

7620.0410 PRIORITY USES OF MOTOR FUEL.

Subpart 1. **Purpose.** The priority ranking set out below and the supply management and conservation measures contained in parts 7620.0600 to 7620.0730 are intended to reduce the demand for motor fuels and ensure that the necessary fuel requirements of first priority consumers are met before lower priority consumers.

Subp. 2. **Priority uses.** In an energy supply emergency resulting from a shortage of gasoline, diesel fuel, or other petroleum product used as a motor fuel, higher priority uses are those necessary for protecting the health and safety of the citizens of the state, and minimizing the economic disruption of the state's economy. Uses within priority categories are not ranked according to preference.

A. First priority motor fuel uses are:

- (1) military uses;
- (2) emergency vehicles;
- (3) energy production;
- (4) sanitation services;
- (5) telecommunications;
- (6) agriculture;
- (7) passenger transportation;
- (8) cargo, freight, and mail hauling, including newspaper deliveries; and
- (9) aviation ground support vehicles.

B. Exemptions granted in parts 7620.0600 to 7620.0730 are based on the above list of first priority uses.

C. First priority consumers may apply for state set-aside product as provided by Minnesota Statutes, section 216C.16, if fuel supplies become otherwise unavailable. Applications for state set-aside shall be made according to set-aside application procedures adopted according to Minnesota Statutes, section 216C.16. Preference shall be given first priority motor fuel consumers in assignment of state set-aside product.

D. Users claiming an exemption under these parts or operating a vehicle under an exempt status must do so in good faith. Abuse of a vehicle's exemption status will constitute a violation of these parts and subject the user to the penalties described in part 7620.0240.

E. When a motor fuel is also used as a home heating fuel and that specific fuel is in short supply, the fuel oil priority rankings described in part 7620.0400 shall apply.

Statutory Authority: *MS s 216C.15*

History: *L 1987 c 312 art 1 s 9,10 subd 1*

Published Electronically: *October 11, 2007*