

By: Senator(s) Dawkins, Williamson

To: Agriculture; Finance

SENATE BILL NO. 2151

1 AN ACT TO REQUIRE THE USE OF BIODIESEL FUEL; TO DEFINE  
2 BIODIESEL FUEL; TO PROVIDE FOR CERTAIN EXEMPTIONS; AND FOR RELATED  
3 PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** (1) For purposes of this section, "biodiesel  
6 fuel" means a renewable, biodegradable, mono alkyl ester  
7 combustible liquid fuel derived from agricultural plant oils or  
8 animal fats and that meets American Society For Testing and  
9 Materials Specification D6751-02 for Biodiesel Fuel (B100) Blend  
10 Stock for Distillate Fuels.

11 (2) After July 1, 2008, all diesel fuel sold or offered for  
12 sale in Mississippi for use in internal combustion engines must  
13 contain at least 2.0 percent biodiesel fuel oil by volume.

14 (3) This section does not apply to fuel used in the  
15 following equipment: (a) railroad locomotives, (b) motors located  
16 at an electric generating plant regulated by the Nuclear  
17 Regulatory Commission, and (c) off-road mining equipment and  
18 machinery.

19 (4) (a) A distributor that makes capital expenditures  
20 necessary to adapt or add equipment to blend biodiesel fuel under  
21 the mandate in this section may be eligible for partial  
22 reimbursement for those expenditures if the mandate is repealed  
23 within eight (8) years of the date the mandate is effective.

24 (b) A distributor may apply to the Commissioner of  
25 Agriculture for a reimbursement from money appropriated for this  
26 purpose according to the following schedule: If the mandate is  
27 repealed within two (2) years of its effective date, the

28 commissioner shall reimburse up to eighty percent (80%) of  
29 expenditures. The total amount eligible to be reimbursed shall  
30 decline by ten percent (10%) each year after the mandate is  
31 effective and shall end at twenty percent (20%) in the eighth  
32 year.

33         **SECTION 2.** This act shall take effect and be in force from  
34 and after July 1, 2006.