

## *Silver State Summary* by State Executive Director Peter Krueger

### **E15 Coming to Nevada** by July 2022

*The NV Department of Agriculture (NDOA)* hosted a stakeholder meeting in early August. They came prepared with four areas they wanted industry and other stakeholders to provide input. The four areas were: state registration, misfuelling mitigation, dispenser labeling and product transfer documents.

**Discussion and comments are summarized below:**

▶ **State registration** was thought to be a bad idea mostly because it is duplicative of federal requirements.

▶ **Misfuelling mitigation plans** are already part of the federal regulations, therefore there is no need for state plans.

▶ **Dispenser labeling** is required and all agreed the current federal label is adequate.

▶ **Product Transfer Documents** or BOLs generated some discussion mostly around how the federal requirement might change Nevada's BOL requirements.

Overall, the meeting went well. The major take away was that the current **Federal E15 regulations** are adequate for adoption by reference in Nevada. This means instead of Nevada putting all the federal verbiage in state law it is adopted by reference. The association agreed; however, we must ensure that safeguards are in place to ensure that as federal regulations change, Nevada marketers have a say in the process. This will prevent unintended consequences from automatic adoption in Nevada without our input.

## **Baby It Is Cold Out There**

*It will be soon be getting cold* in northern Nevada and that means the chance of clogged diesel filters for the third year in a row. If you are not from northern Nevada, especially along the I-80 corridor, you may not have heard of this very serious and mysterious problem.

As the weather cools, usually in September and October, 30 micron dispenser filters begin to clog with what has been described as a yellowish waxy substance.

When this happens filters must be changed immediately. The impact on jobbers and retailers has been significant in terms of time, money and customer good will. Member companies and the Department of Agriculture's petroleum lab have spared no expense in trying to determine why this occurs. Diesel fuel samples have been tested from northern California refineries and all met ASTM specifications. Clogged filters have been sent to laboratories for evaluation including some of the best private sector labs both in and out of Nevada. So far there is no definitive answer as to what causes filters to clog.

As we move into the colder months, please be on the lookout for filter problems. If you suspect your diesel dispenser filters are clogging, please contact your supplier immediately and if possible, keep the filter cold to help preserve any contaminants that might be present. The state petroleum lab needs to get these filters so that testing can be conducted. If you have any questions please contact Peter Krueger, Nevada Petroleum Marketers and Convenience Store Association - [peter@fuelingnevada.com](mailto:peter@fuelingnevada.com) or 775-721-6888.