

## HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2741

03/07/2012 Authored by Anderson, P.; Eken; Torkelson; Hamilton and Falk

The bill was read for the first time and referred to the Committee on Agriculture and Rural Development Policy and Finance

03/19/2012 Adoption of Report: Pass as Amended and Read Second Time

1.1 A bill for an act  
 1.2 relating to agriculture; extending certain ethanol minimum content dates;  
 1.3 amending Minnesota Statutes 2010, section 239.791, subdivision 1a.  
 1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2010, section 239.791, subdivision 1a, is amended to  
 1.6 read:

1.7 Subd. 1a. **Minimum ethanol content required.** (a) Except as provided in  
 1.8 subdivisions 10 to 14, on August 30, ~~2013~~ 2016, and thereafter, a person responsible for  
 1.9 the product shall ensure that all gasoline sold or offered for sale in Minnesota must contain  
 1.10 at least the quantity of ethanol required by clause (1) or (2), whichever is greater:

1.11 (1) 20 percent denatured ethanol by volume; or

1.12 (2) the maximum percent of denatured ethanol by volume authorized in a waiver  
 1.13 granted by the United States Environmental Protection Agency.

1.14 (b) For purposes of enforcing the minimum ethanol requirement of paragraph (a),  
 1.15 clause (1), a gasoline/ethanol blend will be construed to be in compliance if the ethanol  
 1.16 content, exclusive of denaturants and other permitted components, comprises not less than  
 1.17 18.4 percent by volume and not more than 20 percent by volume of the blend as determined  
 1.18 by an appropriate United States Environmental Protection Agency or American Society of  
 1.19 Testing Materials standard method of analysis of alcohol content in motor fuels.

1.20 (c) This subdivision expires on December 31, ~~2012~~ 2015, if by that date:

1.21 (1) the commissioner of agriculture certifies and publishes the certification in  
 1.22 the State Register that at least 20 percent of the volume of gasoline sold in the state  
 1.23 is denatured ethanol; or

2.1           (2) federal approval has not been granted under paragraph (a), clause (1). The  
2.2 United States Environmental Protection Agency's failure to act on an application shall not  
2.3 be deemed approval under paragraph (a), clause (1), or a waiver under section 211(f)(4) of  
2.4 the Clean Air Act, United States Code, title 42, section 7545, subsection (f), paragraph (4).