



## States' Biofuels Statutes

### STATE OF ARIZONA

*This project was undertaken in partnership with the USDA Office of the Chief Economist, The Office of Energy Policy and New Uses. For information on the full project, visit [States' Biofuels Statutory Citations](#). 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.*

*Current through the 2013 Legislative Session of the Arizona General Assembly.*

#### **§ 49-551.01. Diesel vehicle low emissions incentive grants; criteria**

- A. The department may award incentive grants from the air quality fund established by § 49-551 for diesel vehicles:
  - 1. To operate on alternative fuel or clean burning fuel as defined in § 1-215.
  - 2. To operate on ultra low sulfur diesel fuel as defined in § 49-558.01 that is used in an engine with an emission control device.
  - 3. Powered by an engine that meets or exceeds an emissions standard for diesel particulate matter of 0.05 grams per brake horsepower hour.
  
- B. A vehicle that is awarded an incentive grant pursuant to this section shall meet the following criteria:
  - 1. The vehicle has a gross vehicle weight rating of at least seventeen thousand five hundred pounds.
  - 2. The vehicle is not a recreational vehicle as defined in § 28-3102.
  - 3. The vehicle is registered in this state and the incentive grant recipient signs a statement, under penalty of perjury, that it is the recipient's intent that the vehicle will be registered in this state for at least three years from the date the vehicle is awarded an incentive grant pursuant to this section and that the recipient intends to operate the vehicle more than fifty per cent of the time in area A or area B.
  - 4. The vehicle is subject to the financial responsibility requirements prescribed in § 28-4032, subsection A.
  
- C. An incentive grant awarded pursuant to this section shall provide for real and quantifiable

emissions reductions. Engine retrofit or conversions may meet the requirements of subsection A of this section if they have been approved for use by any one of the following:

1. The United States environmental protection agency voluntary retrofit program.
  2. The United States environmental protection agency verification protocol for retrofit catalyst particulate filter and engine modification control technologies for highway and nonroad use diesel engines.
  3. The California air resources board diesel emission control strategy verification procedure.
  4. Sections 43100 and 43102 of the health and safety code of the state of California.
  5. Actual emission testing performed on the vehicle.
- D. Notwithstanding subsection B, paragraph 4 of this section, the director may award incentive grants for school buses and municipal vehicles that otherwise meet the requirements of subsection B of this section.

**Credits**

Added by Laws 2002, Ch. 296, § 7, eff. July 1, 2003.

**REPEAL**

<This section is conditionally repealed by Laws 2002, Ch. 296, § 8.>