

1 AN ACT concerning safety.

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

4 Section 5. The Alternate Fuels Act is amended by changing  
5 Sections 10 and 30 as follows:

6 (415 ILCS 120/10)

7 Sec. 10. Definitions. As used in this Act:

8 "Agency" means the Environmental Protection Agency.

9 "Alternate fuel" means liquid petroleum gas, natural gas,  
10 E85 blend fuel, fuel composed of a minimum 80% ethanol, 80%  
11 bio-based methanol, fuels that are at least 80% derived from  
12 biomass, hydrogen fuel, or electricity, excluding on-board  
13 electric generation.

14 "Alternate fuel vehicle" means any vehicle that is operated  
15 in Illinois and is capable of using an alternate fuel.

16 "Biodiesel fuel" means a renewable fuel conforming to the  
17 industry standard ASTM-D6751 and registered with the U.S.  
18 Environmental Protection Agency.

19 "Car sharing organization" means an organization whose  
20 primary business is a membership-based service that allows  
21 members to drive cars by the hour in order to extend the public  
22 transit system, reduce personal car ownership, save consumers  
23 money, increase the use of alternative transportation, and

1 improve environmental sustainability.

2 "Conventional", when used to modify the word "vehicle",  
3 "engine", or "fuel", means gasoline or diesel or any  
4 reformulations of those fuels.

5 "Covered Area" means the counties of Cook, DuPage, Kane,  
6 Lake, McHenry, and Will and those portions of Grundy County and  
7 Kendall County that are included in the following ZIP code  
8 areas, as designated by the U.S. Postal Service on the  
9 effective date of this amendatory Act of 1998: 60416, 60444,  
10 60447, 60450, 60481, 60538, and 60543.

11 "Director" means the Director of the Environmental  
12 Protection Agency.

13 "Domestic renewable fuel" means a fuel, produced in the  
14 United States, composed of a minimum 80% ethanol, 80% bio-based  
15 methanol, or 20% biodiesel fuel.

16 "E85 blend fuel" means fuel that contains 85% ethanol and  
17 15% gasoline.

18 "Electric vehicle" means a vehicle that is licensed to  
19 drive on public roadways, is predominantly powered by, and  
20 primarily refueled with, electricity, and does not have  
21 restrictions confining it to operate on only certain types of  
22 streets or roads.

23 "GVWR" means Gross Vehicle Weight Rating.

24 "Location" means (i) a parcel of real property or (ii)  
25 multiple, contiguous parcels of real property that are  
26 separated by private roadways, public roadways, or private or

1 public rights-of-way and are owned, operated, leased, or under  
2 common control of one party.

3 "Original equipment manufacturer" or "OEM" means a  
4 manufacturer of alternate fuel vehicles or a manufacturer or  
5 remanufacturer of alternate fuel engines used in vehicles  
6 greater than 8500 pounds GVWR.

7 "Rental vehicle" means any motor vehicle that is owned or  
8 controlled primarily for the purpose of short-term leasing or  
9 rental pursuant to a contract.

10 (Source: P.A. 94-62, eff. 6-20-05.)

11 (415 ILCS 120/30)

12 Sec. 30. Rebate and grant program.

13 (a) Beginning January 1, 1997, and as long as funds are  
14 available, each owner of an alternate fuel vehicle shall be  
15 eligible to apply for a rebate. Beginning July 1, 2005, each  
16 owner of a vehicle using domestic renewable fuel is eligible to  
17 apply for a fuel cost differential rebate under item (3) of  
18 this subsection ~~(c) of this Section~~. The Agency shall cause  
19 rebates to be issued under the provisions of this Act. An owner  
20 may apply for only one of 3 types of rebates with regard to an  
21 individual alternate fuel vehicle: (i) a conversion cost  
22 rebate, (ii) an OEM differential cost rebate, or (iii) a fuel  
23 cost differential rebate. Only one rebate may be issued with  
24 regard to a particular alternate fuel vehicle during the life  
25 of that vehicle. A rebate shall not exceed \$4,000 per vehicle.

1 Over the life of this rebate program, an owner of an alternate  
2 fuel vehicle or a vehicle using domestic renewable fuel may not  
3 receive rebates for more than 150 vehicles per location or for  
4 300 vehicles in total.

5 (1) ~~(a)~~ A conversion cost rebate may be issued to an  
6 owner or his or her designee in order to reduce the cost of  
7 converting a conventional vehicle or a hybrid vehicle to an  
8 alternate fuel vehicle. Conversion of a conventional  
9 vehicle or a hybrid vehicle to alternate fuel capability  
10 must take place in Illinois for the owner to be eligible  
11 for the conversion cost rebate. Amounts spent by applicants  
12 within a calendar year may be claimed on a rebate  
13 application submitted within 12 months after the month in  
14 which the conversion of the vehicle took place. Approved  
15 conversion cost rebates applied for during or after  
16 calendar year 1997 shall be 80% of all approved conversion  
17 costs claimed and documented. Approval of conversion cost  
18 rebates may continue after calendar year 2002, if funds are  
19 still available. An applicant may include on an application  
20 submitted in 1997 all amounts spent within that calendar  
21 year on the conversion, even if the expenditure occurred  
22 before promulgation of the Agency rules.

23 (2) ~~(b)~~ An OEM differential cost rebate may be issued  
24 to an owner or his or her designee in order to reduce the  
25 cost differential between a conventional vehicle or engine  
26 and the same vehicle or engine, produced by an original

1 equipment manufacturer, that has the capability to use  
2 alternate fuels.

3 A new OEM vehicle or engine must be purchased in  
4 Illinois and must either be an alternate fuel vehicle or  
5 used in an alternate fuel vehicle, respectively, for the  
6 owner to be eligible for an OEM differential cost rebate.  
7 Large vehicles, over 8,500 pounds gross vehicle weight,  
8 purchased outside Illinois are eligible for an OEM  
9 differential cost rebate if the same or a comparable  
10 vehicle is not available for purchase in Illinois. Amounts  
11 spent by applicants within a calendar year may be claimed  
12 on a rebate application submitted within 12 months after  
13 the month in which the new OEM vehicle or engine was  
14 purchased.

15 Approved OEM differential cost rebates applied for  
16 during or after calendar year 1997 shall be 80% of all  
17 approved cost differential claimed and documented.  
18 Approval of OEM differential cost rebates may continue  
19 after calendar year 2002, if funds are still available. An  
20 applicant may include on an application submitted in 1997  
21 all amounts spent within that calendar year on OEM  
22 equipment, even if the expenditure occurred before  
23 promulgation of the Agency rules.

24 (3) ~~(e)~~ A fuel cost differential rebate may be issued  
25 to an owner or his or her designee in order to reduce the  
26 cost differential between conventional fuels and domestic

1 renewable fuels or alternate fuels purchased to operate an  
2 alternate fuel vehicle. The fuel cost differential shall be  
3 based on a 3-year life cycle cost analysis developed by the  
4 Agency by rulemaking. The rebate shall apply to and be  
5 payable during a consecutive 3-year period commencing on  
6 the date the application is approved by the Agency.  
7 Approved fuel cost differential rebates may be applied for  
8 during or after calendar year 1997 and approved rebates  
9 shall be 80% of the cost differential for a consecutive  
10 3-year period. Approval of fuel cost differential rebates  
11 may continue after calendar year 2002 if funds are still  
12 available.

13 Twenty-five percent of the amount that is appropriated  
14 under Section 40 to be used to fund programs authorized by  
15 this Section during calendar year 2001 shall be designated  
16 to fund fuel cost differential rebates. If the total dollar  
17 amount of approved fuel cost differential rebate  
18 applications as of July 1, 2001 is less than the amount  
19 designated for that calendar year, the balance of  
20 designated funds shall be immediately available to fund any  
21 rebate authorized by this Section and approved in the  
22 calendar year.

23 An approved fuel cost differential rebate shall be paid  
24 to an owner in 3 annual installments on or about the  
25 anniversary date of the approval of the application. Owners  
26 receiving a fuel cost differential rebate shall be required

1 to demonstrate, through recordkeeping, the use of domestic  
2 renewable fuels during the 3-year period commencing on the  
3 date the application is approved by the Agency. If the  
4 vehicle ceases to be registered to the original applicant  
5 owner, a prorated installment shall be paid to that owner  
6 or the owner's designee and the remainder of the rebate  
7 shall be canceled.

8 (b) ~~(d)~~ Vehicles owned by the federal government or  
9 vehicles registered in a state outside Illinois are not  
10 eligible for rebates.

11 (c) Through fiscal year 2013, the Agency may make grants to  
12 one or more car sharing organizations located and operating in  
13 Illinois for the purchase of new electric vehicles from an  
14 Illinois car dealership. A grant may not exceed 25% of the  
15 total project cost, including vehicles and supporting  
16 infrastructure.

17 (1) Once in each fiscal year, a car sharing  
18 organization may submit a grant proposal to the Agency. The  
19 information in the proposal shall, at a minimum, consist of  
20 the following:

21 (A) the name, address, and locations of the car  
22 sharing organization and its operations within  
23 Illinois;

24 (B) a description of the car sharing organization,  
25 including the number and types of vehicles currently in  
26 the fleet and how the vehicles are strategically

1 located to maximize their usage along with a summary of  
2 the demographic populations being served;

3 (C) a summary of average miles per year driven by  
4 the vehicles currently in the fleet;

5 (D) a narrative description of the project,  
6 including the overall plans of the organization in  
7 acquiring electric vehicles, the makes and models and  
8 the number of electric vehicles that will be acquired  
9 by the funding, estimated purchase costs for each  
10 vehicle, how the vehicles will be refueled, and whether  
11 the refueling locations are available to the public or  
12 other entities, are private facilities solely used by  
13 the organization, or a combination of both; and

14 (E) a detailed project budget, including the costs  
15 of vehicles and supporting infrastructure.

16 (2) The Agency may award grants and set grant amounts,  
17 provided that the total amount of the grants does not  
18 exceed the Agency's estimate of the amount of the annual  
19 appropriation remaining after all rebates have been  
20 submitted and processed.

21 (3) In deciding whether to award a grant, the Agency  
22 shall consider the overall level of environmental benefits  
23 to be realized by the proposed project.

24 (4) Grant funds may only be used for purchasing  
25 electric vehicles, and shall not exceed 25% of the actual  
26 project expenditures. A vehicle purchased using grant



1 funds is not eligible for any rebate authorized by this  
2 Section. The grant shall provide funding only for the base  
3 Manufacturer's Suggested Retail Price (MSRP) of the  
4 vehicle and its electric motors and drivetrain system as  
5 depicted on the window sticker or similar documents, and is  
6 not to include add-on options such as cabin-related product  
7 or component upgrades and extended warranties.

8 (5) Within one year after the date of the grant award,  
9 the grantee shall submit a final report to the Agency. If  
10 there are grant funds unspent at that time, the remaining  
11 money shall be returned to the Agency. The report shall  
12 include the following information:

13 (A) the make, model, and model year of each  
14 vehicle;

15 (B) the dates of vehicle purchases;

16 (C) the vehicle identification number (VIN);

17 (D) the license plate number and the state of  
18 registration;

19 (E) a copy of each vehicle's window sticker or  
20 similar document showing the base MSRP and all options;

21 (F) proof of payment and purchase invoices for the  
22 vehicles showing the Illinois car dealership where the  
23 vehicles were purchased; and

24 (G) a complete financial report for the project.

25 (6) Vehicles purchased with grant funds must remain  
26 registered and in service with the grantee in Illinois for

1       a minimum of 5 years after purchase. If a vehicle is sold  
2       or otherwise taken out of service in Illinois earlier than  
3       that time, then the grantee shall refund to the Agency a  
4       prorated amount of the grant funds used to purchase that  
5       vehicle, except if a vehicle is replaced with a comparable  
6       vehicle or can no longer be safely operated due to an  
7       accident or other damage.

8       (Source: P.A. 96-537, eff. 8-14-09; 96-1278, eff. 7-26-10.)

9       Section 99. Effective date. This Act takes effect upon  
10      becoming law.