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## **Biofuels Statutory Citations**

**State of Wisconsin**

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## Biofuels Statutory Citations

### STATE OF WISCONSIN

*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   |
|--|--|---------------|---|
| Ethanol and Biodiesel Fueling Station Tax Credits (2009) | <a href="#">WIS. STAT. ANN. §§ 71.21(4); 71.26(2)(A); 71.34(1)(G); 71.45(2)(A)10; 77.92(4); 71.28(FJ); 71.47(5J); 71.49(1)(DS)</a> | Both          | After December 31, 2007 and before January 1, 2018, an ethanol or biodiesel fueling pump credit is available for 25% of the cost to install or retrofit fueling stations that sell fuel with at least 85% ethanol or 20% biodiesel.     |
| Agricultural Diversification (2008)                      | <a href="#">WIS. STAT. ANN. § 93.46(3)(a)1</a>   | Biodiesel     | The Department of Agriculture, Trade and Consumer Protection may make grants for research and development of biodiesel technologies.  |
| Grants or Loans - Department of Commerce (2007)          | <a href="#">WIS. STAT. ANN. §§ 560.126(1)(d); 560.605</a>  | Ethanol       | Grants or loans may be awarded to businesses or researchers to construct cellulosic ethanol production plants. After July 27, 2005, a competitive bidding process must be used in proposals to construct ethanol production facilities. |

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|--|--|-----------|---|
| Payments to Ethanol Producers (2007)   | <a href="#">WIS. STAT. ANN. § 20.115(3)(d); 93.75</a>            | Ethanol   | Marketing payments to producers of ethanol. Expired June 30, 3006. Statutes repealed.   |
| Grants to Construct Ethanol Production Facility - Competitive Bidding Process (2007) | <a href="#">WIS. STAT. ANN. §§ 84.185(8r); 93.46(4); 560.031</a> | Ethanol   | After July 27, 2005, grants may not be made by agencies for construction of ethanol production facilities unless there is a competitive bidding process for the construction. |
| Biodiesel Labeling Requirement (2007)  | <a href="#">WIS. STAT. ANN. § 168.14(2)</a>                      | Biodiesel | Retailers of biodiesel cannot label fuel as pure biodiesel or biodiesel blend unless it meets minimum requirements.   |
| Biodiesel Definition (2007)  | <a href="#">WIS. STAT. ANN. § 16.045(1)(c)</a>                   | Biodiesel | Defines Biodiesel.  |
| State Energy Plan (2007)   | <a href="#">WIS. STAT. ANN. § 16.956</a>                         | Both      | State goal to generate 25% of transportation fuels from renewable sources by 2025. Created Office of Energy Independence for this purpose.                                    |
| Biodiesel Fuel Use Incentive (2005)  | <a href="#">WIS. STAT. ANN. § 121.575</a>                        | Biodiesel | Financial aid provided to school districts that sue biodiesel fuel in school buses.   |
| Alternative Fuel License (2004)  | <a href="#">WIS. STAT. ANN. § 78.47</a>                          | Both      | Alternative fuel dealers must hold a valid alternative fuel license and certificate issued by the state.  |
| Identification - Oil Inspection (1998)   | <a href="#">WIS. STAT. ANN. § 168.11(b)</a>                      | Ethanol   | Devices that dispense ethanol or ethanol blends must be marked or labeled with the percentage of ethanol.   |
| Alternative Fuel Vehicle Acquisition Requirements (1997)                             | <a href="#">WIS. STAT. ANN. § 16.045</a>                         | Both      | Requires state employees to utilize hybrid electric vehicles or vehicles that operate on alternative fuels whenever possible.   |
| Alternative Fuel Tax Refund for Taxis (1997)   | <a href="#">WIS. STAT. ANN. § 78.75(1m)(a)1</a>                  | Both      | Taxi companies may be reimbursed for the fuel tax paid on alternative fuel.   |

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|---------------------------------------|---|------|--|
| Alternative Fuel Tax Exemption (1994) | <a href="#">Wis. STAT. ANN. § 78.82</a> | Both | Counties, cities, villages, towns or other political subdivisions are not allowed to levy or collect a tax on alternative fuels. |
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## Executive Order Citations

| Title                                    | Citation                  | Applicability | Description   |
|--|---------------------------|---------------|---|
| Renewable Fuels Use and Promotion (2006) | Executive Order 141, 2006 | Both          | Wisconsin Department of Agriculture, Trade and Consumer Protection is directed to develop a plan to increase use of renewable fuels in the state's flexible fuel vehicle fleet. |
| Petroleum Use Reduction (2006)           | Executive Order 141, 2006 | Both          | Wisconsin Department of Administration is directed to require that all state agencies reduce the use of petroleum-based gasoline and diesel in state-owned vehicles over time.  |
| Biofuels Development (2005)              | Executive Order 101, 2005 | Both          | Directs the secretaries of various state agencies to establish the Consortium on Biobased Industry to recommend policy and commercialization strategies.                        |