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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4395

03/17/2022

Authored by Frederick

The bill was read for the first time and referred to the Committee on Commerce Finance and Policy

1.1 A bill for an act
1.2 relating to commerce; requiring sales reporting for intermediate blends of gasoline
1.3 and biofuel; amending Minnesota Statutes 2020, section 239.791, subdivision 8.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2020, section 239.791, subdivision 8, is amended to read:

1.6 Subd. 8. **Disclosure; reporting.** (a) A refinery or terminal, shall provide, at the time
1.7 gasoline is sold or transferred from the refinery or terminal, a bill of lading or shipping
1.8 manifest to the person who receives the gasoline. For oxygenated gasoline, the bill of lading
1.9 or shipping manifest must include the identity and the volume percentage or gallons of
1.10 oxygenate included in the gasoline, and it must state: "This fuel contains an oxygenate. Do
1.11 not blend this fuel with ethanol or with any other oxygenate." For nonoxygenated gasoline
1.12 ~~sold or transferred after September 30, 1997,~~ the bill or manifest must state: "This fuel is
1.13 not oxygenated. It must not be sold at retail in Minnesota." This subdivision does not apply
1.14 to sales or transfers of gasoline between refineries, between terminals, or between a refinery
1.15 and a terminal.

1.16 (b) A delivery ticket required under section 239.092 for biofuel blended with gasoline
1.17 must state the volume percentage of biofuel blended into gasoline delivered through a meter
1.18 into a storage tank used for dispensing by persons not exempt under subdivisions 10 to ~~14~~
1.19 16.

1.20 (c) On or before the 23rd day of each month, a person responsible for the product must
1.21 report to the director, in the form prescribed by the director, the gross number of gallons of
1.22 intermediate blends sold at retail by the person during the preceding calendar month. The
1.23 report must identify the number of gallons by blend type. For purposes of this subdivision,

2.1 "intermediate blends" means blends of gasoline and biofuel in which the biofuel content,
2.2 exclusive of denaturants and other permitted components, is greater than ten percent and
2.3 no more than 50 percent by volume.

2.4 **EFFECTIVE DATE.** This section is effective July 1, 2022.