



April 22, 2020

Memo: Gasoline RVP waiver for May 2020

Since March, the Division of Oil and Public Safety (OPS) has received letters requesting waivers of the gasoline RVP requirements for April and May. The COVID-19 pandemic has caused a significant decline in gasoline demand, and since gasoline storage capacity is limited, we recognized that more time was needed to transition the distribution system in order to come into compliance for the summer driving season.

On March 27th the OPS issued a waiver for the month of April. While the April waiver has helped facilitate the turnover of some storage tanks from winter gasoline, the drastically reduced gasoline demand has still left some of the major suppliers with significant volumes of gasoline in pipeline and storage that will not be consumed by the end of this month, and which does not meet the May 1st RVP requirements.

On March 27th EPA issued a *May 1, 2020 Fuel Waiver Concerning Summer Gasoline*. OPS will recognize EPA's May 1, 2020 fuel waiver with the following conditions:

- 1) On and after May 1, 2020, gasoline may not be shipped by pipeline, rail or truck for storage at terminals and other bulk storage tanks in Colorado if the RVP of that fuel is greater than 9 psi. Furthermore, the RVP of such gasoline intended for use in the non-attainment areas shall not be greater than 7.8 psi.
- 2) After May 20, 2020, only gasoline with an RVP at or below 9 psi may be loaded into trucks for distribution to retail outlets and wholesale purchaser-consumers.
- 3) On and after June 1, and through September 15, 2020, only gasoline that meets the low volatility requirements of 9 psi (or 7.8 psi for the non-attainment areas) may be loaded into trucks for distribution to retail outlets and wholesale purchaser-consumers.

OPS will use enforcement discretion on a case-by-case basis at retail facilities in May and June. We believe this waiver will further assist with the transition to the summertime RVP requirements, and ensure compliance with requirements in June. Please let us know if you have any questions.

Sincerely,

Mahesh Albuquerque
Director

