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Biofuels Statutory Citations

State of Washington

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STATE OF WASHINGTON

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
Alternative Fuel Grant and Loan Program (2009)	WASH. REV. CODE § 43.325	Both	Provides low interest loans and grants through a competitive process for projects that focus on the research and development of new and renewable biofuel sources, infrastructure, technologies and facilities. Program expires June 30, 2016.
Biofuels Production Tax Exemption (2009)	WASH. REV. CODE §§ 82.04.260; 82.29A135; 84.36.635	Both	Qualifying buildings, equipment, and land used to manufacture alcohol fuel, biodiesel or biodiesel feedstocks are exempt from state and local property taxes for a period of 6 years.
Renewable Fuel Standard (2009)	WASH. REV. CODE §§ 19.112.010; 19.112.110 through 19.112.180; 43.21C	Both	Sets minimum requirements for the use of biodiesel and ethanol, increasing from a base of 2% of fuel sold in the state. Increases are based on the production of feedstock within the state.

Biodiesel Use Requirement (2009)	WASH. REV. CODE § 43.19.642	Biodiesel	Effective June 1, 2009, at least 20% of diesel fuel used by state agency vehicles must be biodiesel, preferably made within the state.
Alternative Fuel Use Requirement (2009)	WASH. REV. CODE § 43.19.648	Both	Effective June 1, 2015, government agencies are required to satisfy 100% of their fuel usage for operating publicly owned vehicles by using biofuels or electricity.
Energy Freedom Program (2009)	WASH. REV. CODE §§ 43.325.001 through 43.325.904	Both	Program promotes bioenergy development in Washington by stimulating construction of facilities to generate power and produce fuels from farm sources or other organic matter. The program provides loans and grants to political subdivisions of the state, tribes and research institutions, which then contract with private partners. Competitively awarded funds require a 50 percent or higher match. The program also provides technical assistance to fund recipients.
Tax on Manufacturers of Biodiesel Fuel or Feedstock (2009)	WASH. REV. CODE § 82.04.260	Biodiesel	Until July 1, 2009, biodiesel fuel or biodiesel feedstock is taxed at the rate of 0.138 percent.
Tax Exemption for Biodiesel and E85 (2008)	WASH. REV. CODE §§ 82.08.0205; 82.08.865; 82.08.955; 82.12.0205; 82.12.865; 82.12.955	Biodiesel	Sales and use taxes do not apply to Biodiesel produced from waste vegetable oil for personal use; biodiesel fuel sold to a farm fuel user for non-highway use; machinery, equipment, vehicles and services related to biodiesel blend or E85 motor fuel (exp. July 1, 2015);
Property Tax Exemption (2008)	WASH. REV. CODE § 82.29A.135; 84.36.635	Biodiesel	Property and equipment used to manufacture biodiesel or biodiesel feedstock are exempt from property tax for six years

Biofuels Retail Tax Exemption (2007)	WASH. REV. CODE §§ 82.08.955; 82.12.955	Both	Delivery vehicles and machinery, equipment and related services used for sale or delivery of biodiesel blend or E85 motor fuel are exempt from state retail fuel sales and use taxes until July 1, 2015.
Biodiesel Definition (2007)	WASH. REV. CODE §§ 19.112.010; 82.04.4334; 43.19.643	Biodiesel	Defines biodiesel
Biofuels Production Contracts (2007)	WASH. REV. CODE §§ 35.92.440; 54.04.190; 89.08.570; 43.19.646	Both	Conservation districts and public development authorities and other agencies are authorized to enter into crop purchase contracts to produce, sell and distribute biodiesel, ethanol and blends.
Clean School Bus Funding (2007)	WASH. REV. CODE § 70.94.017	Both	Until July 1, 2020, 85% of funds from the state treasury's air pollution control account given to air pollution control authorities must be used to retrofit school buses with emission control devices and to provide fueling infrastructure for alternative fuels.
E85 Definition & Biofuels Tax Deduction (2007)	WASH. REV. CODE §§ 19.112.010 and 82.04.4334	Ethanol	Defines E85 ethanol blends. Tax deduction for sale or distribution of biodiesel or E85 motor fuel through July 1, 2015.
Climate Change and Reduced Petroleum Dependence Initiative (2007)	Executive Order 07-02, 2007	Both	Executive Order committing Washington to reducing greenhouse gas emissions in the state to 1990 by 2020.
Labeling of Pumps Selling Biodiesel, Ethanol or Blends (2006)	WASH. REV. CODE §§ 19.94.505; 19.112.020	Both	Requirements that pumps selling biodiesel, ethanol, blends or other alternative fuels be labeled as such.

Biodiesel Fuel Pilot Project (2005)	WASH. REV. CODE §§ 28A.160.800 through 28A.160.806	Biodiesel	Expired September 1, 2005. Derived from Laws 2003, c. 64, §3.
Clean Fuel Vehicle Purchasing Requirement (2002)	WASH. REV. CODE § 43.19.637	Both	At least 30% of new vehicles purchased through state contract must be clean fuel vehicles.
Alternative Fuel Vehicle (AFV) Identification Requirement (1995)	WASH. REV. CODE § 46.37.467	Both	Vehicles of every kind fueled by an alternative fuel must bear a reflective placard indicating that the vehicle is powered by an alternative fuel.