

JAN 21 2011

A BILL FOR AN ACT

RELATING TO BIOFUEL.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 486J, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§486J- Biofuel content requirement. (a) The director
5 shall adopt rules in accordance with chapter 91 to require that
6 fuel sold in the State for use in motor vehicles contains no
7 less than fifteen per cent biofuel by volume. The biofuel shall
8 be produced in the State from agricultural products grown in the
9 State. The amounts of transportation fuel sold in the State
10 containing no less than fifteen per cent biofuel shall be in
11 accordance with rules adopted by the director to administer and
12 enforce this section. The director may authorize the sale of
13 fuel that does not meet these requirements as provided in
14 subsection (b).

15 (b) The director may authorize the sale of transportation
16 fuel that does not meet the provisions of this section if:



1 (1) Sufficient quantities of competitively-priced biofuel
2 produced in the State are not available to meet the
3 requirements of this section; or

4 (2) The director determines that compliance with this
5 section would cause undue hardship.

6 (c) Each distributor, at reporting dates established by
7 the director, shall file with the director, on forms prescribed,
8 prepared, and furnished by the director, a certified statement
9 showing:

10 (1) The price and amount of biofuel available;

11 (2) The amount of biofuel-blended fuel sold by the
12 distributor;

13 (3) The amount of non-biofuel-blended transportation fuel
14 sold by the distributor; and

15 (4) Any other information that the director requires for
16 the purposes of compliance with this section.

17 (d) Provisions with respect to confidentiality of
18 information shall be as provided in section 486J-6.

19 (e) Any distributor or person who violates the
20 requirements of this section shall be subject to a fine of not
21 less than \$2 per gallon of nonconforming fuel, up to a maximum
22 of \$1,000,000 per infraction."



- 1. SECTION 2. New statutory material is underscored.
- 2. SECTION 3. This Act shall take effect upon its approval.
- 3.

INTRODUCED BY:

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Hubert D. Hill

Anna Furman

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Clarence K. Quishin

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Anna Mercedes K...



Report Title:

Biofuel

Description:

Requires transportation fuel sold in the State for use in motor vehicles to contain no less than 15 per cent biofuel that is produced in the State from agricultural products grown in the State.

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