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Biofuels Statutory Citations

State of Illinois

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STATE OF ILLINOIS

This compilation of state statutory citations focuses predominantly on biofuels laws in effect January 1, 1970 through December 31, 2013. It is intended to serve as a researcher-friendly inventory of state laws by providing the formal title of relevant legislation, the standard legal citation for each statute, the applicability of the statute (ethanol, biodiesel, or both), and a brief description of the law. Some statutes and regulations listed do not specifically relate to biofuels, but are included because of their complementary relationship to the evolution of biofuels law in the state. These statutes are placed in reverse chronological order using the date of the most recent amendment to the statute. Many biofuels laws were enacted as amendments to previously passed laws.

Title	Citation	Applicability	Description
Emission reduction program (2013)	625 ILL. COMP. STAT. 5/13C-10	Both	Requires the state to establish a program to reduce emissions of pollutants in motor vehicles, in part by funding alternative fuel rebates and grants.
Tax Exemption (2012)	35 ILL. COMP. STAT. 120/2-10; 105/3-10; 105/3-40 TO 105/44; 110/3-10; 115/3-10	Both	Sales and use taxes do not apply to ethanol blended or biodiesel blended fuels. The tax exclusion expires December 31, 2018.
Biofuels Labeling (2010)	815 ILL. COMP. STAT. 370/4.1	Both	Requires fuel retailers to label fuel pumps in a specific fashion so as to alert consumers of the percentage of ethanol or biodiesel in the fuel. This does not require retailers to test or measure the content, just to label it.
ASTM Standards (2010)	815 ILL. COMP. STAT. 370/4	Both	Requires all motor fuels (including ethanol and biodiesel and their respective blends) to conform to ASTM standards as well as current Clean Air Act regulations.
Thermochemical conversion permits (2010)	415 ILL. COMP. STAT. 5/39.9	Ethanol	Provides permitting guidelines for the use of thermochemical conversion technology, which can be used for the production of ethanol as a transportation fuel.

Green Government (2009)	<u>20 ILL. COMP. STAT. 3954/20</u>	Both	Requires the Green Government Council to establish goals for use of renewable energy and alternative fuels, and submit reports to the legislature on their implementation progress.
Biodiesel Use Requirement (2009)	<u>625 ILL. COMP. STAT. 5/12-705.1</u>	Biodiesel	Requires state entities and mass transit agencies to use fuel that contains at least 5% biodiesel, unless the vehicle can operate on higher percentages of biodiesel.
Biofuels Promotion (2008)	<u>505 ILL. COMP. STAT. 150/1 TO 150/99</u>	Both	Under the “Promote Illinois Ethanol and Biodiesel Act” state agencies are required to develop websites to provide information about ethanol and biodiesel fuels to the public.
Corn-to-Ethanol Research Plant (2008)	<u>110 ILL. COMP. STAT. 520/6.5 TO 520/6.6</u>	Ethanol	Requires the Southern Illinois University Board of Trustees to operate/manage the National Corn-to-Ethanol Research Center Pilot Plant to research how to reduce the cost of ethanol production. The operation should be under guidance from the Illinois Ethanol Research Advisory Board (a group of stakeholders from across the ethanol industry).
Fleet Vehicle Requirement (2007)	<u>30 ILL. COMP. STAT. 500/25-75</u>	Both	Requires vehicles purchased from state funds after July 1, 2007 to be flexible fuel vehicles or hybrid electric vehicles.
Regulation of Phosphorous in Detergents (2007)	<u>415 ILL. COMP. STAT. 92/5</u>	Both	Prohibition on the use and sale of cleaning agents with more than 0.5% phosphorous does not apply to cleaning agents used in biofuel production.
Biodiesel Production Tax (2007)	<u>35 ILL. COMP. STAT. 505/2D</u>	Biodiesel	Beginning July 1, 2007, if a private biodiesel producer's total biodiesel motor fuel production is less than 5,000 gallons/year, the producer is subject to the annual state motor fuel tax. If production is over 5,000 gallons/year, the producer must make motor fuel tax payments on a monthly basis.
Renewable Energy Resources Trust Fund (2006)	<u>20 ILL. COMP. STAT. 687/6-4</u>	Both	Creates the Renewable Energy Trust Fund to provide grants, loans, and other incentives to foster the development and use of renewable energy resources, including renewable fuels.

Alternative Fuel Rebate (2005)	<u>415 ILL. COMP. STAT. 120/30</u>	Both	Provides rebate for 80% of the incremental cost of purchasing an alternative fuel vehicle, converted a conventional or hybrid vehicle to alternative fuel, and purchasing alternatives fuels, including E85 and diesel fuel blends.
Alternative Fuel Infrastructure Program (2005)	<u>415 ILL. COMP. STAT. 120/31</u>	Both	Creates the Alternative Fuel Infrastructure Program within the Dep't of Commerce and Economic Opportunity to issue grants to establish new E85 and biodiesel blends fueling facilities, subject to continued appropriations.
Flex Fuel Vehicle Registry (2004)	<u>415 ILL. COMP. STAT. 120/22</u>	Ethanol	Requires the Secretary of State to create a database of registered flexible fuel vehicles (meaning they can operate on E85) to be sorted by zip code, make and model.
Clean Fuel Education Program (2003)	<u>415 ILL. COMP. STAT. 120/32</u>	Both	Tasks the Dep't of Commerce and Economic Opportunity to administer a program to educate fleet administrators and citizens about the benefits of using alternative fuels.
User fees (2003)	<u>415 ILL. COMP. STAT. 120/35</u>	Both	The state will collect user fees on individuals and corporations that register a fleet of vehicles in the state, and those fees will be put into the Alternative Fuels Fund.
Appropriations from Fuels Fund (2003)	<u>415 ILL. COMP. STAT. 120/40</u>	Both	Provides the manner and scheme in which monies in the Alternative Fuels Fund may be appropriated.
Renewable Fuels Development (2003)	<u>20 ILL. COMP. STAT. 689/1 TO 689/99</u>	Both	Creates the Renewable Fuels Development Program to provide grants for the construction, modification, alteration, or retrofitting of renewable fuel plants.
Ethanol Research Program (2003)	<u>415 ILL. COMP. STAT. 120/25</u>	Ethanol	Creates the ethanol fuel research program, administered by the Dept. of Commerce and Economic Opportunity, to research the continued viability of ethanol. This is subject to continued appropriations for the program.

Dep't of Central Management duties (2000)	<u>20 ILL. COMP. STAT. 405/405-280</u>	Ethanol	Requires the department to develop regulations for the acquisition and maintenance of fleet vehicles, including the use of ethanol when feasible.
Biofuels Preference for State Vehicles (1998)	<u>30 ILL. COMP. STAT. 500/45-60</u>	Both	Allows the state to give preference in awarding contracts to bidders who will use vehicles powered by ethanol produced from Illinois corn or biodiesel produced from Illinois soybeans.
Public Transit - Use of Ethanol (1992)	<u>30 ILL. COMP. STAT. 740/2-15.1</u>	Ethanol	Beginning July 1, 1992, designated public transportation agencies that use gasoline vehicles must use an ethanol blend fuel if capable of doing so.
Colleges and Universities Gasohol Use (1992)	<u>110 ILL. COMP. STAT. 65/5</u>	Ethanol	Requires all gasoline vehicles owned or leased by any State college or university to be equipped to run on and utilize ethanol blends when it is available.