

AMENDMENT TO RULES COMMITTEE PRINT 119-

22

OFFERED BY MR. MORAN OF TEXAS

Add at the end of title XII the following:

1 **Subtitle E—Lowering Fuel Prices**

2 **SEC. 12 ____ . EXTENSION OF TEMPORARY EXEMPTION OF**
3 **SMALL REFINERIES FROM RENEWABLE FUEL**
4 **PROGRAM.**

5 Section 211(o)(9) of the Clean Air Act (42 U.S.C.
6 7545(o)(9)) is amended—

7 (1) in subparagraph (A), by adding at the end
8 the following:

9 “(iii) **ADDITIONAL EXEMPTION.**—The
10 requirements of paragraph (2) shall not
11 apply to small refineries for calendar years
12 2025 through 2030.”;

13 (2) in subparagraph (B), by striking “the ex-
14 emption” and inserting “an exemption” in clause (i),
15 and by adding at the end the following:

16 “(iv) **APPROVAL OF CERTAIN PETI-**
17 **TIONS.**—Notwithstanding subparagraph
18 (B)(ii), the Administrator shall grant a pe-
19 tition submitted by a small refinery for a

1 hardship exemption if the Secretary of En-
2 ergy determines that the disproportionate
3 impacts and viability indices, as described
4 in the ‘Small Refinery Exemption Study:
5 An Investigation into Disproportionate
6 Economic Hardship’ published by the Of-
7 fice of Policy and International Affairs of
8 the Department of Energy in March 2011,
9 result in the recommendation of hardship
10 relief. The Administrator shall grant an
11 exemption based on the Secretary of Ener-
12 gy’s recommendation of either a 50% or
13 100% exemption.

14 “(v) RELIEF.—

15 “(I) FORGIVENESS OF DEF-
16 ICIT.—For any small refinery granted
17 a hardship exemption, the Adminis-
18 trator shall forgive any renewable fuel
19 deficit of such small refinery under
20 paragraph (5)(D) that exists on the
21 date such petition is granted.

22 “(II) DEPOSIT OF CREDIT.—If
23 any small refinery granted a hardship
24 exemption for does not have a renew-
25 able fuel deficit under paragraph

1 (5)(D), then the Administrator shall
2 deposit into the compliance bank of
3 such small refinery established under
4 subparagraph (E) credits equal to any
5 credits used during the calendar year
6 for which the hardship exemption is
7 granted to comply with the require-
8 ments of paragraph (2).”;

9 (3) in subparagraph (C), by striking “the ex-
10 emption” and inserting “an applicable exemption”;

11 (4) in subparagraph (D), by striking “the ex-
12 emption” and inserting “an applicable exemption”;

13 and

14 (5) by adding at the end the following:

15 “(E) COMPLIANCE BANKS.—

16 “(i) ESTABLISHMENT.—The Adminis-
17 trator shall establish a compliance bank for
18 credits described in paragraph (5) for each
19 small refinery described in (B)(v)(II).

20 “(ii) USE OF CREDITS.—Notwith-
21 standing paragraph (5)(C), a small refin-
22 ery may annually use any credits in the
23 compliance bank of such small refinery in
24 any amount to comply with the require-
25 ments of paragraph (2).

1 “(iii) CONVERSION OF CREDITS.—
2 Notwithstanding paragraph (5)(C), a small
3 refinery may annually convert any credits
4 in the compliance bank of such small refin-
5 ery to marketable RINs in an amount not
6 to exceed 25 percent of the highest total
7 balance of credits in the compliance bank
8 of such small refinery.

9 “(iv) DURATION OF CREDITS.—Cred-
10 its in the compliance bank of a small refin-
11 ery shall remain in such compliance bank
12 until such small refinery uses the credits
13 under clause (ii) or converts the credits
14 under clause (iii).

15 “(F) PROHIBITION ON REALLOCATION.—
16 For the purpose of making the determinations
17 in paragraph (2)(B)(ii), for calendar year 2026
18 and each calendar year thereafter, the Adminis-
19 trator may not reallocate to other persons any
20 renewable fuel obligation applicable to a small
21 refining company that received an exemption
22 under this section.”.

23 **SEC. 12 _____. YEAR-ROUND E15.**

24 (a) ETHANOL WAIVER.—

1 (1) EXISTING WAIVERS.—Section 211(f)(4) of
2 the Clean Air Act (42 U.S.C. 7545(f)(4)) is amend-
3 ed—

4 (A) by striking “(4) The Administrator,
5 upon” and inserting the following:

6 “(4) WAIVERS.—

7 “(A) IN GENERAL.—The Administrator,
8 on”;

9 (B) in subparagraph (A), as so des-
10 ignated—

11 (i) in the first sentence—

12 (I) by striking “of this sub-sec-
13 tion” each place it appears; and

14 (II) by striking “if he deter-
15 mines” and inserting “if the Adminis-
16 trator determines”; and

17 (ii) in the second sentence, by striking
18 “The Administrator” and inserting the fol-
19 lowing:

20 “(B) FINAL ACTION.—The Adminis-
21 trator”; and

22 (C) by adding at the end the following:

23 “(C) REID VAPOR PRESSURE.—A fuel or
24 fuel additive may be introduced into commerce
25 if—

1 “(i)(I) the Administrator determines
2 that the fuel or fuel additive is substan-
3 tially similar to a fuel or fuel additive uti-
4 lized in the certification of any model year
5 vehicle pursuant to paragraph (1)(A); or

6 “(II) the fuel or fuel additive has been
7 granted a waiver under subparagraph (A)
8 and meets all of the conditions of that
9 waiver other than any limitation of the
10 waiver with respect to the Reid Vapor
11 Pressure of the fuel or fuel additive; and

12 “(ii) the fuel or fuel additive meets all
13 other applicable Reid Vapor Pressure re-
14 quirements under subsection (h).”.

15 (2) REID VAPOR PRESSURE LIMITATION.—Sec-
16 tion 211(h) of the Clean Air Act (42 U.S.C.
17 7545(h)) is amended—

18 (A) by striking “vapor pressure” each
19 place it appears and inserting “Vapor Pres-
20 sure”;

21 (B) in paragraph (4), in the matter pre-
22 ceding subparagraph (A), by striking “10 per-
23 cent” and inserting “10 to 15 percent”; and

24 (C) in paragraph (5)(A)—

1 (i) by striking “Upon notification, ac-
2 companied by” and inserting “on the re-
3 ceipt of a notification that is submitted
4 after the date of enactment of the Farm,
5 Food, and National Security Act of 2026,
6 and is accompanied by appropriate”;

7 (ii) by striking “10 percent” and in-
8 serting “10 to 15 percent”; and

9 (iii) by adding at the end the fol-
10 lowing: “Upon the enactment of the Farm,
11 Food, and National Security Act of 2026,
12 any State for which the notification from
13 the Governor of a State was submitted
14 after January 1, 2022, and before the date
15 of enactment of the Farm, Food, and Na-
16 tional Security Act of 2026 and to which
17 the Administrator applied the Reid Vapor
18 Pressure limitation established by para-
19 graph (1) shall instead have the Reid
20 Vapor Pressure limitation established by
21 paragraph (4) apply to all fuel blends con-
22 taining gasoline and 10 to 15 percent de-
23 natured anhydrous ethanol that are sold,
24 offered for sale, dispensed, supplied, of-
25 fered for supply, transported, or introduced

1 into commerce in the area during the high
2 ozone season.”

