

**239.79 PETROLEUM PRODUCTS; TRANSACTION REQUIREMENTS.**

Subdivision 1. [Repealed, 1992 c 575 s 54]

Subd. 2. [Repealed, 1992 c 575 s 54]

Subd. 3. **Results of test supplied by shipper to distributor.** Upon request from a distributor, a shipper of petroleum products shall, at the time of shipment, supply a distributor with the results of typical tests of the petroleum product shipped to the distributor.

Subd. 4. **Sale of certain petroleum products on gross volume basis.** A person responsible for the products listed in this subdivision shall transfer, ship, distribute, offer for distribution, sell, or offer to sell the products by volume. Volumetric measurement of the product must not be temperature compensated, or adjusted by any other factor. This subdivision applies to gasoline, number one and number two diesel fuel oils, number one and number two heating fuel oils, kerosene, denatured ethanol, and biodiesel. This subdivision does not apply to the measurement of products transferred, sold, or traded between refineries, between refineries and terminals, or between terminals.

Subd. 5. **Sale of biodiesel on net volume basis.** When biodiesel is transferred, sold, or traded between refineries, between refineries and terminals, or between terminals on a temperature-compensated basis, the director shall use the method outlined in Code of Federal Regulations, title 40, subpart M, Renewable Fuel Standard 80.1426 (f)(8)(ii)(A), for determining the net quantity of biodiesel transferred in cases of dispute.

**History:** 1987 c 268 art 14 s 5; 1989 c 350 art 18 s 1; 1992 c 575 s 28; 1Sp2005 c 1 art 4 s 68; 2010 c 228 s 2,3