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Biofuels Statutory Citations

State of Indiana

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STATE OF INDIANA

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
Hoosier Alternative Fuel Vehicle Manufacturer Credit (2012)	IND. CODE §§ 6-3.1-31.9-1 TO 6-3.1-31.9-23	Ethanol	Creates tax credits for new alternative fuel vehicle manufacturing facilities in Indiana. The credit is for 15% of the qualified investment, and unused portions of the credit can be carried forward for nine years. No new credits will be issued after December 31, 2016.
E85 incentive payments (2011)	IND. CODE § 8-14-2-8	Ethanol	Political subdivisions are entitled to an incentive payment of \$33.33 for each of their vehicles that run on E85, if at least 75% of the fuel they buy each month is E85.
Fueling Station Grant Program (2010)	IND. CODE §§ 15-11-11-3 TO 15-11-11-13	Both	Creates tax free grants to help build E85 fueling stations and other biofuel production/distribution projects. It allows for a maximum of \$20,000 for fueling station grants, and \$100,000 for other projects, but total grants for a year cannot exceed \$1 million.

Alternative Fuel Grant Program for Local Units (2009)	IND. CODE §§ 4-4-32.3-1 TO 4-4-32.3-10	Both	Creates grants for local public entities to purchase alternative fuel vehicles or conversion kits for existing vehicles. It allows for a maximum of \$2,000 per vehicle or the cost of the conversion kit, but total grants for a year cannot exceed \$1 million.
State and Local Purchases of Fuel (2009)	IND. CODE § 5-22-5-8	Both	Requires most state and local entities to purchase ethanol, E85, and blended biodiesel whenever possible to fuel their vehicles that are compatible with those fuels.
State Educational Institutions Purchases of Fuel (2009)	IND. CODE § 21-31-9-3	Both	Requires most state educational institutions to purchase ethanol, E85, and blended biodiesel whenever possible to fuel their vehicles that are compatible with those fuels.
Ethanol Production Tax Credit (2008)	IND. CODE §§ 6-3.1-28-1-6-3.1-28-11 (REPEALED, JAN. 1, 2015)	Ethanol	Provided tax credits for the production of ethanol within the state.
E85 base fuel; department duties (2008)	IND. CODE § 15-11-2-4	Ethanol	Dep't of Agric. must work with automakers to improve awareness of E85 and work to include E85 stations in GPS updates.
Purchase of biobased products (2007)	IND. CODE § 5-22-5-9	Both	Requires most state and local entities to purchase biobased products when available and economically feasible.
21 st Century Research and Technology Fund (2007)	IND. CODE § 5-28-16-2	Both	Establishes a fund to help assist in the creation of alternative fuel technologies and fuel efficient vehicles.
Special Fuel Tax Exemptions (2007)	IND. CODE § 6-6-2.5-30.5	Biodiesel	Individuals that produce their own biodiesel, subject to certain production limitations, may be exempt from the special fuel tax on the biodiesel portion of the fuel.

Blended Biodiesel Tax Credit (2006)	IND. CODE §§ 6-3.1-27-1 TO 6-3.1-27-13 (REPEALED, JAN. 1, 2015)	Biodiesel	Provided tax credit for blended biodiesel producers as well as dealers and distributors within the state.
Tax credits; minority enterprises (2006)	IND. CODE § 5-28-6-3 (REPEALED, JAN. 1, 2015)	Both	Encourages recipients of ethanol and biodiesel tax credits to purchase goods and services from underutilized small businesses, especially women and minority business enterprises.
Immunity for misuse of E85 (2006)	IND. CODE § 34-30-24-2	Ethanol	Provides immunity for retailers if a customer improperly fills a non-flex fuel vehicle with E85, so long as the supplier followed all the appropriate signage rules.
Certified Technology Park Designation (2002)	IND. CODE § 36-7-32-7	Both	For designation as “certified technology park” if certain criteria met. One criteria is “high technology activity,” which includes the development of alternative fuel vehicles and alternative fuel technology.
Price preference for biodiesel (1997)	IND. CODE § 5-22-15-19	Biodiesel	Places a 10% price preference on state fuel purchases that are at least 20% biodiesel by volume.
Alternative Fuel Vehicle Decals (1995)	IND. CODE §§ 6-6-2.1-203 TO 6-6-2.1-206 (REPEALED, JAN. 1, 2014)	Both	Requiring owners of AFVs to purchase decals from the state. Costs vary among vehicles and weight classes