

117TH CONGRESS  
1ST SESSION

# S. 2339

To amend the Clean Air Act with respect to the ethanol waiver for Reid vapor pressure limitations under such Act.

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## IN THE SENATE OF THE UNITED STATES

JULY 14, 2021

Mrs. FISCHER (for herself, Ms. KLOBUCHAR, Mr. GRASSLEY, Ms. DUCKWORTH, Mr. THUNE, Ms. SMITH, Ms. ERNST, Ms. BALDWIN, Mr. ROUNDS, Mr. DURBIN, Mr. MORAN, and Mr. MARSHALL) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To amend the Clean Air Act with respect to the ethanol waiver for Reid vapor pressure limitations under such Act.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Consumer and Fuel  
5 Retailer Choice Act”.

6 **SEC. 2. ETHANOL WAIVER.**

7 (a) REID VAPOR PRESSURE LIMITATION.—Section  
8 211(h) of the Clean Air Act (42 U.S.C. 7545(h)) is  
9 amended—

1 (1) in paragraph (4)—

2 (A) in the matter preceding subparagraph  
3 (A), by inserting “or more” after “10 percent”;  
4 and

5 (B) in subparagraph (C), by striking “ad-  
6 ditional alcohol or”; and

7 (2) in paragraph (5)(A), by inserting “or more”  
8 after “10 percent”.

9 (b) EXISTING WAIVERS.—Section 211(f)(4) of the  
10 Clean Air Act (42 U.S.C. 7545(f)(4)) is amended—

11 (1) by striking “The Administrator, upon” and  
12 inserting the following:

13 “(A) The Administrator, upon”; and

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

15 “(B) A fuel or fuel additive that has been  
16 granted a waiver under subparagraph (A) prior  
17 to January 1, 2017, and meets all of the condi-  
18 tions of that waiver, other than the waiver’s  
19 limits for Reid Vapor Pressure, may be intro-  
20 duced into commerce if the fuel or fuel additive  
21 meets all other applicable Reid Vapor Pressure  
22 requirements.”.

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