

Sixtieth  
Legislative Assembly  
of North Dakota

**SENATE BILL NO. 2087**

Introduced by

Transportation Committee

(At the request of the Tax Commissioner)

1 A BILL for an Act to create and enact a new subsection to section 57-43.1-01 and a new  
2 subsection to section 57-43.2-01 of the North Dakota Century Code, relating to the definitions of  
3 E85 and biodiesel for motor vehicles fuels and special fuels tax purposes; and to provide an  
4 effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new subsection to section 57-43.1-01 of the North Dakota Century Code  
7 is created and enacted as follows:

8 "E85 fuel" means a petroleum product that is a blend of agriculturally derived  
9 denatured ethanol and gasoline or natural gasoline that typically contains  
10 eighty-five percent ethanol by volume, but at a minimum must contain sixty percent  
11 ethanol by volume. E85 produced for use as a motor fuel must comply with ASTM  
12 specification D 5798-96.

13 **SECTION 2.** A new subsection to section 57-43.2-01 of the North Dakota Century Code  
14 is created and enacted as follows:

15 "Biodiesel" means a biodegradeable, combustible liquid fuel that is derived from  
16 vegetable oil or animal fat and which is suitable for blending with diesel fuel for use  
17 in internal combustion diesel engines.

18 **SECTION 3. EFFECTIVE DATE.** This Act becomes effective on July 1, 2007.