

1 TO: Senator Johnson, D.E., Chair
 2 Committee on Rules and Administration
 3 Senator Rest,

4 Chair of the Subcommittee on Bill Referral, to which was
 5 referred under Rule 21, together with the committee report
 6 thereon,

7 S.F. No. 4: A bill for an act relating to agriculture;
 8 increasing minimum ethanol content required for gasoline sold in
 9 the state; amending Minnesota Statutes 2004, sections 239.761,
 10 subdivision 4; 239.791, subdivision 1; 296A.01, subdivisions 2,
 11 25.

12 Reports the same back with the recommendation that the
 13 report from the Committee on Agriculture, Veterans and Gaming,
 14 shown in the Journal for January 19, 2005, be amended to read:

15 "the bill be amended and when so amended the bill do pass
 16 and be re-referred to the Committee on Environment and Natural
 17 Resources". Report adopted.

18 
 19
 20 (Committee Chair)

21
 22 January 20, 2005.....
 23 (Date of Committee recommendation)

① cm

1 Senator Vickerman from the Committee on Agriculture,
2 Veterans and Gaming, to which was referred

3 S.F. No. 4: A bill for an act relating to agriculture;
4 increasing minimum ethanol content required for gasoline sold in
5 the state; amending Minnesota Statutes 2004, sections 239.761,
6 subdivision 4; 239.791, subdivision 1; 296A.01, subdivisions 2,
7 25.

8 Reports the same back with the recommendation that the bill
9 be amended as follows:

10 Delete everything after the enacting clause and insert:

11 "Section 1. Minnesota Statutes 2004, section 239.791,
12 subdivision 1, is amended to read:

13 Subdivision 1. [MINIMUM ETHANOL CONTENT REQUIRED.] (a)
14 Except as provided in subdivisions 10 to 14, a person
15 responsible for the product shall ensure that all gasoline sold
16 or offered for sale in Minnesota must contain at least 10.0
17 percent denatured ethanol by volume.

18 (b) For purposes of enforcing the minimum ethanol
19 requirement of paragraph (a), a gasoline/ethanol blend will be
20 construed to be in compliance if the ethanol content, exclusive
21 of denaturants and permitted contaminants, comprises not less
22 than 9.2 percent by volume and not more than 10.0 percent by
23 volume of the blend as determined by an appropriate United
24 States Environmental Protection Agency or American Society of
25 Testing Materials standard method of analysis of alcohol/ether
26 content in motor fuels.

27 (c) This subdivision expires on January 1, 2012, if
28 subdivision 1a is effective on that date.

29 Sec. 2. Minnesota Statutes 2004, section 239.791, is
30 amended by adding a subdivision to read:

31 Subd. 1a. [MINIMUM ETHANOL CONTENT REQUIRED.] (a) Except
32 as provided in subdivisions 10 to 14, on January 1, 2012, and
33 thereafter, a person responsible for the product shall ensure
34 that all gasoline sold or offered for sale in Minnesota must
35 contain at least 20 percent denatured ethanol by volume.

36 (b) For purposes of enforcing the minimum ethanol
37 requirement of paragraph (a), a gasoline/ethanol blend will be
38 construed to be in compliance if the ethanol content, exclusive
39 of denaturants and permitted contaminants, comprises not less

1 than 18.4 percent by volume and not more than 20 percent by
2 volume of the blend as determined by an appropriate United
3 States Environmental Protection Agency or American Society of
4 Testing Materials standard method of analysis of alcohol content
5 in motor fuels.

6 (c) This subdivision expires on December 31, 2010, if by
7 that date the commissioner of agriculture certifies and
8 publishes the certification in the State Register that at least
9 20 percent of the volume of gasoline sold in the state is
10 denatured ethanol.

11 Sec. 3. [239.7911] [PETROLEUM REPLACEMENT PROMOTION.]

12 Subdivision 1. [PETROLEUM REPLACEMENT GOAL.] The petroleum
13 replacement goal of the State of Minnesota is that at least 20
14 percent of the liquid fuel sold in the state is derived from
15 renewable sources by December 31, 2015.

16 Subd. 2. [PROMOTION OF RENEWABLE LIQUID FUELS.] (a) The
17 commissioner of agriculture, in consultation with the
18 commissioners of commerce and the pollution control agency,
19 shall identify and implement activities necessary for the
20 widespread use of renewable liquid fuels in the state.
21 Beginning November 1, 2005, and continuing through 2015, the
22 commissioners, or their designees, shall work with
23 representatives from the renewable fuels industry, petroleum
24 retailers, refiners, automakers, small engine manufacturers, and
25 other interested groups, to develop annual recommendations for
26 administrative and legislative action.

27 (b) The activities of the commissioners under this
28 subdivision shall include, but not be limited to:

29 (1) developing recommendations for incentives for retailers
30 to install equipment necessary for dispensing renewable liquid
31 fuels to the public;

32 (2) obtaining federal approval for the use of E20 as
33 gasoline;

34 (3) developing recommendations for ensuring that motor
35 vehicles and small engine equipment have access to an adequate
36 supply of fuel;

1 (4) working with the owners and operators of large
2 corporate automotive fleets in the state to increase their use
3 of renewable fuels; and

4 (5) working to maintain an affordable retail price for
5 liquid fuels.

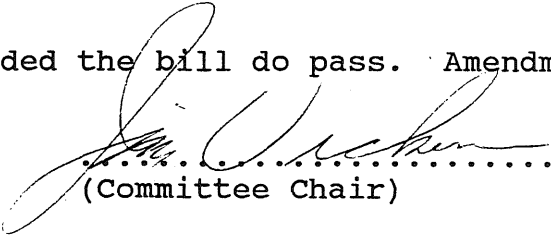
6 [EFFECTIVE DATE.] This section is effective the day
7 following final enactment."

8 Delete the title and insert:

9 "A bill for an act relating to agriculture; increasing
10 minimum ethanol content required for gasoline sold in the state;
11 establishing a petroleum replacement goal; amending Minnesota
12 Statutes 2004, section 239.791, subdivision 1, by adding a
13 subdivision; proposing coding for new law in Minnesota Statutes,
14 chapter 239."

15 And when so amended the bill do pass. Amendments adopted.
16 Report adopted.

17
18 (Committee Chair)



19
20 January 12, 2005.....
21 (Date of Committee recommendation)

ADOPTED BY THE SENATE
STATE OF MINNESOTA

Patrick E. Flaherty
SECRETARY OF THE SENATE