



NBB ONE-PAGE (State's Fuel Quality Regulation)

Department MS Dept of Agr & Commerce
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NCWM Region SWMA
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What's needed for a successful program?

AUTHORITY

Fuel Authority Regulatory (state regulations); Statutory (enacted legislation)
Statutory/Regulatory Citation Petroleum Products Inspection Law of Mississippi Section 75-55-1 through 75-55-40 Defines and establishes specifications for certain petroleum products, the labeling of petroleum pumps and requires alcohol-blended fuel producers to hold a permit. Provides that products may be sampled and analyzed to determine compliance. Compliance: Rules are adopted in accordance with Senate Bill 2859 of the 1993 Session of the Mississippi Legislature and shall control hearings conducted by the Mississippi Department of Agriculture and Commerce, Bureau of Regulatory Services, resulting from violations Miss. Code Ann. 69-55-37 et seq. or any rules or regulations promulgated thereunder.

ADOPTED FUEL SPECIFICATIONS

Fuels Currently Regulated B100-Biodiesel_yes; Diesel Fuel_yes
Fuel Specifications PetroDiesel_ASTM D975; B100_ASTM D6751; B1-B5_ASTM D975; B6-19_no-adopted-spec
Other Specifications Currently have ability to measure the % of biodiesel.
If no spec - plan to adopt If the new ASTM biodiesel specifications are published in October, 2008 then the new B100/99, B5 and B6-20 specs will be legally effective in October 2008.
Process to Adopt Specifications Legislative Process
ASTM-Rev Adopted automatic - incorporation of "most-current" revision

TESTING PROGRAMS

Proactive Tests Petroleum Diesel
Reactive Test Circumstance Complaint & periodic inspections
Fuel Test Performed
Where Sampled Transport; Producer; Terminal / Blender; Retailer
Where Tested State's In-House Lab
Penalties

Regulation No. 8 - Petroleum Products Not Meeting Specifications. Gasoline, alcohol blended fuel, diesel fuel, kerosene, fuel oil or other products regulated under terms of the Petroleum Products Inspection Law found below the prescribed standard shall be placed under an order of "Stop Sale" and disposed of as directed by the Commissioner and State Chemist. Where such product can be reconditioned or successfully blended with or used as another product, the same may be disposed of upon the order of the Commissioner and State Chemist.

If the product is at a retail service station or bulk plant, it shall be returned to the terminal or refinery or be shipped out of this State. At the terminal, the product may be pumped into storage with sufficient quantities of like product so that the combination meets the required specifications. If returned to the refinery, the product may be blended or reprocessed so that it meets the required specifications.

When a product under stop sale order is to be shipped out of state, such product shall be loaded under the supervision of the Commissioner or his agent and a report of transport prepared. The report shall be signed by the state scale operator at the time the truck leaves the State.

The receipt and unloading into storage of a product under stop sale order at a bulk plant, terminal, or refinery shall be done under the supervision of the Commissioner or his agent.

The report of transport, prepared by the Commissioner or his agent must be filed with any claim for credit on taxes paid on a product which was withdrawn under order of stop sale.

In no event, will the mixture of a product which does not meet specifications and a like product meeting specifications, which was combined in order to bring the combination up to the required specifications, be sold or dispensed until such combination has been sampled by the Commissioner or his agent at the point of blending, tested by the State Chemist and found to meet the required legal specifications.

Refiners, terminals, bulk plants shall furnish the Commissioner with the names of all persons who received the product prior to the effective dates of the stop sale order and the quantity received.

The Commissioner and State Chemist may revoke the permits of any person who sells a product after being notified by a stop sale order or otherwise that the sale of such products was prohibited.

REPORTING OUT-OF-SPECIFICATION FUEL

How to Report a) MISSISSIPPI DEPARTMENT OF AGRICULTURE & COMMERCE
P.O. Box 1609 / Jackson, MS 39215
121 N. Jefferson Street, Jackson, MS 39201
phone: 601.359.1100 / fax: 601. 354.6290

b) Mississippi State Chemical Laboratory (Mississippi State University)
phone: 662-325-3324 / fax: 662-325.7807
<http://www.mscl.msstate.edu/>

NOTES & ATTACHMENTS