



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB4652

by Rep. John E. Bradley

SYNOPSIS AS INTRODUCED:

35 ILCS 105/3-40

from Ch. 120, par. 439.3-40

Amends the Use Tax Act. Provides that "gasohol" means a motor fuel that is a denatured ethanol and gasoline blend that contains (i) no more than 1.25% water by weight and (ii) the maximum proportion of ethanol authorized by the United States Environmental Protection Agency under Section 211 of the Clean Air Act (rather than a motor fuel blend that contains 90% gasoline, 10% denatured ethanol, and no more than 1.25% water by weight).

LRB096 14977 JDS 29882 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Use Tax Act is amended by changing Section
5 3-40 as follows:

6 (35 ILCS 105/3-40) (from Ch. 120, par. 439.3-40)

7 Sec. 3-40. Gasohol. As used in this Act, "gasohol" means a
8 motor fuel that is a denatured ethanol and gasoline blend ~~of~~
9 ~~denatured ethanol and gasoline~~ that contains (i) no more than
10 1.25% water by weight and (ii) the maximum proportion of
11 ethanol authorized by the United States Environmental
12 Protection Agency under Section 211 of the Clean Air Act. ~~The~~
13 ~~blend must contain 90% gasoline and 10% denatured ethanol.~~ A
14 maximum of one percent error factor in the amount of denatured
15 ethanol used in the blend is allowable to compensate for
16 blending equipment variations. Any person who knowingly sells
17 or represents as gasohol any fuel that does not qualify as
18 gasohol under this Act is guilty of a business offense and
19 shall be fined not more than \$100 for each day that the sale or
20 representation takes place after notification from the
21 Department of Agriculture that the fuel in question does not
22 qualify as gasohol.

23 (Source: P.A. 93-724, eff. 7-13-04.)