
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-~~ Biodiesel content requirement. (a) The
5 director shall adopt rules in accordance with chapter 91 to
6 require that, beginning July 1, 2012, diesel fuel sold in the
7 State for use in motor vehicles contain five per cent biodiesel
8 by volume. The biodiesel used to achieve the content
9 requirement shall be a locally-sourced product that meets or
10 exceeds the American Society for Testing and Materials
11 certification or a product designated by the director through
12 rules adopted in accordance with chapter 91. The amounts of
13 diesel fuel sold in the State containing five per cent biodiesel
14 shall be in accordance with rules adopted by the director to
15 administer and enforce this section.

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



1 (1) Sufficient quantities of competitively-priced
2 biodiesel produced in the State are not available to
3 meet the 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 biodiesel available;

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

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

15 (4) Any other information that the director requires for
16 the purpose 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 any other person who violates this
20 section shall be subject to a fine of not less than \$2 per
21 gallon of nonconforming fuel, up to a maximum of \$10,000 per
22 infraction.



1 (f) As used in this section, "biodiesel" means a vegetable
2 oil-based fuel that meets or exceeds American Society for
3 Testing and Materials International standard D6751, "Standard
4 Specification for Biodiesel (B100) Fuel Blend Stock for
5 Distillate Fuels", as amended."

6 SECTION 2. New statutory material is underscored.

7 SECTION 3. This Act shall take effect upon its approval.



Report Title:

Biofuel; Feasibility Study; Transportation Fuel

Description:

Requires diesel fuel sold in the State for use in motor vehicles to contain five per cent biodiesel that is produced in the State from locally-sourced products meeting certain certification standards. (SB146 HD1)

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