



States' Biofuels Statutes

STATE OF INDIANA

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 Indiana General Assembly.

5-22-5-8 Purchases of fuel

Sec. 8. (a) This section does not apply to a political subdivision, except a school corporation (as defined in IC 20-18-2-16(a)).

(b) As used in this section, “blended biodiesel” has the meaning set forth in IC 6-3.1-27-2.

(c) As used in this section, “diesel fueled vehicle” refers to a vehicle that is capable of using diesel to fuel its primary motor.

(d) As used in this section, “ethanol” means agriculturally derived ethyl alcohol.

(e) As used in this section, “E85” has the meaning set forth in IC 6-6-1.1-103.

(f) As used in this section, “gasoline fueled vehicle” refers to a vehicle that is capable of using gasoline to fuel its primary motor.

(g) As used in this section “mid-level blend fuel” means a fuel blend consisting of:

- (1) at least twenty percent (20%) but not more than seventy-three percent (73%) ethanol; and
- (2) gasoline as the balance.

(h) As used in this section, “vehicle” includes the following:

- (1) An automobile.
- (2) A truck.

(3) A tractor.

(i) Except as provided by subsections (k) and (l), a governmental body shall whenever possible purchase mid-level blend fuel or E85 to fuel the gasoline fueled vehicles owned or operated by the governmental body.

(j) Except as provided by subsections (k) and (l), a governmental body shall whenever possible purchase blended biodiesel fuel to fuel the diesel fueled vehicles owned or operated by the governmental body.

(k) The following vehicles are exempt from the requirements of subsections (i) and (j):

(1) A vehicle that is leased by the governmental body for thirty (30) days or less.

(2) A vehicle that:

(A) is primarily powered by an electric motor; or

(B) can use only propane, compressed or liquified natural gas, or methanol as its fuel source.

(l) The following vehicles are exempt from the requirements of subsection (i) or (j), whichever is appropriate:

(1) A gasoline fueled vehicle in which the use of mid-level blend fuel or E85 has not been approved by the manufacturer.

(2) A diesel fueled vehicle in which the use of blended biodiesel fuel has not been approved by the manufacturer.

(3) A gasoline fueled vehicle in which the use of mid-level blend fuel is prohibited by the federal Clean Air Act (42 U.S.C. 7401 et seq.).

Credits: As added by P.L.274-2001, SEC.1. Amended by P.L.6-2005, SEC.1; P.L.148-2009, SEC.1, eff. May 12, 2009.