
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 865 Session of
2009

INTRODUCED BY LEACH, FONTANA, HUGHES, COSTA, FARNESE, BOSCOLA
AND McILHINNEY, MAY 11, 2009

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, MAY 11, 2009

AN ACT

1 Amending the act of November 29, 2004 (P.L.1376, No.178),
2 entitled "An act relating to alternative fuels; establishing
3 the Alternative Fuels Incentive Fund; authorizing grants and
4 rebates to promote the use of alternative fuels; imposing
5 duties on the Department of Environmental Protection;
6 providing for an annual report; allocating funds collected
7 from the utilities gross receipts tax; making an
8 appropriation; abrogating regulations; and making a repeal,"
9 further providing for definitions.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. The definition of "biomass-based diesel" of the
13 act of November 29, 2004 (P.L.1376, No.178), known as the
14 Alternative Fuels Incentive Act, added July 10, 2008 (1st
15 Sp.Sess., P.L. , No.2), is amended to read:

16 Section 2. Definitions.

17 The following words and phrases when used in this act shall
18 have the meanings given to them in this section unless the
19 context clearly indicates otherwise:

20 * * *

21 "Biomass-based diesel." The term shall have the meaning set

1 forth in section 211(o)(1)(D) of the Clean Air Act (69 Stat.
2 322, 121 Stat. 1519, 42 U.S.C. § 7545(o)(1)(D)) and shall meet
3 the ASTM Specification D6751 Standard Specification for
4 Biodiesel Fuel Blend Stock (B100) for Middle Distillate Fuels or
5 its successor standard. The term shall also include any fuel
6 that otherwise meets ASTM Specification D6751, D975 or D3699 and
7 that has been derived entirely from cyanobacteria or algae, or
8 both.

9 * * *

10 Section 2. This act shall take effect in 60 days.