



## 2023 South Dakota Legislature

# Senate Concurrent Resolution 604

Introduced by: **Senator Schoenbeck**

1 **A CONCURRENT RESOLUTION, Urging the United States Congress to re-introduce**  
2 **the Consumer and Fuel Retailer Choice Act.**

3 WHEREAS, the Consumer and Fuel Retailer Choice Act was a piece of bipartisan legislation,  
4 co-sponsored by Senator Rounds, Senator Thune, and Representative Johnson in 2022, which  
5 would enable the year-round, nationwide sale of ethanol blends above ten percent, helping  
6 to lower fuel prices and improve stability in the U.S. fuel market; and

7 WHEREAS, the Consumer and Fuel Retailer Choice Act would ensure consistency and  
8 accessibility to E15 ethanol across fuel markets and limit disruptions across the national fuel  
9 supply chain by prohibiting the removal of the 1-psi waiver for E10 ethanol; and

10 WHEREAS, leaders across the energy and agriculture value chains are united in supporting  
11 the Consumer and Fuel Retailer Choice Act, a federal legislative solution that would apply the  
12 same volatility limit to all conventional gasoline blends during the summer ozone control  
13 season; and

14 WHEREAS, in the absence of such legislation, there will be gasoline marketplace  
15 uncertainty and political disputes over E15 ethanol that will continue to resurface every  
16 summer; and

17 WHEREAS, by acting quickly to adopt this legislation, Congress will bring certainty and  
18 consistency to the fuel market, and resolve long-standing differences among many  
19 stakeholders about fuel volatility regulations; and

20 WHEREAS, the absence of a federal solution could increase supply constraints, which  
21 would affect the petroleum distribution system in the state of South Dakota;

22 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninety-Eighth Legislature of  
23 the State of South Dakota, the House of Representatives concurring therein, that the

- 1 Legislature urges President Biden and the United States Congress to support the passage of
- 2 the Consumer Fuel Retailer Choice Act to ensure affordable fuel for South Dakota families.