

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

660I0750

SENATE BILL NO. 203

Introduced by: Senators Kloucek and Nachtigal and Representatives Lange, Gassman, Olson
(Mel), Valandra, and Van Norman

1 FOR AN ACT ENTITLED, An Act to require the use of certain ethanol fuel.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That chapter 10-47B be amended by adding thereto a NEW SECTION to read
4 as follows:

5 Any gasoline sold in this state at retail after July 1, 2004, shall contain at least ten percent
6 ethanol by volume and shall be sold as ethanol blend.

7 Section 2. A person responsible for the product may offer for sale, sell, or dispense at an
8 airport, marina, mooring facility, or resort, for use in airplanes or for purposes listed under
9 section 4 of this Act, gasoline that does not contain ethanol if the gasoline is unleaded premium
10 grade.

11 Section 3. A person responsible for the product may offer for sale, sell, or dispense at a
12 public or private racecourse, gasoline that does not contain ethanol if the gasoline is intended to
13 be used exclusively as a fuel for off-highway motor sports racing events.

14 Section 4. A person responsible for the product may offer for sale, sell, or dispense at a retail
15 gasoline station for use in collector vehicles or vehicles eligible to be licensed as collector



1 vehicles, off-road vehicles, motorcycles, boats, snowmobiles, or small engines, gasoline that does
2 not contain ethanol. If the nonoxygenated gasoline is for use in a small engine, it must be
3 dispensed into a can with a capacity of six or fewer gallons.

4 Section 5. A person responsible for the product may offer for sale, sell, and deliver directly
5 to a bulk fuel storage tank gasoline for use in aircraft that does not contain ethanol if the gasoline
6 is unleaded premium grade.