leadership, and decades of advocacy, agency officials and community advocates have begun to create positive change together. Now, with your appointment, there is even more opportunity in this transformative moment.

We applaud Governor Newsom's recent climate leadership: the major lawsuit against the nation's five biggest oil companies and the American Petroleum Institute for decades of deceiving the public; his powerful words at the UN Climate Summit that the "climate crisis is a fossil fuel crisis;" his stated commitment to sign landmark corporate climate transparency bills (SB 253 and SB 261); his championing of the state's strongest health and safety buffer law in the country (SB 1137) to protect frontline communities from the dangers of oil drilling; and the implementation of an oil refinery and gas price gouging watchdog (SBX 1-2).

¹ "Building Climate Resilience" California Natural Resources Agency. CA.gov, 2018. https://resources.ca.gov/Initiatives/Building-Climate-Resilience#:~:text=California%20Geologic%20Energy%20Management%20Division's,the%20oil%2C%20natural%20gas%2C%20and

Moreover, we see climate leadership in the Legislature, which recently passed a bill to reform the state's broken referendum system (AB 421), which oil and gas corporations are taking advantage of to undo legislation passed to protect communities. The Legislature has also sent crucial bonding reform (AB 1167) addressing the state's orphan well crisis to the Governor's desk.

California is showing global leadership on the path to ending neighborhood oil drilling and addressing the climate crisis by ushering in a new energy economy alongside a just and equitable transition for workers. It is now up to CalGEM to continue this progress.

To fulfill CalGEM's mandate and mission and to be a champion for environmental justice communities and all Californians, we respectfully urge the Division to adopt comprehensive measures that protect public and environmental health. We offer this roadmap as a guide for actions the Division can achieve in the first 100 days of your service. Our recommendations are:

1. Permitting & Community Health

- a. Utilize the Division's authority to end permitting for new or existing oil and gas activities, including within the proposed 3,200ft health and safety buffer zone.
- b. Release the full public health report commissioned by CalGEM in 2021.

2. Frontline Community Relations

a. Meet the communities most burdened by extraction and climate events by attending toxic tours in the greater-LA area, Ventura County, and the Central Valley.

3. Managed Decline and Just Transition

- a. Utilize CalGEM's extensive authority to issue and enforce plugging and abandonment orders to operators for all wells that meet criteria for immediate closure as an important step in the managed decline and full phase out of fossil fuel production in California.
- b. Where operators are unwilling, unable, or unavailable to comply, take swift action to perform the plugging and abandonment (increasing CalGEM staffing levels as necessary), under fair labor practice standards; and recoup all expenditures from prior operators or the industry as a whole.
- c. Utilize CalGEM's authority to increase bonding amounts to the level required to ensure proper closure and remediation of wells.

We already see the positive change in the Division's role as noted by a CalGEM spokesperson in a <u>Reuters</u> article in July: "CalGEM is processing far more approvals to permanently close wells than for any other activity ... We expect this permitting trend to continue as California transitions away from fossil fuels." Crucially, CalGEM has stopped issuing fracking permits in our state.

However, despite years of advocacy from frontline communities and climate advocates – and alongside ample academic research² illustrating the evidence of adverse health and safety impacts associated with proximity to petroleum extraction³ – CalGEM has continued to permit new oil and gas activities, even as the agency has formally recognized health impacts of these toxic operations on residents and workers.⁴ This permitting contradicts CalGEM's legal mandate to "prevent, as far as possible, damage to life, health, property, and natural resources" in its supervision of oil and gas operations pursuant to Public Resources Code, Section 3106(a). Effective January 1, 2020, the Legislature has further clarified CalGEM's mission by declaring the purpose of oil and gas laws are to "protect[] public health and safety and environmental quality, including reduction and mitigation of greenhouse gas emissions associated with the development of hydrocarbon and geothermal resources in a manner that meets the energy needs of the state."

Already, "the total number of oil drilling permits issued blew past 15,000 since Governor Newsom took office in 2019," and in Q2 of 2023 alone, 32% of the 755 new drilling, rework, sidetrack, and deepening permits were issued within the 3,200 ft public health protection zone. Meanwhile, local impacts of oil and gas production and permitting continue to overburden frontline communities and the production decline leaves resource-dependent regions economically vulnerable. It is clear that California urgently needs a just transition away from a fossil fuel-based economy, and that CalGEM has an important role to play.

In recognition of this transformational need and opportunity, we are excited to share the above vision for environmental justice and work with you to create a thriving and livable future. We appreciate your careful consideration of these recommendations to fulfill the Division's mission and meet the needs of this pivotal moment in these first 100 days. We also welcome the opportunity to meet with you soon to continue the conversation on how we will work together to achieve a healthy climate and prosperous future for all Californians.

²Gonzalez, D.J.X., Sherris, A.R., Yang, W., Stevenson, D.K., Padula, A.M., Baiocchi, M., Burkee, M., Cullen, M.R., & Shaw, G.M. (2020). Oil and gas production and spontaneous preterm birth in the San Joaquin Valley, CA. Environmental Epidemiology, 4(4).

 $https://journals.lww.com/environepidem/Fulltext/2020/08000/Oil_and_gas_production_and_spontaneous_preterm.1. aspx?context=LatestArticles.$

³Tran, K.V., Casey, J.A., Cushing, L.J & and Morello-Frosch, R. (2020). Residential Proximity to Oil and Gas Development and Birth Outcomes in California: A Retrospective Cohort Study of 2006–2015 Births. Environmental Health Perspectives. Vol. 128, No. 6. https://doi.org/10.1289/EHP5842.

⁴Shonkoff, Seth et al. "RE: Response to CalGEM Questions for the California Oil and Gas Public Health Rulemaking Scientific Advisory Panel" Received by (David Shabazian, Uduak-Joe Ntuk), 1 October, 2021. https://www.conservation.ca.gov/calgem/Documents/public-health/Public%20Health%20Panel%20Responses_FIN AL%20ADA.pdf

⁵Tucker, Liza. "California Oil Regulators Continue Issuing Permits In Q2 To Rework Leaky, Unproductive Wells; Should Order Plugging Instead, Advocates Say." Consumer Watchdog. 13 July 2023.

https://consumerwatchdog.org/energy/california-oil-regulators-continue-issuing-permits-in-q2-to-rework-leaky-unproductive-wells-should-order-plugging-instead-advocates-say/

⁶ "California Moves to Prevent New Oil Drilling Near Communities, Expand Health Protections." Office of Governor Gavin Newsom, October 21, 2021.

 $https://www.gov.ca.gov/2021/10/21/california-moves-to-prevent-new-oil-drilling-near-communities-expand-health-protections-2/<math>\#:\sim:text=0il\%20$ production%20 been%20 on, in%20 demand%20 for%20 transportation%20 fuels.

Sincerely,

Kobi Naseck Coalition Director VISIÓN - Voices in Solidarity Against Oil in Neighborhoods kobi@vision-ca.org

Woody Little
Organizing & Special Projects Manager
Last Chance Alliance
woody@lastchancealliance.org

Cosigned,

Susan Penner Marce Gutierrez-Graudins
Co-Chair, Legislative Working Group
Founder / Executive Director
Azul

Valerie Ventre-Hutton

Legislative Analyst

350 Bay Area Action

Cheryl Auger

President

Ban SUP (Single Use Plastics)

Alan Weiner Anoushka Tamhane
Chapter Lead Director
350 Conejo / San Fernando Valley Bay Area Youth Lob

350 Conejo / San Fernando Valley Bay Area Youth Lobbying Initiative

Daniel Chandler
Steering Committee Member
Admin
350 Humboldt
Pat-Toth Smith
Admin
Benicians for a Safe and Healthy Community

Katie McCammon Gary Hughes

Communications and Volunteer Coordinator
350 Sacramento

Americas Program Coordinator
Biofuelwatch

Jan DietrickHaleemah AtobiloyePolicy Team LeaderProgram Manager350 Ventura County Climate HubBreast Cancer Action

Katie Huffling Igor Tregub
Executive Director Chair, CADEM Environmental Caucus
Alliance of Nurses for Healthy Environments CADEM Environmental Caucus

Maggie Tsai Katie Bolin
State Political Director RN BSN PHN MPH

Asian Pacific Environmental Network California Nurses for Environmental Health &

Justice

Valeria Aceves Haley Ehlers
Youth Coordinator Executive Director

California Youth Vs Big Oil Climate First: Replacing Oil & Gas (CFROG)

Nicole Kurian RL Miller Legislative Director President

Californians Against Waste Climate Hawks Vote

Kassie Siegel Amanda Millstein
Director, Climate Law Institute MD, Co-Founder
Center for Biological Diversity Climate Health Now

Linda Rudolph Antonina Markoff Senior Policy Advisor Coordinator

Center for Climate Change and Health Climate Reality Project California State

Coalition

Kayla Karimi
Staff Attorney
Diana Weynand
Center on Race Poverty and the Environment
Chair

Center on Race, Poverty, and the Environment

Chair

Climate Reality Project, San Fernando Valley

Kevin D. Hamilton Chapter

Executive Director

Central California Asthma Collaborative

Bahram Fazeli
Policy Director

Genevieve Amsalem Communities for a Better Environment

Research & Policy Director
Central California Environmental Justice Jamie Court

Network President

Consumer Watchdog

Lynda Marin
Chapter lead
Citizens' Climate Lobby Santa Cruz Chapter
Vice-Chair

Citizens' Climate Lobby Santa Cruz Chapter Vice-Chair Contra Costa MoveOn

agus Alansa

Jesus Alonso
Community Organizer and Environmental Michelle Ghafar

Justice Advocate Senior Attorney
Clean Water Action Earthjustice

Janet Cox Meghan Sahli-Wells CEO California Director

Climate Action California Elected Officials to Protect America (EOPA)

Sara Zimmerman Laura Deehan Executive Director State Director

Climate Equity Policy Center Environment California

Bill Allayaud

California Director of Government Affairs

Environmental Working Group

Nancy Halpern Ibrahim Executive Director

Esperanza Community Housing

Leah Redwood Action Coordinator

Extinction Rebellion San Francisco Bay Area

Chirag Bhakta California Director Food & Water Watch

Miriam Eide Director

Fossil Free California

Fridays for Future Fresno

Supriya Patel Founder

Fridays For Future Sacramento

Nicole Ghio

Senior Fossil Fuels Program Manager

Friends of the Earth

Elise Kalfayan Board Member

Glendale Environmental Coalition

Kathy Kerridge Board Member

Good Neighbor Steering Committee of

Benicia

Amy Moas, Ph.D.

Senior Policy Campaigner

Greenpeace USA

Solange Gould, DrPH, MPH

Co-Director

Human Impact Partners

Anita Ghazarian

Indivisible Alta Pasadena

Jennifer Tanner

Leader

Indivisible CA Green Team

Susan Morgan

Founder

Indivisible Marin

Rebecca Elliot

Indivisible San Jose

Francesca Wander Indivisible SF

Adrienne Couter

Director

Indivisible Ventura

Veronica Wilson

California Organizer

Labor Network for Sustainability

Joey W. Smith

Owner/Manager

Let's Go Farm

Leslie Austin

Director

Let's Green CA!

Betsy Taylor

Executive Director

Livelihoods Knowledge Exchange Network

(LiKEN)

Karen Reside

President

Long Beach Gray Panthers

David Weiskopf

Senior Policy Advisor

NextGen California

Ian Cohen

Lead Coordinator

No Drilling Contra Costa

Michael Stocker

Director

Ocean Conservation Research

Matt Leonard

Director

Oil and Gas Action Network

Allie Rosenbluth US Program Manager Oil Change International

Joseph Geevarghese Executive Director Our Revolution

Alison Huyett

Environmental Campaigns Director

Patagonia

Judy Irving

Executive Director Pelican Media

Maro Kakoussian

Director of Climate and Health Programs Physicians for Social Responsibility Los

Angeles

Harry Wang, MD

President, PSR/Sacramento

Physicians for Social

Responsibility/Sacramento

Alejandra Warren Executive Director Plastic Free Future

Matt Nelson

Executive Director

Presente.org

Dorothy Reik

Progressive Democrats of the Santa Monica

Mountains

Richard Parks

President

Redeemer Community Partnership

Ruth Richardson

Rooted In Resistance (Indivisible)

David Swanson

Campaign Coordinator

RootsAction.org

Robert M. Gould, MD

President

San Francisco Bay Physicians for Social

Responsibility

Rachel Altman

Administrator

Santa Barbara Standing Rock Coalition

Pauline Seales

Organizer

Santa Cruz Climate Action Network

Magi Amma

Climate Chair

Santa Cruz for Bernie

Erica Donnelly-Greenan

Executive Director

Save Our Shores

Martha Camacho Rodriguez

Director

SEE (Social Eco Education)

Brandon Dawson

Director

Sierra Club California

Jack EidtMarilyn PriceCo-FounderCo-Chair

SoCal 350 Climate Action Sustainable Mill Valley

Beth Weber Novak Magi Amma President & CEO Convenor

Spottswoode Winery, Inc.

The Climate Alliance of Santa Cruz County

Janeen Pederson Ellie Cohen

Stand Strong LA Indivisible Chief Executive Officer
The Climate Center

Eric Romann
Coalition Co-Coordinator

Jed Pauker

Stand Together Against Neighborhood Leader

Drilling (STAND-LA)

Venice Resistance

Matt Krogh Jack Kurzweil
Program Director Treasurer
Stand.earth Wellstone Democratic Renewal Club

Agustin Cabrera

Janice Schroeder

Policy Director Core Member
Strategic Concepts in Organizing and Policy West Berkeley Alliance for Clean Air and

Education (SCOPE) Safe Jobs

Eugenia Ermacora Sim Bilal Los Angeles Chapter Manager Director

Surfrider LA Youth Climate Strike LA