



KIM REYNOLDS
GOVERNOR

OFFICE OF THE GOVERNOR

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January 17, 2023

The Honorable Michael Regan
Administrator
Environmental Protection Agency
1200 Pennsylvania Avenue N.W.
Washington, D.C. 20460

The Honorable Shalanda D. Young
Director
Office of Management and Budget
725 17th Street N.W.
Washington, D.C. 20503

Dear Administrator Regan and Director Young,

I write today to urge the U.S. Environmental Protection Agency to expeditiously implement long overdue regulatory action to remove the 1-psi volatility waiver for gasoline-ethanol blends in Iowa, as formally requested nearly nine months ago. With the 2023 summer driving season just around the corner, action is needed *now* to provide certainty and clarity to the marketplace.

On April 28, 2022, I formally notified you that I am using the Clean Air Act authority provided to State Governors to remove the 1-psi volatility waiver, which would improve air quality and allow for the year-round sale of gasoline containing 15% ethanol (E15) in Iowa.

Section 211(h)(5)(B) of the Clean Air Act statute states that the Administrator "shall promulgate regulations" effectuating this action "...not later than 90 days after the date of receipt of a notification from a Governor..." Thus, I expected the removal of the 1-psi waiver would be officially completed no later than July 27, 2022, providing the marketplace with ample lead time to adjust to the changes before the summer volatility control season begins for retail fuel stations on June 1, 2023. I do not understand how or why EPA has missed this non-discretionary statutory deadline, but it is now causing confusion and uncertainty in the marketplace.

It is my understanding that the White House Office of Management and Budget may still be reviewing this action. I urge you to work together to swiftly finalize and release this action no later than the end of January 2023, so that consumers in Iowa can enjoy the economic and environmental benefits of year-round E15 in 2023.

Sincerely,

A handwritten signature in black ink, appearing to read "Kim Reynolds".

Kim Reynolds
Governor of Iowa