

Sixtieth  
Legislative Assembly  
of North Dakota

## ENGROSSED 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  
3 of 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  
7 Code 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  
14 Code is created and enacted as follows:

15 "Biodiesel, designated B100" means a fuel comprised of mono-alkyl esters of long  
16 chain fatty acids derived from vegetable oil or animal fats that meets ASTM  
17 specification D 6751.

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