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## **Biofuels Statutory Citations**

### **State of Michigan**

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## Biofuels Statutory Citations

### STATE OF MICHIGAN

*This compilation of state statutory citations focuses predominantly on biofuels laws in effect January 1, 1970 through December 31, 2007. In some instances, regulations have been included in the compilation due to their significance. This compilation is intended to serve as a researcher-friendly inventory of state laws by providing the formal title of relevant legislation, the standard legal citation for each statute and a brief description of the law. Some statutes and regulations listed do not specifically relate to biofuels, but are included because of their complementary relationship to the evolution of biofuels law in the state. 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.*

Title	Citation	Applicability	Description
Plant rehabilitation and industrial development districts; definitions (2009)	<a href="#">MICH. COMP. LAWS ANN. § 207.552</a>	Biodiesel	Includes in definition of industrial property biodiesel plants in industrial development areas.
Designation of additional renaissance zones for renewable energy facilities; criteria; revocation; development agreements; designation as renewable energy facility of forest products processing facility or agricultural processing facility (2008)	<a href="#">MICH. COMP. LAWS ANN. § 125.2688e</a>	Both	Creation of renaissance zones for the production of renewable fuels - no fewer than 5 of the zones will be for cellulosic production.
Credits; taxpayer certified under Michigan next energy authority act or qualified alternative energy entity (2008)	<a href="#">MICH. COMP. LAWS ANN. § 208.1429</a>	Both	Taxpayer has to be certified by the Authority, and sets out the formulas for determining the nonrefundable tax credit a producer can receive.

Credits; gas stations owners, costs of conversion or creation of fuel delivery systems to provide E85 fuel or biodiesel blends (2008)	<a href="#">MICH. COMP. LAWS ANN. § 208.1460</a>	Both	Beginning on Dec. 31, 2008 to January 1, 2012 a tax credit will be giving to retailers who convert existing fuel stations to sale E85 or qualified biodiesel blends. The credit will 30% of the costs incurred up to \$20,000.
Alternative Fuel Production Facilities Act (2008)	<a href="#">MICH. COMP. LAWS ANN. §§ 285.341 through 285.343</a>	Both	Provides for the publication of information about the production of alternative fuel facilities.
Definitions; Economic Growth Authority Act (2008)	<a href="#">MICH. COMP. LAWS ANN. § 207.803</a>	Both	One of the areas considered economic growth is working on alternative fuel vehicles.
Renewable fuels fund; creation; deposits; investment; disbursements; audits; administration (2008)	<a href="#">MICH. COMP. LAWS ANN. § 290.645A</a>	Both	Creation of renewable fuels funds to promote the production and use of alternative fuels.
Definitions (2008)	<a href="#">MICH. COMP. LAWS ANN. § 324.12101</a>	Both	Defines biofuels, under the waste management statutes.
Establishment of standards for purity and quality of gasoline and diesel fuel sold or offered for sale; registration and	<a href="#">MICH. COMP. LAWS ANN. § 290.643</a>	Biodiesel	Sets who will set standards for biodiesel and blended biodiesel.

approval of sellers of hydrogen fuel (2008)			
Michigan Next Energy Authority Act (2007)	<a href="#">MICH. COMP. LAWS ANN. §§ 207.821 through 207.827</a>	Both	Creates an Authority to provide assistance for research and development of clean fuel technology, among other things.
Credits; tax liability attributable to qualified business activity of taxpayer under Michigan next energy authority act; qualified payroll amount of qualified alternative energy entity (2007)	<a href="#">MICH. COMP. LAWS ANN. § 208.39e</a>	Both	Repealed for tax years after January 1, 2007. Provided a tax credit on all renewable fuels production in Michigan.
Service station matching grant program; bulk plant matching grant program (2006)	<a href="#">MICH. COMP. LAWS ANN. § 125.2078</a>	Both	Creates grants to provide incentives for the conversion of stations to E85 and blended biodiesel. For conversion the grant is for up to 75% of conversion costs and not to exceed \$3,000/facility. New constructions shall not exceed 50% and won't exceed \$12,000 for an E85 station and \$4,000 for a blended biodiesel station.
Imposition of tax on motor fuel imported into or sold, delivered, or used in state; rates; application of blender and terminal operator licensing and reporting requirements; imposition of tax on motor fuel in bulk transfer/terminal system; procedure for collection, payment, and remittance of tax; bills of lading and invoices for blended product; refunds of taxes paid on gasoline containing at least 70% ethanol or diesel fuel containing at least 5% biodiesel; appropriations (2006)	<a href="#">MICH. COMP. LAWS ANN. § 207.1008</a>	Both	Sets the taxes on fuels containing blended ethanol or biodiesel. Requirement that ethanol and biodiesel blenders receive a license.
Renewable Fuels Commission Act (2006)	<a href="#">MICH. COMP. LAWS ANN. §§ 290.581 through 290.586</a>	Both	Creates a commission that is aid in implementing research on alternative fuels, including biodiesel and ethanol. Shall keep track of all producers and places to buy alternative fuels.
Sale, transfer, etc., by distributors or retail dealers of	<a href="#">MICH. COMP. LAWS ANN. § 290.646</a>	Both	Requires retailers and distributors to get licenses before selling alternative

gasoline, diesel fuel, biodiesel, biodiesel blended, or hydrogen fuel; license requirements; registration of blended gasoline prior to sale, transfer, etc. (2006)			fuels. Blenders are required to register.
Gasoline, diesel fuel, biodiesel, and blended biodiesel inspection, investigation, and testing program; rules (2006)	<a href="#">MICH. COMP. LAWS ANN. § 290.647</a>	Both	Develop a state program for testing renewable fuels.
Motor vehicles; directives; repair centers and motor pools; motor transport revolving fund; alternative funds (2006)	<a href="#">MICH. COMP. LAWS ANN. § 18.1213</a>	Both	State to develop by January 1, 2007 infrastructure to refuel state fleet vehicles that run on alternative fuels.
Definitions; Motor Fuels Quality Act (2006)	<a href="#">MICH. COMP. LAWS ANN. § 290.642</a>	Biodiesel	Defines biodiesel and blended biodiesel.
Manufacture, sale, shipment, etc., of gasoline, diesel fuel, biodiesel, biodiesel blend, or hydrogen fuel; general requirements; documentation; penalties (2006)	<a href="#">MICH. COMP. LAWS ANN. § 290.645</a>	Biodiesel	Requires that all blended biodiesel and biodiesel refined in the state meet the requirements set forward by the state.
Road tax; application; rate; calculation; return appropriation (2006)	<a href="#">Mich. Comp. Laws Ann. § 207.212</a>	Biodiesel	A \$.12/gallon tax on all blended diesel that contains at least 5% biodiesel.
Definitions; terms commencing "f" to "l" (2006)	<a href="#">MICH. COMP. LAWS ANN. § 207.1003</a>	Ethanol	Defines Fuel grade ethanol.
Storage tank water and water-alcohol levels; testing; testing supplies (2004)	<a href="#">MICH. COMP. LAWS ANN. § 290.644a</a>	Biodiesel	Storage tanks with more than 2 inches of water or water-alcohol can not be used to sell biodiesel and blended biodiesel to consumers.
Gasoline sales; posting of notice grade and additives; form of notice; civil fine for violations (2004)	<a href="#">MICH. COMP. LAWS ANN. § 290.644</a>	Ethanol	Gasoline blended with less than 10% ethanol is exempt from notice requirements.