



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

Department TX Dept of Agriculture

NCWM Region SWMA

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What's needed for a successful program? TX Agriculture Code Chapter 16 Fuel Ethanol and Biodiesel Production Incentive Program passed in 2003 defined biodiesel as meeting PS 121, the provisional specification for biodiesel. In May 2009, HB 2582 revised Chapter 16 to define biodiesel meeting ASTM D 6751. It authorized a net .168 per gallon incentive for biodiesel producers up to a max of \$3.024M per producer per year. Because greater than 2/3 of senators and representatives voted for the bill it became effective on May 31, 2009.

AUTHORITY

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

Statutory/Regulatory Citation Section 16.001, Agriculture Code, is amended to read Biodiesel" means a motor fuel that meets the registration requirements for fuels and fuel additives established by the EPA under Section 211 of the federal Clean Air Act (42 U.S.C. Section 7545)as mono-alkyl esters of long chain fatty acids derived from vegetable oils and animal fats and meets the requirements of ASTM specification D-6751.

ADOPTED FUEL SPECIFICATIONS

Fuels Currently Regulated Biodiesel-Blends_no; Diesel Fuel_yes

Fuel Specifications B6-19_no-adopted-spec; B100_ASTM D6751; PetroDiesel_ASTM D975; B1-B5_ASTM D975

Other Specifications

If no spec - plan to adopt Section 16 of the Agriculture Code governs actions of the Economic Development Department and not Weights and Measures so regulations giving authority to W&M to regulate the quality of biodiesel must still be passed.

Process to Adopt Specifications Legislative Process; Administrative Rulemaking

ASTM-Rev Adopted periodic - adopt & update per set schedule (e.g. annually)

TESTING PROGRAMS

Proactive Tests Do not proactively test

Reactive Test Circumstance

Fuel Test Performed

Where Sampled

Where Tested

Penalties

REPORTING OUT-OF-SPECIFICATION FUEL

How to Report

NOTES & ATTACHMENTS