



9 January 2018

(18-0176)

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Committee on Technical Barriers to Trade

Original: English

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<b>1. Notifying Member:</b> UNITED STATES OF AMERICA <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Environmental Protection Agency (EPA) [1351] <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>  Please submit comments to: USA WTO TBT Enquiry Point Email: <a href="mailto:usatbtep@nist.gov">usatbtep@nist.gov</a>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Grain sorghum oil. Air quality (ICS 13.040), Fuels (ICS 75.160).
<b>5. Title, number of pages and language(s) of the notified document:</b> Proposed Rule; Renewable Fuel Standard Program; Grain Sorghum Oil Pathway (9 page(s), in English)
<b>6. Description of content:</b> In this proposed rule, the Environmental Protection Agency (EPA) is providing an opportunity to comment on an analysis of the lifecycle greenhouse gas (GHG) emissions associated with certain biofuels that are produced from grain sorghum oil extracted at dry mill ethanol plants at any point downstream from sorghum grinding, also known as distiller sorghum oil. EPA seeks comment on its proposed assessment that using distillers sorghum oil as feedstock results in no significant agricultural sector GHG emissions; and that biodiesel and heating oil produced from distillers sorghum oil via a transesterification process, and renewable diesel, jet fuel, heating oil, naphtha, and liquefied petroleum gas (LPG) produced from distillers sorghum oil via a hydrotreating process, would meet the lifecycle GHG emissions reduction threshold of 50 percent required for advanced biofuels, and biomass-based diesel under the Renewable Fuel Standard program. Based on these analyses, EPA is proposing to amend the RFS program regulations to define the term "distillers sorghum oil". We also propose to add to the regulations approved pathways from the production of biodiesel and heating oil from distillers sorghum oil via a transesterification process, and renewable diesel, jet fuel, heating oil, naphtha, and liquefied petroleum gas (LPG) produced from distillers sorghum oil via a hydrotreating process.
<b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Protection of the environment
<b>8. Relevant documents:</b> 82 Federal Register (FR) 61205, 27 December 2017; Title 40 Code of Federal Regulations (CFR) Part 80. Will appear in the Federal Register when adopted.

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<b>9.</b>	<b>Proposed date of adoption:</b> To be determined <b>Proposed date of entry into force:</b> To be determined
<b>10.</b>	<b>Final date for comments:</b> 26 January 2018
<b>11.</b>	<b>Texts available from: National enquiry point [ ] or address, telephone and fax numbers and email and website addresses, if available, of other body:</b> <a href="https://members.wto.org/crnattachments/2018/TBT/USA/18_0183_00_e.pdf">https://members.wto.org/crnattachments/2018/TBT/USA/18_0183_00_e.pdf</a>