

- **Physical:** Computer servers on which electronic records are stored are located in secured Department facilities, which are protected by security guards, identification badges, and cameras. Paper copies of all records are locked in file cabinets, file rooms, or offices and are under the control of authorized personnel. Access to these facilities is granted only to authorized personnel and each person granted access to the system must be an individual authorized to use and/or administer the system.

#### RECORD ACCESS PROCEDURES:

The Department follows the procedures outlined in title 10 Code of Federal Regulations (CFR) part 1008.4. Valid identification of the individual making the request is required before information will be processed, given, access granted, or a correction considered, to ensure that information is processed, given, disclosed, or corrected only at the request of the proper person.

#### CONTESTING RECORD PROCEDURES:

Any individual may submit a request to the System Manager and request a copy of any records relating to them. In accordance with 10 CFR 1008.11, any individual may appeal the denial of a request made by him or her for information about or for access to or correction or amendment of records. An appeal shall be filed within 90 calendar days after receipt of the denial. When an appeal is filed by mail, the postmark is conclusive as to timeliness. The appeal shall be in writing and must be signed by the individual. The words "PRIVACY ACT APPEAL" should appear in capital letters on the envelope and the letter. Appeals of denials relating to records maintained in government-wide System of Records reported by Office of Personnel Management (OPM), shall be filed, as appropriate, with the Assistant Director for Agency Compliance and Evaluation, OPM, 1900 E Street NW, Washington, DC 20415. All other appeals relating to DOE records shall be directed to the Director, Office of Hearings and Appeals (OHA), 1000 Independence Ave. SW, Washington, DC 20585.

#### NOTIFICATION PROCEDURES:

In accordance with the DOE regulation implementing the Privacy Act, 10 CFR part 1008, a request by an individual to determine if a System of Records contains information about themselves should be directed to the U.S. Department of Energy, Headquarters, Privacy Act Officer. The request should include the requester's

complete name and the time period for which records are sought.

#### EXEMPTIONS PROMULGATED FOR THE SYSTEM:

The Secretary plans to exempt this system from subsections (c)(3) and (4); (d)(1)–(4); (e)(1)–(3), (4)(G), (4)(H), and (4)(I); (e)(5) and (8); and (g) of the Privacy Act pursuant to 5 U.S.C. 552a(j)(2). In addition, the system has been exempted from the Privacy Act, pursuant to 5 U.S.C. 552a(k)(1), (k)(2) and (k)(5). The exemptions will be applied only to the extent that the information in the system is subject to exemption pursuant to 5 U.S.C. 552a(j)(2), (k)(1), (k)(2) or (k)(5). Rules are in the process of being promulgated in accordance with the requirements of 5 U.S.C. 553(b), (c), and (e), and will be published in the **Federal Register**.

#### HISTORY:

This notice proposes to establish DOE–78 Data Analytics Program Records as a new System of Records. There has been no previous publication in the **Federal Register** pertaining to this System of Records.

#### Signing Authority

This document of the Department of Energy was signed on November 9, 2023, by Ann Dunkin, Senior Agency Official for Privacy, pursuant to delegated authority from the Secretary of Energy. That document with the original signature and date is maintained by DOE. For administrative purposes only, and in compliance with requirements of the Office of the Federal Register, the undersigned DOE **Federal Register** Liaison Officer has been authorized to sign and submit the document in electronic format for publication, as an official document of the Department of Energy. This administrative process in no way alters the legal effect of this document upon publication in the **Federal Register**.

Signed in Washington, DC, on November 20, 2023.

**Treena V. Garrett,**

*Federal Register Liaison Officer, U.S. Department of Energy.*

[FR Doc. 2023–25983 Filed 11–24–23; 8:45 am]

**BILLING CODE 6450–01–P**

## DEPARTMENT OF ENERGY

[Docket No. 22–167–LNG]

### Notice of Availability for the Draft Environmental Assessment for the Mexico Pacific Limited Facility

**AGENCY:** Office of Fossil Energy and Carbon Management, Department of Energy.

**ACTION:** Notice of availability.

**SUMMARY:** The U.S. Department of Energy (DOE) has prepared a Draft Environmental Assessment (EA) to determine how to review the potential environmental impacts associated with authorizing Mexico Pacific Limited LLC (MPL) to export natural gas to Mexico and, after liquefaction in Mexico, to other countries from the proposed MPL Facility. DOE is also announcing a public comment period to receive comments on the Draft EA. DOE prepared the Draft EA in accordance with the National Environmental Policy Act of 1969 (NEPA), to inform its decision on authorization under the Natural Gas Act (NGA).

**DATES:** The 30-day public comment period extends from the date of publication of this Notice in the **Federal Register** through December 27, 2023.

**ADDRESSES:** Questions concerning the Draft EA or requests for a paper copy should be directed to: Brian Lavoie via email to [brian.lavoie@hq.doe.gov](mailto:brian.lavoie@hq.doe.gov) or phone at (202) 586–2459.

*Electronic Filing by email (Strongly encouraged):* [fergas@hq.doe.gov](mailto:fergas@hq.doe.gov).

*Postal Mail, Hand Delivery, or Private Delivery Services (e.g., FedEx, UPS, etc.):* U.S. Department of Energy (FE–34), Office of Regulation, Analysis, and Engagement, Office of Fossil Energy and Carbon Management, Forrestal Building, Room 3E–056, 1000 Independence Avenue SW, Washington, DC 20585.

Due to potential delays in DOE's receipt and processing of mail sent through the U.S. Postal Service, we encourage respondents to submit filings electronically to ensure timely receipt.

An electronic copy of the Draft EA may be found online on the following website: [https://www.energy.gov/sites/default/files/2023-11/MPL\\_Draft%20Environmental%20Assessment\\_Final\\_11.21.23.pdf](https://www.energy.gov/sites/default/files/2023-11/MPL_Draft%20Environmental%20Assessment_Final_11.21.23.pdf).

#### FOR FURTHER INFORMATION CONTACT:

Brian Lavoie, U.S. Department of Energy (FE–34) Office of Regulation, Analysis, and Engagement, Office of Resource Sustainability, Office of Fossil Energy and Carbon Management, Forrestal Building, Room 3E–042, 1000 Independence Avenue SW, Washington, DC 20585, (202) 586–2459, [brian.lavoie@hq.doe.gov](mailto:brian.lavoie@hq.doe.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

On December 28, 2022, MPL filed an application (Application)<sup>1</sup> with DOE's

<sup>1</sup> Mexico Pacific Limited LLC, Application for Additional Long-Term, Multi-Contract Authorization to Export Natural Gas to Mexico and to Re-Export Liquefied Natural Gas to Free Trade

Office of Fossil Energy and Carbon Management (FECM) under section 3 of the Natural Gas Act (NGA).<sup>2</sup> MPL supplemented its Application on January 24, 2023.<sup>3</sup> MPL stated that it was seeking additional export authority in connection with the continuing development of its proposed liquefied natural gas (LNG) production and offtake facility, referred to as the MPL Facility, to be located on the Gulf of California, in the State of Sonora, Mexico.<sup>4</sup> Previously, in Docket No. 18–70–LNG, DOE authorized MPL to export U.S.-sourced LNG from the MPL Facility in a total volume equivalent to 621 billion cubic feet (Bcf) per year (Bcf/yr) of natural gas. MPL also stated that it has since advanced and refined the Facility's design to "enhance the efficiency and optimize the operational capabilities of the MPL Facility."<sup>5</sup>

MPL requests long-term, multi-contract authorization to export an additional quantity of U.S.-sourced natural gas to Mexico, and after liquefaction in Mexico, to other countries, in a total volume equivalent to 425.57 billion cubic feet (Bcf) per year (Bcf/yr) of natural gas (1.17 Bcf per day (Bcf/d)),<sup>6</sup> as follows:

(i) To use approximately 134.35 Bcf/yr (0.37 Bcf/d) in Mexico as "fuel for pipeline transportation or liquefaction in Mexico;"<sup>7</sup>

(ii) To use approximately 291.22 Bcf/yr of natural gas (0.80 Bcf/d) of natural gas in the proposed MPL Facility, where the U.S.-sourced natural gas would be liquefied, then re-exported<sup>8</sup> as LNG by vessel to:

(a) Any country with which the United States has entered into a free trade agreement (FTA) requiring national treatment for trade in natural gas (FTA countries), under NGA section 3(c);<sup>9</sup> and

(b) Any other country with which trade is not prohibited by U.S. law or policy (non-FTA countries), under NGA section 3(a).<sup>10</sup>

MPL requests these FTA and non-FTA authorizations on a non-additive basis for a term to commence on the earlier of the date of first export or seven years from the date of the final order granting export authorization, and extending through December 31, 2050.<sup>11</sup> MPL states that the total volume of 425.57 Bcf/yr that it is seeking authorization to export, when added to the 621 Bcf/yr that MPL is currently authorized to export in Docket No. 18–70–LNG, would equal a total of 1,046.57 Bcf/yr to be exported from the MPL Facility.<sup>12</sup>

On April 28, 2023, in Order No. 4995, DOE granted the FTA portion of the Application, as required by NGA section 3(c).<sup>13</sup> MPL is thus authorized to export natural gas to Mexico in the total requested additional volume of 425.57 Bcf/yr of natural gas—which includes export by pipeline for use as a fuel for pipeline transportation or liquefaction (134.35 Bcf/yr) and re-export after liquefaction in Mexico to FTA countries (291.22 Bcf/yr).<sup>14</sup> The requested non-FTA volume, if approved, would not be additive to this FTA volume.

According to MPL, the U.S.-sourced natural gas would be exported to Mexico at the United States-Mexico border via existing and, potentially, future cross-border natural gas transmission pipelines.<sup>15</sup> MPL adds that it would not source natural gas for the MPL Facility from Mexico.<sup>16</sup> MPL plans initially to receive the natural gas produced in the United States and exported to Mexico through existing cross-border natural gas transmission pipelines, including an interstate pipeline owned by Sierrita Gas Pipeline LLC, and intrastate natural gas pipelines owned by Comanche Trail Pipeline,

LLC, Roadrunner Gas Transmission, LLC and Trans Pecos Pipeline, LLC.<sup>17</sup> MPL asserts that, if the proposed border crossing pipeline owned by Saguaro Connector Pipeline, L.L.C. obtains authorization and the related Presidential Permit from the Federal Energy Regulatory Commission (FERC), MPL would expect to add that pipeline to the several existing pipeline routes over which MPL and its customers may transport natural gas from the United States to Mexico for delivery to the MPL Facility.<sup>18</sup>

For the non-FTA portion of MPL's request,<sup>19</sup> DOE published a notice of the Application in the **Federal Register** (Notice of Application) on February 1, 2023.<sup>20</sup> The Notice of Application called on interested persons to submit protests, motions to intervene, notices of intervention, and comments by April 3, 2023.<sup>21</sup> On March 29, 2023, the Institute for Energy Economics and Financial Analysis filed comments opposing MPL's Application.<sup>22</sup> On April 3, 2023, Public Citizen, Inc. and Sierra Club each filed a motion to intervene and protest, with Sierra Club's filing including additional exhibits.<sup>23</sup>

Before reaching a final decision on a non-FTA application under NGA section 3(a), DOE must also comply with NEPA.<sup>24</sup> In evaluating applications for re-export authorization similar to MPL's Application, DOE has used recent guidance to inform its environmental analysis. On January 27, 2021, the President issued Executive Order (E.O.) No. 14008, *Tackling the Climate Crisis at Home and Abroad*.<sup>25</sup>

<sup>17</sup> See *id.*

<sup>18</sup> MPL App. Supp. at 2.

<sup>19</sup> DOE finds that the requirement for public notice of applications, as well as other hearing-type procedures in 10 CFR part 590, apply only to applications seeking to export natural gas, including LNG, to non-FTA countries.

<sup>20</sup> See Mexico Pacific Limited LLC; Application for Additional Long-Term, Multi-Contract Authorization to Export U.S.-Sourced Natural Gas to Mexico and to Re-Export Liquefied Natural Gas from Mexico to Non-Free Trade Agreement Countries; Notice of Application, 88 FR 6716 (Feb. 1, 2023) [hereinafter Notice of App.].

<sup>21</sup> *Id.*

<sup>22</sup> Institute for Energy Economics and Financial Analysis, Comments Regarding the Application to Expand Export and Re-Export Operations by Mexico Pacific Limited LLC, Docket No. 22–167–LNG (Mar. 29, 2023).

<sup>23</sup> Public Citizen, Inc., Motion to Intervene and Protest, Docket No. 22–167–LNG (Apr. 3, 2023); Sierra Club, Motion to Intervene and Protest, Docket No. 22–167–LNG (Apr. 3, 2023). For additional procedural history, including but not limited to Supplemental Comments subsequently filed by Sierra Club and opposed by MPL, see Docket No. 22–167–LNG.

<sup>24</sup> 42 U.S.C. 4321 *et seq.*

<sup>25</sup> E.O. 14008 sets forth policies to address climate change, specifically to "organize and deploy the full

Agreement and Non-Free Trade Agreement Nations, Docket No. 22–167–LNG (Dec. 28, 2022) [hereinafter MPL App.].

<sup>2</sup> 15 U.S.C. 717b. The authority to regulate the imports and exports of natural gas, including liquefied natural gas, under section 3 of the NGA has been delegated to the Assistant Secretary for FECM in Redesignation Order No. S4–DEL–FE1–2023, issued on April 10, 2023.

<sup>3</sup> Mexico Pacific Limited LLC, Supplement to Application, Docket No. 22–167–LNG (Jan. 24, 2023) [hereinafter MPL App. Supp.].

<sup>4</sup> See MPL App. at 4, 6.

<sup>5</sup> *Id.* at 4.

<sup>6</sup> *Id.* at 1.

<sup>7</sup> *Id.* at 3.

<sup>8</sup> For purposes of this proceeding, "re-export" means to ship or transmit U.S.-sourced natural gas in its various forms (gas, compressed, or liquefied) subject to DOE's jurisdiction under the NGA, 15 U.S.C. 717b, from one foreign country (*i.e.*, a country other than the United States) to another foreign country.

<sup>9</sup> 15 U.S.C. 717b(c). The United States currently has FTAs requiring national treatment for trade in

natural gas with Australia, Bahrain, Canada, Chile, Colombia, Dominican Republic, El Salvador, Guatemala, Honduras, Jordan, Mexico, Morocco, Nicaragua, Oman, Panama, Peru, Republic of Korea, and Singapore. FTAs with Israel and Costa Rica do not require national treatment for trade in natural gas.

<sup>10</sup> 15 U.S.C. 717b(a); see MPL App. at 3, 4, 10.

<sup>11</sup> MPL App. at 10. Additionally, MPL requests these authorizations on its own behalf and as agent for other entities that hold title to the U.S.-sourced natural gas at the time it is exported to Mexico and/or at the time it is re-exported as LNG from Mexico. *Id.* at 11.

<sup>12</sup> *Id.* at 3, 8–9.

<sup>13</sup> Mexico Pac. Ltd. LLC, DOE/FECM Order No. 4995, Docket No. 22–167–LNG, Order Granting Long-Term Authorization to Export Natural Gas to Mexico and to Other Free Trade Agreement Nations (Apr. 28, 2023).

<sup>14</sup> See *id.* at 5, 13.

<sup>15</sup> See MPL App. at 9; see also MPL App. Supp. at 1–2.

<sup>16</sup> See MPL App. at 9.

Additionally, on April 20, 2022, the Council on Environmental Quality (CEQ) issued a final rule for implementing CEQ's NEPA regulations, including the definition of environmental "effects."<sup>26</sup> DOE has determined that, consistent with E.O. 14008 and its obligations under NEPA, it is appropriate to evaluate the potential environmental impacts—including the greenhouse gas emissions—of exporting (or re-exporting) U.S.-sourced LNG from the proposed MPL Facility to non-FTA countries. Therefore, on October 23, 2023, DOE issued a "Notice of Environmental Assessment" announcing that it is undertaking an environmental assessment (EA) under NEPA to analyze MPL's requested exports of U.S.-sourced LNG to non-FTA countries.<sup>27</sup>

The Draft EA examined the potential environmental impacts associated with unconventional natural gas exploration and production activities in the lower-48 states; the utilization of the cross-border pipelines that interconnect the United States and Mexico and that MPL may utilize for its U.S. natural gas supply; descriptions of Mexico's environmental review process for the construction and operation of liquefaction terminals and related facilities; marine transport of LNG exported from the proposed MPL Facility; and the global nature of GHG emissions associated with re-exporting U.S.-sourced LNG from Mexico from a life cycle perspective.

#### NEPA Process and Public Involvement

DOE prepared the Draft EA in accordance with the CEQ regulations at Title 40, *Code of Federal Regulations*, parts 1500–1508 (40 CFR 1500–1508) and DOE's NEPA implementing procedures at 10 CFR part 1021. DOE published a Notice of Environmental Assessment to Docket No. 22–167–LNG on October 23, 2023, announcing its intent to prepare an EA. DOE is providing opportunities for public review and comments on this Draft EA

capacity of [Federal] agencies to combat the climate crisis." Exec. Order No. 14008 of Jan. 27, 2021, Tackling the Climate Crisis at Home and Abroad, 86 FR 7619 (Feb. 1, 2021), [www.federalregister.gov/documents/2021/02/01/2021-02177/tackling-the-climate-crisis-at-home-and-abroad](http://www.federalregister.gov/documents/2021/02/01/2021-02177/tackling-the-climate-crisis-at-home-and-abroad). E.O. 14008 further requires the "Federal Government [to] drive assessment, disclosure, and mitigation of climate pollution and climate-related risks in every sector" of the U.S. economy. *Id.*

<sup>26</sup> See Council on Env'tl. Quality, National Environmental Policy Act Implementing Regulations Revisions; Final Rule, 87 FR 23453 (Apr. 20, 2022).

<sup>27</sup> *Mexico Pac. Ltd. LLC*, Notice of Environmental Assessment, Docket No. 22–167–LNG (Oct. 23, 2023).

(see **DATES** and **ADDRESSES** sections of this notice).

Signed in Washington, DC, on November 21, 2023.

**Amy Sweeney,**

*Director, Office of Regulation, Analysis, and Engagement, Office of Resource Sustainability.*

[FR Doc. 2023–26060 Filed 11–24–23; 8:45 am]

**BILLING CODE 6450–01–P**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Combined Notice of Filings #1

Take notice that the Commission received the following exempt wholesale generator filings:

*Docket Numbers:* EG24–32–000.

*Applicants:* Jade Meadow LLC.

*Description:* Jade Meadow LLC submits Notice of Self-Certification of Exempt Wholesale Generator Status.

*Filed Date:* 11/17/23.

*Accession Number:* 20231117–5247.

*Comment Date:* 5 p.m. ET 12/8/23.

Take notice that the Commission received the following electric rate filings:

*Docket Numbers:* ER17–1329–001.

*Applicants:* J.P. Morgan Ventures Energy Corporation.

*Description:* Compliance filing: JPMVEC Q3 2023 Notice of Change in Status Compliance Filing to be effective 11/20/2023.

*Filed Date:* 11/20/23.

*Accession Number:* 20231120–5169.

*Comment Date:* 5 p.m. ET 12/11/23.

*Docket Numbers:* ER20–59–006; ER10–1874–018; ER10–1946–018; ER10–2201–006; ER10–2721–017; ER10–2861–014; ER12–1308–017; ER13–291–005; ER13–1504–015; ER14–1468–016; ER14–2140–015; ER14–2141–015; ER14–2465–017; ER14–2466–017; ER14–2939–014; ER15–632–016; ER15–634–016; ER15–1471–016; ER15–1672–015; ER15–1952–015; ER15–2728–016; ER16–612–003; ER16–711–013; ER16–915–009; ER16–2010–010; ER16–2520–007; ER16–2561–009; ER17–318–007; ER18–97–005; ER19–8–007; ER19–9–012; ER19–2287–007; ER19–2294–007; ER19–2305–007; ER20–57–005; ER20–58–005; ER20–339–005; ER20–422–005.

*Applicants:* FL Solar 1, LLC, Twiggs County Solar, LLC, FL Solar 4, LLC, GA Solar 3, LLC, Valencia Power, LLC, Mesquite Power, LLC, Goal Line L.P., Mankato Energy Center II, LLC, Sweetwater Solar, LLC, MS Solar 3, LLC, Three Peaks Power, LLC, Sunflower Wind Project, LLC, Grand

View PV Solar Two LLC, Hancock Wind, LLC, Comanche Solar PV, LLC, Pio Pico Energy Center, LLC, Greeley Energy Facility, LLC, Maricopa West Solar PV, LLC, Pavant Solar LLC, Evergreen Wind Power II, LLC, Blue Sky West, LLC, Cottonwood Solar, LLC, CID Solar, LLC, Imperial Valley Solar Company (IVSC) 2, LLC, RE Camelot LLC, RE Columbia Two LLC, Selmer Farm, LLC, Mulberry Farm, LLC, KMC Thermo, LLC, SWG Arapahoe, LLC, EnergyMark, LLC, Palouse Wind, LLC, Fountain Valley Power, L.L.C., El Paso Electric Company, Marina Energy, LLC, Broad River Energy LLC, Mankato Energy Center, LLC, AZ Solar 1, LLC.

*Description:* Notice of Non-Material Change in Status of AZ Solar 1, LLC, et al.

*Filed Date:* 11/20/23.

*Accession Number:* 20231120–5075.

*Comment Date:* 5 p.m. ET 12/11/23.

*Docket Numbers:* ER23–426–004.

*Applicants:* California Independent System Operator Corporation.

*Description:* Compliance filing: 2023–11–20 NAESB Compliance Filing—Version 003.3 to be effective 2/1/2024.

*Filed Date:* 11/20/23.

*Accession Number:* 20231120–5164.

*Comment Date:* 5 p.m. ET 12/11/23.

*Docket Numbers:* ER23–2663–001.

*Applicants:* PJM Interconnection, L.L.C.

*Description:* Tariff Amendment: Submission of Response to Deficiency Letter, Original ISA, SA No. 7038 to be effective 12/31/9998.

*Filed Date:* 11/20/23.

*Accession Number:* 20231120–5143.

*Comment Date:* 5 p.m. ET 12/11/23.

*Docket Numbers:* ER24–154–000.

*Applicants:* BCE Los Alamitos, LLC.

*Description:* Supplement to October 19, 2023, BCE Los Alamitos, LLC Notice of Change in Status and Request for Cat 1 Seller Status in the SW Region to be effective 10/20/2023.

*Filed Date:* 11/17/23.

*Accession Number:* 20231117–5260.

*Comment Date:* 5 p.m. ET 11/27/23.

*Docket Numbers:* ER24–438–000.

*Applicants:* Jade Meadow LLC.

*Description:* Baseline eTariff Filing: Market-Based Rate Application to be effective 11/18/2023.

*Filed Date:* 11/17/23.

*Accession Number:* 20231117–5218.

*Comment Date:* 5 p.m. ET 12/8/23

*Docket Numbers:* ER24–440–000.

*Applicants:* PJM Interconnection, L.L.C.

*Description:* § 205(d) Rate Filing: Amendment to WMPA, Service Agreement No. 6129; Queue No. AF1–287 to be effective 1/22/2024.

*Filed Date:* 11/20/23.