

December 7, 2022

The Honorable Charles Schumer
Majority Leader
U.S. Senate
322 Hart Senate Office Building
Washington, DC 20510

The Honorable Nancy Pelosi
Speaker of the House
U.S. House of Representatives
1236 Longworth House Office Building
Washington, DC 20515

The Honorable Mitch McConnell
Minority Leader
U.S. Senate
317 Russell Senate Office Building
Washington, DC 20510

The Honorable Kevin McCarthy
Minority Leader
U.S. House of Representatives
2468 Rayburn House Office Building
Washington, DC 20515

Dear Majority Leader Schumer, Minority Leader McConnell, Speaker Pelosi and Minority Leader McCarthy:

As leaders across the energy and agriculture value chains, the undersigned organizations and companies are united in our support of S. 5145, the Consumer and Fuel Retailer Choice Act of 2022, a federal legislative solution that would apply the same fuel volatility limit to all conventional gasoline blends during the summer ozone control season. We urge Congress to quickly adopt this legislation that permanently resolves inconsistent fuel volatility rules.

Due to legislation that was passed three decades ago, a one pound per square inch (psi) Reid vapor pressure (RVP) volatility allowance is currently available only to gasoline blends containing 10 percent ethanol (E10). Gasoline containing 15 percent ethanol (E15) is not provided the same RVP tolerance as E10, even though the fuel is slightly less volatile than E10. Due to the current policy, it is extremely difficult for many fuel marketers and retailers that may desire to offer E15 to their customers in the summer months to source that product. These issues led a number of Governors to recently petition the U.S. Environmental Protection Agency to eliminate the one-psi RVP allowance for E10 in their states. This approach would essentially require the same gasoline blendstock to be used for the sale of E10 and E15 in these states, which could require adjustments in fuel supply logistics in those states.

Our groups have come together—for the first time ever—to support legislation that would resolve this issue once and for all. Accordingly, we support legislation that extends the one-psi RVP tolerance to all gasoline blends containing 10 percent ethanol *or more*, while simultaneously nullifying the recent state petitions to eliminate the one-psi allowance for E10. By ensuring uniformity across the nation's fuel supply chain, federal legislation will provide more flexibility and result in more consistent outcomes than a state-by-state regulatory landscape.

In the absence of such legislation, we could see gasoline marketplace uncertainty and political disputes over E15 continue to resurface every summer. Thus, we urge Congress to act quickly to adopt S. 5145 and bring certainty and consistency to the fuel market, while also finally resolving long-standing differences among many stakeholders about fuel volatility regulations.

Sincerely,

Absolute Energy LLC
Adkins Energy LLC
Alabama Soybean and Corn Association
AI-Corn Clean Fuel LLC
American Coalition for Ethanol
American Farm Bureau Federation
American Petroleum Institute
Archer Daniels Midland - Decatur
Archer Daniels Midland - Marshall
Archer Daniels Midland- Cedar Rapids Dry Mill
Archer Daniels Midland- Cedar Rapids Wet Mill
Archer Daniels Midland- Clinton
Archer Daniels Midland Co. - Columbus Dry Mill
Archer Daniels Midland Co. - Columbus Wet Mill
Association of Equipment Manufacturers
Badger State Ethanol LLC
Big River Resources Boyceville, LLC
Big River Resources Galva, LLC
Big River Resources West Burlington, LLC
Big River Resources, LLC
Big River United Energy, LLC
Bion Companies
Bridgeport Ethanol, LLC
Bushmills Ethanol
Calgren Renewable Fuels
Cardinal Ethanol, LLC
Casey's General Stores, Inc.
Certified Oil Corp.
Chamber630
Chase Nedrow Industries
Chemistry Industry Council of Illinois
Chief Ethanol Fuels, Inc.
Chief Industries, Inc.
Chippewa Valley Ethanol Company
Christianson PLLP
CIE LLC
CHS Annawan
CHS Rochelle
ClearFlame Inc.
Commonwealth Agri-Energy LLC
Conestoga - Arkalon
Conestoga - Bonanza BioEnergy, LLC
Conestoga Energy Partners

Conestoga Energy Partners, LLC - Diamond
Cooperative Network
Corn, LP
CTE Global, Inc.
Cumberland Farms, Inc.
Dakota Ethanol LLC
DENCO II, LLC
E Energy Adams LLC
East Kansas Agri-Energy LLC
Eco-Energy Inc.
Element, LLC
Elite Octane
Fastrac Café
Florida Petroleum Marketers Association
Fox River Valley Ethanol LLC
Front Range Energy, LLC
Georgia Corn Growers Association
GetGo
Glacial Lakes Energy- Huron
Glacial Lakes Energy -Watertown
Glacial Lakes Energy, LLC - Mina
Glacial Lakes Energy-Aberdeen
Golden Grain Energy LLC
Grain Processing Corporation
Granite Falls Energy LLC
Greater Sioux Falls Chamber of Commerce
Green Plains Inc.
GreenAmerica Biofuels Ord LLC
Greenfield Global Winnebago, LLC
Growth Energy
Guardian Energy Janesville LLC
Guardian Energy Lima LLC
Guardian Energy Management
H2O Innovation Inc.
Hankinson Renewable Energy LLC
Harvestone
Heartland Corn Products
Heron Lake Bio Energy LLC
Highwater Ethanol LLC
Homeland Energy Solutions
HTP Energy
Husker Ag LLC
ICM Inc.
IFF
Illinois Corn Growers Association

Illinois Farm Bureau
Illinois Fuel and Retail Association
Illinois Manufacturers' Association
Illinois Renewable Fuels Association
Indiana Corn Growers Association
Indiana Farm Bureau
Iowa Corn Growers Association
Iowa Farm Bureau
Iowa Renewable Fuels Association
Iroquois Bio-Energy Company, LLC
KAAPA Ethanol Holdings LLC
KAAPA Ethanol Ravenna, LLC
KAAPA Ethanol, LLC
Kansas Corn Growers Association
Kansas Ethanol LLC
Kansas Farm Bureau
Kansas Grain and Feed Association
Kansas Grain Sorghum
Kentucky Corn Growers Association
Kum & Go LC
Kwik Shop, Inc.
Kwik Trip, Inc.
Lakeview Plymouth Energy LLC
Lallemand Biofuels & Distilled Spirits
Lincolnland Agri-Energy LLC
Lincolnway Energy LLC
Little Sioux Corn Processors LLC
Loaf 'N Jug
Love's Family of Companies
Marquis Energy, LLC
Marquis Energy-Wisconsin
Maryland Farm Bureau
Massachusetts Energy Marketers Association
Michigan Agri-Business Association
Michigan Corn Growers Association
Mid America Agri Products
Mid-Missouri Energy LLC
Midwest Ag Energy
Minit Mart, LLC
Minnesota AgriGrowth Council
Minnesota Biofuels Association
Minnesota Corn Growers Association
Minnesota Farm Bureau
Minnesota Independent Oil Company
Minnesota Service Station & Convenience Store Association

Missouri Corn Growers Association
Missouri Pipeline Association
National Association of Convenience Stores
National Corn Growers Association
National Council of Farmer Cooperatives
National Farmers Union
National Sorghum Producers
NATSO - Representing America's Truckstops and Travel Plazas
Nebraska Corn Growers Association
Nebraska Corn Processing, LLC
Nebraska Ethanol Board
Nebraska Farm Bureau
New Energy Blue LLC
New York Corn and Soybean Growers Association
North Dakota Corn Growers Association
North Dakota Ethanol Council
Novozymes
Ohio Corn and Wheat Growers Association
Ohio Ethanol Producers Association
Ohio Farm Bureau
Ohio Soybean Association
P & E Solutions
Pennsylvania Corn Growers Association
Pennsylvania Farm Bureau
Pennsylvania Grain Processing
Phibro Ethanol Performance Group
Pilot Travel Centers LLC
Pine Lake Corn Processors LLC
Pinion LLP
Piping & Equipment, Inc.
Plymouth Energy, LLC
POET Biorefining - Alexandria
POET Biorefining - Arthur
POET Biorefining - Ashton
POET Biorefining - Big Stone
POET Biorefining - Bingham Lake
POET Biorefining - Caro
POET Biorefining - Chancellor
POET Biorefining - Cloverdale
POET Biorefining - Coon Rapids
POET Biorefining - Corning
POET Biorefining - Emmetsburg
POET Biorefining - Fairbank
POET Biorefining - Fairmont
POET Biorefining - Fostoria

POET Biorefining - Glenville
POET Biorefining - Gowrie
POET Biorefining - Groton
POET Biorefining - Hanlontown
POET Biorefining - Hudson
POET Biorefining - Iowa Falls
POET Biorefining - Jewell
POET Biorefining - Laddonia
POET Biorefining - Lake Crystal
POET Biorefining - Leipsic
POET Biorefining - Macon
POET Biorefining - Marion
POET Biorefining - Menlo
POET Biorefining - Mitchell
POET Biorefining - N.Manchester
POET Biorefining - Portland
POET Biorefining - Preston
POET Biorefining - Shelbyville LLC
POET Biorefining - Shell Rock
POET Ethanol Products
POET Research Center
Pratt Energy LLC
Progressive Energy LLC
Protec Fuel Management, LLC
PROtect, LLC
Purefield Ingredients
Quad County Corn Processors
Quik Stop Markets, Inc.
QuikTrip
RaceTrac, Inc.
Redfield Energy, LLC
Renew Kansas
Renewable Fuels Association
Renewable Fuels Nebraska
Ringneck Energy LLC
RPMG LLC
Rural Voices USA
Sheetz
Show Me Ethanol LLC
SIGMA - America's Leading Fuel Marketers
Siouxland Energy Cooperative
Siouxland Ethanol LLC
South Dakota Chamber of Commerce and Industry
South Dakota Corn Growers Association
South Dakota Ethanol Producers Association

South Dakota Petroleum and Propane Marketers Association
Southwest Iowa Renewable Energy LLC
Sprint Food Stores
Sterling Ethanol LLC
Sukup
Summit Carbon Solutions
Tennessee Corn Growers Association
Texas Corn Producers Association
Texas Grain Sorghum Producers Association
Tharaldson Ethanol Plant I, LLC
The Andersons Albion Ethanol LLC
The Andersons Clymers Ethanol, LLC
The Andersons Ethanol Group
The Andersons Marathon Ethanol LLC
TravelCenters of America
Trenton Agri-Products LLC
Turkey Hill Minit Markets
VERBIO North America
Western New York Energy LLC
Western Plains Energy LLC
White Energy Hereford LLC
White Energy Plainview LLC
Whitefox Technologies
Willis Towers Watson
Wisconsin Biofuels Association
Wisconsin Corn Growers Association
Wisconsin Manufacturers & Commerce
Wolf Carbon Solutions
Yuma Ethanol LLC

CC: Sen. Tom Carper, Chair – Senate Environment and Public Works Committee
Sen. Shelley Capito, Ranking Member – Senate Environment and Public Works Committee
Rep. Frank Pallone, Chair – House Energy and Commerce Committee
Rep. Cathy McMorris Rogers, Ranking Member – House Energy and Commerce Committee
Sen. Deb Fischer (R-NE)
Sen. Amy Klobuchar (D-MN)
Rep. Adrian Smith (R-NE)
Rep. Angie Craig (D-MN)