An Act

ENROLLED SENATE
BILL NO. 1164

By: Marlatt and Johnson (Constance) of the Senate

and

Watson, Cooksey and Shelton of the House

An Act relating to motor fuels; amending 52 O.S. 2011, Section 325, which relates to motor fuel specifications; providing definition for synthetic diesel; and declaring an emergency.

SUBJECT: Motor fuel specifications

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 52 O.S. 2011, Section 325, is amended to read as follows:

Section 325. A. Jurisdiction is hereby conferred upon the Corporation Commission, and the same is authorized and empowered, to prescribe and promulgate rules and specifications for safety and quality with reference to gasoline, kerosene, naphtha, motor fuel and burning oil as it may deem proper from time to time. The Corporation Commission shall prescribe rules governing the test for octane rating on motor fuels and prescribe the rating.

B. All specifications as may be prescribed and promulgated by the Corporation Commission shall be accepted as statutory enactments and shall be received as prima facie evidence by any court of competent jurisdiction within the State of Oklahoma.

C. For purposes of prescribing specifications for the quality of biodiesel, "biodiesel" shall mean a fuel comprised of mono-alkyl esters of long chain fatty acids derived from vegetable oils or animal fats, designated as B100, and meeting the requirements of the American Society for Testing and Materials (ASTM) D6751 standards. A biodiesel blend is a blend of biodiesel fuels meeting the ASTM D6751 standards with a petroleum-based diesel fuel, which is designated "Bxx", with "xx" representing the volume percentage of biodiesel fuel in the blend.

D. For purposes of prescribing specifications for the quality of synthetic diesel, "synthetic diesel" means a hydrocarbon made up of hydrocarbons that are primarily aliphatic in character with the number of carbon atoms ranging from C-10 to C-20. The hydrocarbons are produced from carbon monoxide and hydrogen, synthesis gas, by passing the synthesis gas over a catalyst under temperature and pressure, commonly know as Fischer Tropsch process. Synthetic diesel shall meet all ASTM D975 specifications with or without the use of lubrication additives. A synthetic diesel blend is a blend of synthetic diesel fuel with a petroleum-based diesel fuel, which is designated "Sxx", with "xx" representing the volume percentage of synthetic diesel fuel in the blend.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 28th day of February, 2012.

Presiding Officer of the Senate

Passed the House of Representatives the 2nd day of April, 2012.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Governor this 3rd
day of April, **20** 12,
at 3:30 **o'clock** P **M.**

By: Jessica R. Rogers

Approved by the Governor of the State of Oklahoma the 9th **day of**
April, **20** 12, **at** 2:17 **o'clock** P **M.**

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Secretary of State this
9th **day of** April, **20** 12,
at 4:54 **o'clock** P. **M.**

By: Michelle R. Day