

**Second Regular Session
Sixty-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 06-0156.01 Karen Epps

SENATE BILL 06-016

SENATE SPONSORSHIP

Entz, Fitz-Gerald, Kester, and Shaffer

HOUSE SPONSORSHIP

Rose, Gallegos, Gardner, and Hodge

Senate Committees
Transportation

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE USE OF BIODIESEL FUEL FOR ALL STATE-OWNED**
102 **DIESEL VEHICLES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Interim Committee on Rural Economic Development Issues.

Requires the executive director of the department of personnel to establish a policy by January 1, 2007, requiring all state-owned diesel vehicles and equipment to use a fuel blend of 20% biodiesel and 80% petroleum diesel subject to availability, and to provide for proper administration, implementation, and enforcement of the policy.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** The introductory portion to 24-30-1104 (2) and
3 24-30-1104 (2) (c) (III), Colorado Revised Statutes, are amended, and the
4 said 24-30-1104 (2) (c) is further amended BY THE ADDITION OF A
5 NEW SUBPARAGRAPH, to read:

6 **24-30-1104. Central services functions of the department.**

7 (2) In addition to the county-specific functions set forth in subsection (1)
8 of this section, the department of personnel shall take such steps as are
9 necessary to fully implement a central state motor vehicle fleet system by
10 January 1, 1993. The provisions of the motor vehicle fleet system created
11 pursuant to this subsection (2) shall apply to the executive branch of the
12 state of Colorado, its departments, ITS institutions, and ITS agencies;
13 except that the governing board of each institution of higher education,
14 by formal action of the board, and the Colorado commission on higher
15 education, by formal action of the commission, may elect to be exempt
16 from the provisions of this subsection (2) and may obtain a motor vehicle
17 fleet system independent of the state motor vehicle fleet system. Under
18 the direction of the executive director, the department of personnel shall
19 perform the following functions pertaining to the motor vehicle fleet
20 system throughout the state:

21 (c) (III) For purposes of this paragraph (c):

22 (A) "Alternative fuel" has the meaning established in section
23 25-7-106.8, C.R.S.

24 (B) "Bi-fueled vehicle" means a motor vehicle, which may be
25 purchased to comply with applicable federal requirements including, but
26 not limited to, the federal "Energy Policy Act of 1992", 42 U.S.C. sec.

1 13257, and 42 U.S.C. sec. 7587, that can operate on both an alternative
2 fuel and a traditional fuel or that can operate alternately on a traditional
3 fuel and an alternative fuel.

4 (C) "BIODIESEL" MEANS FUEL COMPOSED OF MONO-ALKYLESTERS
5 OF LONG CHAIN FATTY ACIDS DERIVED FROM PLANT OR ANIMAL MATTER
6 THAT MEET ASTM SPECIFICATIONS AND THAT IS PRODUCED IN
7 COLORADO.

8 (IV) BY JANUARY 1, 2007, THE DIRECTOR SHALL ADOPT A POLICY
9 THAT ALL STATE-OWNED DIESEL VEHICLES AND EQUIPMENT SHALL BE
10 FUELED WITH A FUEL BLEND OF TWENTY PERCENT BIODIESEL AND EIGHTY
11 PERCENT PETROLEUM DIESEL, SUBJECT TO AVAILABILITY AND SO LONG AS
12 THE PRICE IS NO GREATER THAN TEN CENTS MORE PER GALLON THAN THE
13 PRICE OF DIESEL FUEL. THE DIRECTOR SHALL PROVIDE FOR THE PROPER
14 ADMINISTRATION, IMPLEMENTATION, AND ENFORCEMENT OF THE POLICY.

15 **SECTION 2. Effective date - applicability.** This act shall take
16 effect July 1, 2006, and the policy adopted pursuant to section 24-30-1104
17 (3) (c) (IV) shall apply to all state-owned diesel vehicles fueled on or
18 after January 1, 2007.

19 **SECTION 3. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.