

(I) 20 CENTS PER GALLON OF BIODIESEL PRODUCED FROM SOYBEAN OIL PRODUCED:

1. IN A FACILITY THAT BEGAN OPERATING AFTER DECEMBER 31, 2004; OR

2. UNDER THE EXPANDED CAPACITY OF A FACILITY, THE EXPANSION OF WHICH OCCURRED AFTER DECEMBER 31, 2004; AND

(II) 5 CENTS PER GALLON OF BIODIESEL PRODUCED FROM OTHER FEEDSTOCK, INCLUDING SOYBEAN OIL PRODUCED IN A FACILITY THAT BEGAN OPERATING ON OR BEFORE DECEMBER 31, 2004.

(C) THE BOARD MAY NOT PAY A CREDIT FOR ETHANOL OR BIODIESEL PRODUCED AFTER DECEMBER 31, 2017.

10-1506.

(A) AFTER FEBRUARY 1, 2008, TO RECEIVE A CREDIT PAYMENT A CERTIFIED ETHANOL OR BIODIESEL PRODUCER SHALL FILE A CLAIM WITH THE BOARD BY THE END OF JANUARY, APRIL, JULY, AND OCTOBER OF EACH YEAR.

(B) A CLAIM FILED UNDER THIS SECTION SHALL STATE:

(1) (I) THE PRODUCER'S TOTAL ETHANOL PRODUCTION IN THE STATE DURING THE PREVIOUS QUARTER, CATEGORIZED BY ETHANOL PRODUCED FROM SMALL GRAINS AND ETHANOL PRODUCED FROM OTHER AGRICULTURAL PRODUCTS; OR

(II) THE PRODUCER'S TOTAL BIODIESEL PRODUCTION IN MARYLAND DURING THE PREVIOUS QUARTER, CATEGORIZED BY BIODIESEL PRODUCED FROM:

1. SOYBEAN OIL PRODUCED IN A FACILITY THAT BEGAN OPERATING AFTER DECEMBER 31, 2004, OR UNDER THE EXPANDED CAPACITY OF A FACILITY, THE EXPANSION OF WHICH OCCURRED AFTER DECEMBER 31, 2004; AND

2. OTHER FEEDSTOCK, INCLUDING SOYBEAN OIL PRODUCED IN A FACILITY THAT BEGAN OPERATING ON OR BEFORE DECEMBER 31, 2004;

(2) THE LOCATION OF THE PRODUCER;

(3) THE AVERAGE NUMBER OF MARYLAND CITIZENS EMPLOYED BY THE PRODUCER IN THE PREVIOUS QUARTER;

(4) (I) FOR AN ETHANOL PRODUCER, THE NUMBER OF BUSHELS OF MARYLAND-GROWN SMALL GRAINS AND OTHER AGRICULTURAL COMMODITIES USED BY THE PRODUCER IN THE PREVIOUS QUARTER; OR

(II) FOR A BIODIESEL PRODUCER, THE NUMBER OF GALLONS OF MARYLAND-PRODUCED SOYBEAN OIL AND OTHER BIO-BASED OILS USED BY THE PRODUCER IN THE PREVIOUS QUARTER; AND

(5) ANY OTHER INFORMATION THAT THE BOARD REQUIRES.