



January 19, 2023

Memo: Gasoline RVP waivers though April 15th, 2023

The Suncor Refinery in Commerce City supplies approximately a third of Colorado's gasoline. During the temporary shutdown of the Suncor Refinery to conduct equipment repairs, it is important to ensure adequate supply of gasoline to the Colorado market.

To ensure adequate fuel supply and allow additional time for fuel shipments to Colorado, the Division of Oil and Public Safety (OPS) is providing a temporary waiver of the ASTM D4814 requirement referenced in our Storage Tank Regulations (7 C.C.R 1101-14 Section 1.5-4). This waiver will allow gasoline that meets the RVP for the prior month to continue to be sold and distributed to retail locations through the 15th day of the following month through April 15, 2023.

Essentially this waiver will allow gasoline with a higher RVP from the prior month to be sold and distributed to retail locations through the 15th day of the following month, effective January 19th and culminating with the use of ASTM Class D-4 (13.5 RVP) and Class C-3 (11.5 RVP) gasoline through April 15, 2023 in Colorado.

On and after May 1, 2023 and extending through September 15, 2023, only gasoline with an RVP at or below 9 psi (Class A-3 and A-2) may be loaded into trucks for distribution to retail outlets and wholesale purchaser-consumers. OPS will exercise enforcement discretion throughout the fuel distribution system through the end of April, and will use enforcement discretion on a case-by-case basis at retail facilities in May.

Please let me know if you have any questions, I can be reached at (303)318-8502 or by email at mahesh.albuquerque@state.co.us. Thanks.

Sincerely,

Mahesh Albuquerque
Director

