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**SUBSTITUTE HOUSE BILL 1903**

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**State of Washington**

**61st Legislature**

**2009 Regular Session**

**By** House Technology, Energy & Communications (originally sponsored by Representatives Crouse, McCoy, Eddy, Armstrong, and McCune)

READ FIRST TIME 02/18/09.

1       AN ACT Relating to marine and aviation fuel; amending RCW  
2 19.112.010; and adding a new section to chapter 19.112 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4       NEW SECTION. **Sec. 1.** A new section is added to chapter 19.112 RCW  
5 to read as follows:

6       (1) Conventional unleaded gasoline must be available for purchase  
7 at all distribution terminals located in Washington for end-use in  
8 marine and aviation applications.

9       (2) Unless a sufficient supply of conventional unleaded gasoline is  
10 available for other applications, conventional unleaded gasoline must  
11 be limited to end-use in marine and aviation applications.

12       **Sec. 2.** RCW 19.112.010 and 2007 c 309 s 1 are each amended to read  
13 as follows:

14       The definitions in this section apply throughout this chapter  
15 unless the context clearly requires otherwise.

16       (1) "Alcohol fuel" means any alcohol made from a product other than  
17 petroleum or natural gas that is used alone or in combination with

1 gasoline or other petroleum products for use as a fuel in self-  
2 propelled motor vehicles.

3 (2) "Alternative fuel" means all products or energy sources used to  
4 propel motor vehicles, other than conventional gasoline, diesel, or  
5 reformulated gasoline. Alternative fuel includes, but is not limited  
6 to, liquefied petroleum gas, liquefied natural gas, compressed natural  
7 gas, biodiesel fuel, E85 motor fuel, fuels containing seventy percent  
8 or more by volume of alcohol fuel, fuels that are derived from biomass,  
9 hydrogen fuel, anhydrous ammonia fuel, nonhazardous motor fuel, or  
10 electricity, excluding onboard electric generation.

11 (3) "Biodiesel fuel" means the monoalkyl esters of long chain fatty  
12 acids derived from plant or animal matter that meet the registration  
13 requirements for fuels and fuel additives established by the federal  
14 environmental protection agency and standards established by the  
15 American society of testing and materials.

16 (4) "Conventional unleaded gasoline" means gasoline with an octane  
17 rating of not less than eighty-seven that has not been blended or  
18 otherwise combined with ethanol or denatured alcohol.

19 (5) "Diesel" means special fuel as defined in RCW 82.38.020, and  
20 diesel fuel dyed in accordance with the regulations in 26 C.F.R. Sec.  
21 48.4082-1T as of October 24, 2005.

22 ((+5)) (6) "Director" means the director of agriculture.

23 ((+6)) (7) "E85 motor fuel" means an alternative fuel that is a  
24 blend of ethanol and hydrocarbon of which the ethanol portion is  
25 nominally seventy-five to eighty-five percent denatured fuel ethanol by  
26 volume that complies with the most recent version of American society  
27 of testing and materials specification D 5798.

28 ((+7)) (8) "Motor fuel" means any liquid product used for the  
29 generation of power in an internal combustion engine used for the  
30 propulsion of a motor vehicle upon the highways of this state, and any  
31 biodiesel fuel. Motor fuels containing ethanol may be marketed if  
32 either (a) the base motor fuel meets the applicable standards before  
33 the addition of the ethanol or (b) the resultant blend meets the  
34 applicable standards after the addition of the ethanol.

35 ((+8)) (9) "Nonhazardous motor fuel" means any fuel of a type  
36 distributed for use in self-propelled motor vehicles that does not

1 contain a hazardous liquid as defined in RCW 19.122.020.

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