

1993 Assembly Bill 179

Date of enactment: **April 18, 1994**

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# 1993 WISCONSIN ACT 351

AN ACT to create 16.045 and 100.265 of the statutes, relating to: encouragement of gasohol and alternative fuel usage, information concerning gasohol and alternative fuel refueling facilities, storage of gasohol and alternative fuels by the state, and use of gasohol and alternative fuels in state-owned and state-leased vehicles.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 16.045 of the statutes is created to read:

**16.045 Storage and use of gasohol and alternative fuels.** (1) In this section:

(a) "Agency" means an office, department, independent agency, institution of higher education, association, society or other body in state government created or authorized to be created by the constitution or any law, which is entitled to expend moneys appropriated by law, including the legislature and the courts, but not including an authority created in ch. 231, 232, 234 or 235.

(b) "Alternative fuel" means any of the following fuels the use of which the department of natural resources finds would improve air quality as compared to the use of gasoline or petroleum-based diesel fuel:

1. Bio-diesel fuel.
2. Methanol.
3. Ethanol.
4. Natural gas.
5. Propane.
6. Hydrogen.
7. Coal-derived liquid.
8. Electricity.
- 8m. Solar energy.
9. Fuel derived from biological material.

10. Any other fuel except gasohol that the department of natural resources finds to be composed substantially of material other than petroleum, the use of which would yield substantial environmental benefits.

(c) "Bio-diesel fuel" means fuel derived from soybean oil with glycerine extracted from the oil, either in pure form or mixed in any combination with petroleum-based diesel fuel.

(d) "Gasohol" means any motor fuel containing at least 10% alcohol the use of which the department of natural resources finds would improve air quality as compared to the use of gasoline or petroleum-based diesel fuel.

(2) The department shall, whenever feasible, require agencies to store no motor fuel except gasohol or alternative fuel in facilities maintained by the agencies for the storage of fuel for and the refueling of state-owned or state-leased vehicles. This subsection does not authorize construction or operation of such facilities.

(3) The department shall, by the most economical means feasible, place a copy of the current list of gasohol and alternative fuel refueling facilities received from the department of agriculture, trade and consumer protection under s. 100.265 in each state-leased motor vehicle that is stored on state property for more than 7 days and in each state-owned motor vehicle. The department shall also make reasonable efforts to inform state officers and employees whose responsibilities make them likely to be using motor vehicles in connection with state business of the existence and contents of the list maintained under s. 100.265 and of any revisions thereto. The department may distribute the list or information relating to the list with salary payments or expense reimbursements to state officers and employees.

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(4) The department shall require all state employes to utilize gasohol or alternative fuel for the operation of all state-owned or state-leased motor vehicles whenever such utilization is feasible.

(5) The department shall encourage distribution of gasohol and alternative fuels and usage of gasohol and alternative fuels by officers and employes who use personal motor vehicles on state business and by residents of this state generally. The department shall report to the appropriate standing committees under s. 13.172 (3) concerning distribution and usage of gasohol and alternative fuels in this state, no later than January 1 and July 1 of each year.

**SECTION 2.** 100.265 of the statutes is created to read:

**100.265 List of gasohol and alternative fuel refueling facilities.** No later than December 31 annually, and

at such other times as the department determines to be necessary, the department shall publish and transmit to the department of administration a list of all refueling facilities in the state at which gasohol, as defined in s. 16.045 (1) (d), or any alternative fuel, as defined in s. 16.045 (1) (b), is available. The list shall be organized by location and shall indicate which facilities are open to the public, which types of fuel are available at the facilities and which facilities are limited to use by certain employes or types of vehicles, and shall identify the employes or types of vehicles to which such use is limited.

**SECTION 4. Effective dates.** This act takes effect on the day after publication, except as follows:

(1) The treatment of section 16.045 (2) and (4) of the statutes takes effect on July 1, 1994.