



NBB ONE-PAGE (State's Fuel Quality Regulation)

Department NY
Bureau of
Weights &
Measures

NCWM Region NEWMA

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What's needed for a successful program? Regulations governing the enforcement of biodiesel quality by the state
Weights and Measures department

AUTHORITY

Fuel Authority Statutory (enacted legislation); Regulatory (state regulations)

Statutory/Regulatory Citation Agriculture and Markets Law Section 192-a, b, c; 1NYCRR Part 224.3; NY Tax Law 28 and 282. For purposes of this subdivision "biodiesel" shall mean a diesel motor fuel substitute produced from nonpetroleum renewable resources that meets the registration requirements for fuels and fuel additives established by the Environmental Protection Agency under section 211 of the Clean Air Act (42 U.S.C. 7545) and that meets the American Society for Testing and Materials D6751-02a Standard Specification for Biodiesel Fuel (B100)Blend Stock for Distillate Fuels.

ADOPTED FUEL SPECIFICATIONS

Fuels Currently Regulated Biodiesel-Blends_yes; B100-Biodiesel_no; Diesel Fuel_yes

Fuel Specifications

Other Specifications

If no spec - plan to adopt Considering regulatory adoption of ASTM D 6751 for biodiesel and D7467 for B6-B20 blends. W&M is considering use of the critical 5 property Surveillance Program for use at in-state producers.

Process to Adopt Specifications Administrative Rulemaking; Legislative Process

ASTM-Rev Adopted not automatic - use earlier revision, til law / regulations revised

TESTING PROGRAMS

Proactive Tests Petroleum Diesel; Biodiesel Blends (Bxx)

Reactive Test Circumstance Any consumer complaint

Fuel Test Performed - Visual; - Cetane; - Flash Point; - Sulfur

Where Sampled Retailer; Terminal / Blender

Where Tested Out-Sourced

Penalties State and Local W&M officials may issue stop-removal orders to stop sale of substandard product. Penalties for violation of standards can range from \$500 to \$10,000 for octane and other performance standards.

REPORTING OUT-OF-SPECIFICATION FUEL

How to Report State Weights & Measures or local Weights & Measures Director.

NOTES & ATTACHMENTS

Description File

Date Attached

[newyorkincentivesandlaws2.0afvacq.reqs.doc](#)

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[newyorkincentivesandlawsbiofuelsuserequirement.doc](#)

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