

**ASSEMBLY BILL**

**No. 2625**

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**Introduced by Assembly Member Strickland**

February 22, 2008

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An act to amend Section 13401 of the Business and Professions Code, relating to biodiesel.

LEGISLATIVE COUNSEL'S DIGEST

AB 2625, as introduced, Strickland. Biodiesel.

Existing law generally imposes restrictions upon the sale of nonconforming fuel products. Existing law exempts developmental engine fuels authorized by the Department of Food and Agriculture from these restrictions, as specified.

This bill would define "biodiesel" and "biodiesel blends," and define "renewable diesel" and "renewable diesel blends," for these purposes.

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

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

- 1 SECTION 1. Section 13401 of the Business and Professions
- 2 Code is amended to read:
- 3 13401. (a) "Sell" or any of its variants means attempt to sell,
- 4 offer for sale or assist in the sale of, permit to be sold or offered
- 5 for sale or delivery, offer for delivery, trade, barter, or expose for
- 6 sale.
- 7 (b) "Manufacturer" means manufacturer, refiner, producer, or
- 8 importer.

1 (c) “Petroleum products” means gasoline, diesel fuel, liquefied  
2 petroleum gas only when used as a motor fuel, kerosene, thinner,  
3 solvent, liquefied natural gas, pressure appliance fuel, or white  
4 gasoline, or any motor fuel, or any oil represented as engine  
5 lubricant, engine oil, lubricating or motor oil, or any oil used to  
6 lubricate transmissions, gears, or axles.

7 (d) “Barrel,” when applied to petroleum products, consists of  
8 42 gallons.

9 (e) “Oil” means motor oil, engine lubricant, engine oil,  
10 lubricating oil, or oils used to lubricate transmissions, gears, or  
11 axles.

12 (f) “Motor oil” means engine oil, engine lubricant, or lubricating  
13 oil.

14 (g) “Gasoline” means a volatile mixture of liquid hydrocarbons,  
15 generally containing small amounts of additives, suitable for use  
16 as a fuel in spark-ignition internal combustion engines.

17 (h) “Engine fuel” means any liquid or gaseous matter used for  
18 the generation of power in an internal combustion engine or fuel  
19 cell. “Motor fuel” means “engine fuel” when that term is used in  
20 this chapter.

21 (i) “Motor vehicle fuel” means any product intended for  
22 consumption in an internal combustion engine or fuel cell to  
23 produce the power to self-propel a vehicle designed for transporting  
24 persons or property on a public street or highway.

25 (j) “Diesel fuel” means any petroleum product offered for sale  
26 which meets the standards prescribed for diesel fuel by this chapter.

27 (k) “Kerosene” means any petroleum product offered for sale  
28 which meets the standards prescribed for kerosene by this chapter.

29 (l) “Fuel oil” means any petroleum product offered for sale  
30 which meets the standards prescribed for fuel oil by this chapter.

31 (m) “Automotive spark-ignition engine fuel” means any product  
32 used for the generation of power in a spark-ignition internal  
33 combustion engine.

34 (n) “Compression-ignition engine fuel” means any product used  
35 for the generation of power in a compression-ignition internal  
36 combustion engine.

37 (o) “Gasoline-oxygenate blend” means a fuel consisting  
38 primarily of gasoline along with a substantial amount of one or  
39 more oxygenates. For purposes of this section, “substantial amount”

1 means more than 0.35 mass percent oxygen or, if methanol is the  
2 only oxygenate, more than 0.15 mass percent oxygen.

3 (p) “Oxygenate” means an oxygen-containing, ashless, organic  
4 compound such as an alcohol, *ester*, or ether, which can be used  
5 as a fuel or fuel supplement.

6 (q) “Developmental engine fuel” means any experimental  
7 automotive spark-ignition engine fuel or compression-ignition fuel  
8 which does not meet current standards established by this chapter  
9 but has characteristics which may lead to an improved fuel standard  
10 or the development of an alternative fuel standard.

11 (r) “Hydrogen” means a fuel composed of the chemical  
12 hydrogen intended for consumption in an internal combustion  
13 engine or fuel cell.

14 (s) “*Biodiesel*” means a fuel comprised of mono-alkyl esters of  
15 long chain fatty acids derived from vegetable oils or animal fats,  
16 designated B100, and meeting the requirements of the American  
17 Society of Testing and Materials (ASTM) D-6751.

18 (t) “*Biodiesel blend*” means a blend of biodiesel fuel meeting  
19 the requirements of the American Society for Testing and Materials  
20 (ASTM) D-6751 with California Air Resources Board (CARB)  
21 diesel fuel, designated BXX, where XX represents the volume  
22 percentage of biodiesel fuel in the blend.

23 (u) “*Renewable diesel*” means a fuel which meets the  
24 registration requirements for fuels and fuel additives established  
25 by the Environmental Protection Agency under Section 211 of the  
26 federal Clean Air Act, which is not a mono-alkyl ester, which is  
27 intended for use in engines that are designed to run on  
28 conventional, petroleum derived diesel fuel, and which is derived  
29 from nonpetroleum renewable resources, including, but not limited  
30 to, vegetable oils, animal fats, cellulose, animal wastes, including  
31 poultry fats and poultry wastes, and other waste materials, or  
32 municipal solid waste and sludges and oils derived from  
33 wastewater and the treatment of wastewater.

34 (v) “*Renewable diesel blend*” means a blend of renewable diesel  
35 with petroleum-based diesel fuel, designated RXX, where XX  
36 represents the volume of percentage of renewable diesel fuel in  
37 the blend.

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