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Biofuels Statutory Citations

State of Virginia

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STATE OF VIRGINIA

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
State Energy Plan (2009)	VA. CODE ANN. §67-101, §67-102, §67-500, §67-501, §67-800, §67-801	Both	Establishes policies for the Commonwealth including the following: 1) support for increasing Virginia's reliance on biodiesel and ethanol, including the use of biodiesel and other alternative fuels in public transportation vehicles; 2) support for federal action that increases the Corporate Average Fuel Economy (CAFE) standards by promoting performance-based tax credits to facilitate the introduction and purchase of advanced technology, fuel-efficient vehicles; and 3) support for federal action that promotes market incentives and education programs to build demand for efficient, cleaner vehicles, including tax incentives for highly efficient vehicles.

<p>Biofuels Production Grants (2009)</p>	<p>VA. CODE ANN. §45.1-393 and §45.1-394</p>	<p>Both</p>	<p>Provides grants to producers of biofuels, which include neat biodiesel fuel, neat green diesel fuel, and neat ethanol fuel. A qualified biofuels producer is eligible for a grant of \$0.10 per gallon of neat biofuels sold in the Commonwealth on or after January 1, 2007.</p>
<p>Biodiesel Production Tax Credit (2008)</p>	<p>VA. CODE ANN. §58.1-439.12:02</p>	<p>Biodiesel</p>	<p>Qualified biodiesel and green diesel fuel producers are eligible for a tax credit of \$0.01 per gallon of biodiesel or green diesel fuels produced in a taxable year beginning on or after January 1, 2008.</p>
<p>Alternative Fuel Use and Fuel-Efficient Vehicle Acquisition Requirements (2007)</p>	<p>EXECUTIVE ORDER 48, 2007</p>	<p>Both</p>	<p>All state agencies and institutions must maximize biodiesel and ethanol use in state fleet vehicles except where the use of biodiesel will void warranties or incur unreasonable additional costs to the agencies. The Department of General Services (DGS) must make E85 and B20 available for agency use at sites selected based on the locations of state-owned flexible fuel and diesel vehicles.</p>
<p>Alternative Fuel Vehicle (AFV) and Fueling Infrastructure Loans (2007)</p>	<p>VA. CODE ANN. §22.1-146</p>	<p>Both</p>	<p>The Virginia Board of Education may use funding from the state Literary Fund to grant loans to school boards that convert school buses to operate on alternative fuels or construct alternative fueling stations.</p>

Alternative Fuel License (2001)	VA. CODE ANN. §58.1-2244	Both	The following individuals must obtain an alternative fuel license from the Virginia Department of Motor Vehicles: a provider of an alternative fuel; a bulk user of an alternative fuel; a retailer of an alternative fuel; and any person who fuels their alternative fuel vehicle from a private source that does not pay the alternative fuels tax.
Alternative Fuels Tax (2000)	VA. CODE ANN. §58.1-2249	Both	A tax of \$0.175 per gallon is imposed on liquid alternative fuels used in alternative fuel vehicles (AFVs).
Definitions (2000)	VA. CODE ANN. § 58.1-2201	Ethanol	Defines "ethanol"
Labeling of motor fuels; notification to reseller (2000)	Va. CODE ANN. § 59.1-167.1	Ethanol	Labeling requirements for ethanol.
Board to Adopt Clean Alternative Fuel Fleet Standards for Motor Vehicles; Penalty (1998)	VA. CODE ANN. § 46.2-1179.1	Ethanol	Defines "Clean alternative fuel"
Definitions (1994)	VA. CODE ANN. § 33.1-223.3	Ethanol	Defines "alternative fuel"
Alternative Fuel Vehicle (AFV) Signs (1993)	VA. CODE ANN. §46.2-1089.1	Both	The Virginia Board of Education may provide, by regulation, for the display of appropriate signs or other markings on school buses using alternative fuels.