**FLR-20.2 -- Proposed language (with revision of API’s original para. 2.1.2.(b))**

API has received input from different groups and in the interest of focusing our original proposal we offer the following changes to our original paragraph 2.1.2.(b).

The new language at 2.1.2.(b):

* Provides the best opportunity for a level playing field for those selling E15 holding all retailers and terminals blending E15 to the same standards.
* Provides the best opportunity for the consumer to get a product that is held to the same standards as E0 and E10 gasoline as required by the EPA.
* Focuses on the 1-psi vapor pressure limit that was granted by the EPA in the summer of 2019,
* Provides the opportunity to trace the hydrocarbon fuels used in the manufacture of E15.
* Captures the EPA’s “deemed to comply” requirements that when gasoline or gasoline-ethanol blends are blended with ethanol flex fuel, the hydrocarbon portion of the all of those products must meet ASTM D4814.
* Reflects that if the hydrocarbon portion of the fuel is compliant with the D4814, that it is the same as a certified component which is what is required of all other gasolines and gasoline ethanol blends.
* Does not affect the deemed to comply / compliance provisions of the EPA’s rules, which have not changed, nor require the state to enforce the EPA’s rules.

**FLR 20.2 (changes to our original proposal are highlighted below)**

**1.23. Ethanol Flex Fuel. – Blends of ethanol and hydrocarbons restricted for use as fuel in ground vehicles equipped with flexible-fuel spark-ignition engines. Ethanol Flex Fuel intended for blending with gasoline and gasoline ethanol blends shall contain certified components e.g., blending of ethanol flex fuel containing natural gas liquids is prohibited unless certified consistent with 40 CFR 80.28(g)(8) requirements.**

**(Amended 2014 and 20XX)**

**2.1.2. Gasoline-Ethanol Blends. –**

**(a)** When gasoline is blended with denatured fuel ethanol, the denatured fuel ethanol shall meet the latest version of ASTM D4806, “Standard Specification for Denatured Fuel Ethanol for Blending with Gasolines for Use as Automotive Spark-Ignition Engine Fuel,” and the shall meet the latest version of ASTM D4814, “Standard Specification for Automotive Spark-Ignition Engine Fuel,” with the **~~following~~** permissible exceptions **in (c).~~:~~**

**(b) When gasoline or gasoline-ethanol blends are blended with ethanol flex fuel to produce a gasoline-ethanol blend, the hydrocarbon portion of the gasoline, gasoline-ethanol blend, and ethanol flex fuel used to produce the new gasoline-ethanol blend shall not exceed the applicable maximum vapor pressure limits of the latest version of ASTM D4814, “Standard Specification for Automotive Spark-Ignition Engine Fuel.”**

**(Added 20XX)**

**~~(a)~~ (c)** The maximum vapor pressure shall not exceed the latest edition of ASTM D4814 limits by more than:

(1) 1.0 psi for blends **containing at least 9 and not more than 15 volume percent ethanol** from June 1 through September 15 as allowed by EPA per 40 CFR 80.27(d).

**(Amended 20XX)**

(Amended 2016**, and** 2018, 2019 **and 20XX**)

*NOTE: The values shown above appear only in U.S. customary units to ensure that the values are identical to those in ASTM standard and the Environmental Protection Agency regulation.*

(Added 2009) (Amended 2012 and 2016)