

AMENDED IN ASSEMBLY AUGUST 16, 2005

AMENDED IN ASSEMBLY JUNE 29, 2005

AMENDED IN ASSEMBLY JUNE 21, 2005

AMENDED IN SENATE APRIL 28, 2005

AMENDED IN SENATE MARCH 30, 2005

SENATE BILL

No. 975

Introduced by Senator Ashburn

February 22, 2005

An act to add and repeal Article 6 (commencing with Section 43860) of Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 975, as amended, Ashburn. Air quality: biodiesel fuel.

Existing law imposes various limitations on emissions of air contaminants for the control of air pollution from vehicular and nonvehicular sources. Existing law generally designates the State Air Resources Board as the state agency with the primary responsibility for the control of vehicular air pollution. Existing law requires the state board to establish, by regulation, various standards for gasoline and motor vehicle fuel.

This bill would provide that any public agency, or regulated utility, *or owner or operator of a solid waste collection or collection vehicle, as defined*, may use a biodiesel blend fuel, as defined, in any retrofitted vehicular or off-road diesel engine certified by the state board. ~~The bill would also provide that entities that contract with any public agency or regulated utility may use a biodiesel blend fuel, as~~

~~defined, in a solid waste collection vehicle or collection vehicle, as defined.~~

This bill would repeal its provisions on January 1, 2008, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article 6 (commencing with Section 43860) is
2 added to Chapter 4 of Part 5 of Division 26 of the Health and
3 Safety Code, to read:

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5 Article 6. Biodiesel and Biodiesel Blend Fuels

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7 43860. (a) Any federal, state, or local agency, or any
8 regulated utility, *or any owner or operator of a solid waste*
9 *collection vehicle or collection vehicle, as defined in Section*
10 *2021 of Title 13 of the California Code of Regulations,* may
11 utilize a biodiesel blend fuel consisting of not more than 20
12 percent biodiesel in any retrofitted vehicular or off-road diesel
13 engine certified by the state board, *whether or not biodiesel is*
14 *expressly identified as a fuel for use with the retrofit system.* ~~Any~~
15 ~~entity that contracts with or is licensed by any federal, state, or~~
16 ~~local agency, or any regulated utility may utilize a biodiesel~~
17 ~~blend fuel consisting of not more than 20 percent biodiesel in a~~
18 ~~solid waste collection vehicle or collection vehicle, as defined in~~
19 ~~Section 2021 of Title 13 of the California Code of Regulations,~~
20 ~~that has a retrofitted vehicular diesel engine certified by the state~~
21 ~~board.~~

22 (b) For purposes of this section:

23 (1) "Biodiesel" means a fuel comprised of mono-alkyl esters
24 of long chain fatty acids derived from vegetable oils or animal
25 fats, designated B100, and meeting the requirements of the
26 American Society for Testing and Materials (ASTM) D-6751.

27 (2) "Biodiesel blend" means a blend of biodiesel fuel meeting
28 the requirements of the American Society for Testing and
29 Materials (ASTM) D-6751 with California Air Resources Board
30 (CARB) diesel fuel, designated BXX, where XX represents the
31 volume percentage of biodiesel fuel in the blend.

1 (c) This article shall remain in effect until January 1, 2008,
2 and on ~~the~~ *that* date is repealed unless a later enacted statute, that
3 is enacted before January 1, 2008, deletes or extends that date.

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