

July 10, 2019

Brett Gurney, Chairman of the Board
National Conference on Weights and Measures
1135 M Street, Suite 110
Lincoln, NE 68508
c/o Don Onwiler, Executive Director

Mr. Gurney,

Thank you for consideration of Growth Energy's Form 15 Proposal to amend National Institute of Standards and Technology (NIST) Handbook 130. In light of the recent U.S. Environmental Protection Agency (EPA) action, Growth Energy's proposal seeks to correct the language in the current NIST Handbook 130, Section 2.1.2. Due to a change in national policy, the section cited above in current Handbook 130 is in conflict with federal regulation. We urge the National Conference to adopt and approve this modification at the July annual meeting in Milwaukee, WI.

The current language in NIST Handbook 130 is based on the previous EPA regulation and is not reflective of regulation now in effect. In Iowa, we have adopted by reference NIST Handbook 130 (2013) and incorporated its language into Iowa Administrative Code (IAC). It is our Department's interpretation that our IAC provision may now be in conflict with the current EPA regulations.

Because the outdated language could be understood to prohibit retailers from selling E15 in our state during the summer driving season, our Department has taken steps to provide regulatory clarity by issuing a waiver¹ for a portion of Iowa Administrative Code (IAC) 21-85.39 from June 1-September 15, 2019.

Many states rely on the handbook for regulatory clarity and guidance which adheres to current law. We support the proposed Growth Energy's Form 15 Proposal to remove the conflict between the language in Handbook 130 and current EPA regulations and encourage its adoption effective immediately.

Thank you for the opportunity to comment on this important policy matter.

Respectfully submitted,



Mike Naig
Iowa Secretary of Agriculture

¹ IDALS Waiver Request (AI-09-1) (2019). Granted.