

Senate Bill 157

By: Senators Tolleson of the 20th, Meyer von Bremen of the 12th, Bulloch of the 11th, Williams of the 19th, Hill of the 4th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 9 of Title 12 of the Official Code of Georgia Annotated,
2 relating to gasoline additives, so as to provide for grants to persons to finance installing,
3 replacing, and converting motor fuel storage equipment to facilitate storing and dispensing
4 E-85 gasoline for retail sale; to define certain terms; to provide legislative findings and
5 declarations; to provide for rules and regulations; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 3 of Chapter 9 of Title 12 of the Official Code of Georgia Annotated, relating to
10 gasoline additives, is amended by adding a new Code section to read as follows:

11 "12-9-71.

12 (a) As used in this Code section, the term:

13 (1) 'Board' means the Board of Natural Resources.

14 (2) 'E-85 gasoline' means a blend of ethanol and gasoline that by volume consists of not
15 less than 70 percent nor more than 85 percent ethanol which meets the American Society
16 of Testing and Materials (ASTM) D5798-99 Standard Specification for Fuel Ethanol for
17 Automotive Spark-Ignition Engines.

18 (3) 'E-85 project' means installing, replacing, or converting motor fuel storage and
19 dispensing equipment at sites where motor fuel is stored and dispensed for retail sale such
20 that the installed, replacement, or converted equipment shall be used exclusively for
21 storing and dispensing E-85 gasoline for retail sale for a period of not less than five
22 consecutive years.

23 (4) 'Gasoline' has the meaning provided by Code Section 48-9-2.

24 (5) 'Motor fuel' has the meaning provided by Code Section 48-9-2.

1 (6) 'Motor fuel storage and dispensing equipment' means tanks, pumps, dispensers, pipes,
2 hoses, tubes, lines, fittings, valves, filters, seals, covers, and other associated equipment
3 used in storing and dispensing motor fuel for retail sale.

4 (7) 'Retail sale' means the sale for consumption, and not for resale, at a retail outlet
5 serving the motoring public.

6 (b) The General Assembly finds and declares that making grants for E-85 projects would
7 return a substantial benefit to the state by providing improved air quality in this state
8 through reduction of combustion of gasoline in motor vehicles; aiding compliance with
9 federal air quality standards; promoting the use of alternative domestic fuels that reduce
10 dependence on foreign petroleum supplies; and enabling increased availability of motor
11 fuels crucial to the state's economy, welfare, and public safety, which may be especially
12 critical in times of natural disaster or international crisis.

13 (c)(1) The department shall establish a grant program to fund the costs of E-85 projects,
14 subject to availability of funds.

15 (2) Grant money for such a project shall be refunded to the state with interest at the legal
16 rate if the equipment is not used for the purposes and period required for such project as
17 specified in paragraph (3) of subsection (a) of this Code section.

18 (d) The board shall adopt such rules and regulations as are reasonable and necessary to
19 implement and administer the grant program established under this Code section."

20 SECTION 2.

21 All laws and parts of laws in conflict with this Act are repealed.