

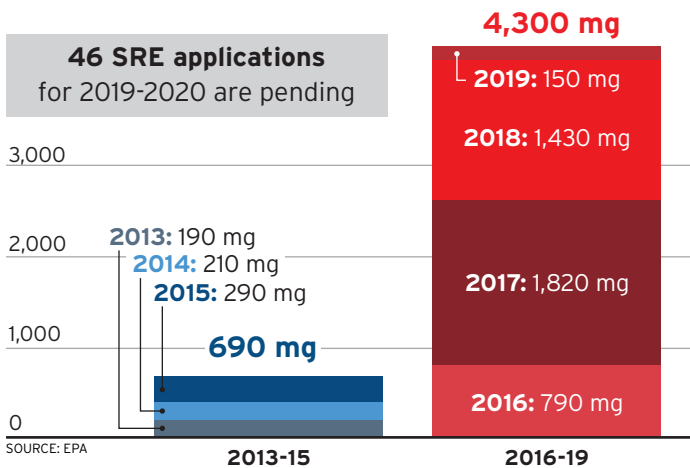
The Renewable Fuel Standard (RFS) is one of our nation's most successful energy policies. Despite the clear carbon reduction strengths of this bedrock renewable energy law, EPA leadership in the last administration repeatedly undermined it by granting an unprecedented number of small refinery exemptions, destroying 4.3 billion gallons of biofuel demand.

Every gallon of biofuels destroyed by SREs chips away at the RFS, making it more difficult to reduce our nation's carbon emissions.

SMALL REFINERY EXEMPTIONS

The SRE authority was included under the Clean Air Act to provide small refineries (those with an input capacity of less than 75,000 barrels of crude oil) with a temporary avenue to avoid blending obligations. But in the past few years, this number has increased six-fold with no transparency in the process as to which companies are receiving exemptions from federal law.

SREs BY ADMINISTRATION

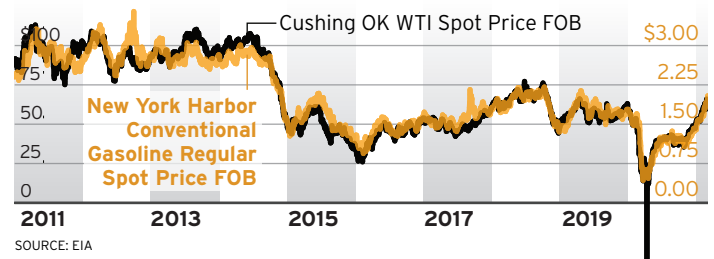
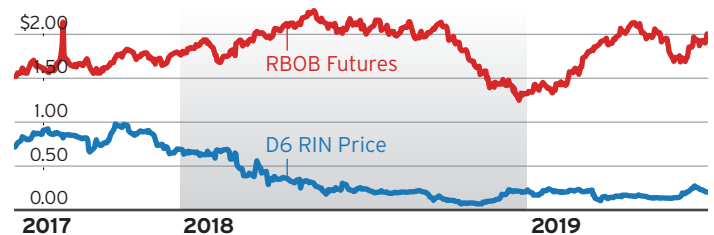


The number of granted SREs rose sharply under the Trump Administration, where we saw 88 SREs granted over four years, eliminating 4.3 billion gallons of biofuels from the marketplace. EPA was also granting SREs to some of the largest, most profitable oil companies.

10TH CIRCUIT COURT DECISION

In January 2020, the 10th Circuit Court of Appeals issued a unanimous decision that invalidated SREs granted by EPA to three refineries for the 2016 and 2017 compliance years. This case has now been taken by the plaintiffs (Holly Frontier) to the Supreme Court for a decision expected this summer. **Following a change in agency leadership, the Biden EPA now agrees with the 10th Circuit Court's ruling.** The agency also agrees that the SRE authority was intended to operate as a temporary measure.

NO CORRELATION BETWEEN RIN AND GASOLINE PRICES



GROWTH ENERGY'S ASKS:

- Encourage EPA to apply the 10th Circuit Court decision nationwide.
- Reject any efforts that would cap the price of RINs.
- Cosponsor H.R. 1113, which fixes disclosure and timing issues with SRE applicants
- Cosponsor S. 218 or H.R. 1637, which provides a pathway for continued biofuels innovation under the RFS.
- Cosponsor S. 193, which updates EPA's GHG modeling for ethanol under the RFS.