



**American  
Fuel & Petrochemical  
Manufacturers**

1800 M Street, NW  
Suite 900 North  
Washington, DC  
20036

202.457.0480 office  
afpm.org

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**SUBMITTED VIA WWW.REGULATIONS.GOV**

Mr. Benjamin Hengst  
U.S. Environmental Protection Agency  
Office of Transportation and Air Quality, Office of Air and Radiation.  
1200 Pennsylvania Ave., NW  
Washington, D.C. 20460

**Re: Request for Extension of Comment Period on EPA's Proposed Renewable Fuel Standards for 2023, 2024, and 2025 (EPA-HQ-OAR-2021-0427)**

The American Fuel & Petrochemical Manufacturers (AFPM) respectfully requests a 60-day extension of the public comment period for the Environmental Protection Agency's (EPA's) proposed rule, referenced above. Specifically, we request that EPA extend the public comment period of the Renewable Fuel Standard (RFS) set proposed rule from February 10 to April 11, 2023.

This proposal is the first time in the program's history EPA is not bound by Congressional statutory target volumes. Congress provided EPA the opportunity to modernize the RFS program and set it on a more sustainable course. The agency is required to set the annual renewable fuel volumes based on an analysis six factors and EPA is considering an additional seven factors. Considering the impact of the thirteen factors being considered by EPA requires additional time for thorough analysis.

Given the complexity and significance of setting multi-year RFS Set standards while adding an eRINs proposal and other RFS program changes, the 60-day comment period currently provided during the holidays does not provide stakeholders adequate time to meaningfully participate. Each aspect of this proposal requires a thoughtful response on these significant changes and additional time is vital to do so.

The regulatory changes to the eRIN pathway will have a significant impact on fuel refiners as obligated parties under the RFS program. EPA has not provided adequate information to stakeholders to explain how the pathway would work and how they are impacted. Renewable electricity renewable electricity is not our area of expertise as refiners of liquid fuels and additional time is required to provide a thoughtful and complete response. AFPM is eager for EPA to finalize the overdue annual standards, and to expedite the process, we recommend EPA



move its eRINs proposal into a separate rulemaking and focus its efforts in finalizing the annual volume obligations.

We would appreciate a timely response to this request so that we are able to dedicate and manage our resources accordingly while continuing to conduct a meaningful review and analysis of the almost 700-page proposed rule, the over 500-page regulatory impact analysis, and over four hundred supporting documents posted to the docket on December 13<sup>th</sup>.

Should you have questions or would like to discuss this matter, please contact me by phone at (202) 844-5485 or by email [pkelly@afpm.org](mailto:pkelly@afpm.org).

Sincerely,

Patrick Kelly  
Senior Director, Fuel & Vehicle Policy