

1 S.106

2 Introduced by Senator Lyons

3 Referred to Committee on

4 Date:

5 Subject: Conservation and development; petroleum cleanup fund; loans;
6 electric vehicle charging stations

7 Statement of purpose of bill as introduced: This bill proposes to allow the
8 Secretary of Natural Resources to make low-interest loans from the Petroleum
9 Cleanup Fund for the purchase and installation of electric vehicle charging
10 stations.

11 An act relating to low-interest loans for electric vehicle charging stations

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 10 V.S.A. § 1941 is amended to read:

14 § 1941. PETROLEUM CLEANUP FUND

15 (a) A fund to be known as the ~~petroleum cleanup fund~~ Petroleum Cleanup
16 Fund is created in the state treasury, to be expended by the ~~secretary of the~~
17 ~~agency of natural resources~~ Secretary of the Agency of Natural Resources.

18 The ~~fund~~ Fund shall consist of licensing fees and petroleum tank fees assessed
19 under the provisions of this chapter, loan repayments, and disbursements that
20 have been recovered, except for underground storage tank permit fees and

1 licensing fees for tank inspectors. The ~~fund~~ Fund shall have two accounts: the
2 motor fuel account and the heating fuel account. The motor fuel account shall
3 consist of all moneys deposited into the ~~fund~~ Fund, with the exception of the
4 licensing fees for heating oil and kerosene described in section 1942 of this
5 title. The heating fuel account shall consist of all the moneys deposited into
6 the ~~fund~~ Fund from the licensing fees for heating oil and kerosene sold or used
7 in the ~~state~~ State. All balances in the ~~fund~~ Fund at the end of any fiscal year
8 shall be carried forward and remain a part of the ~~fund~~ Fund. The ~~secretary~~
9 Secretary may transfer money, in each fiscal year, between the accounts,
10 provided that the transfer is approved by the advisory committee established
11 under subsection (e) of this section and does not exceed \$750,000.00. Interest
12 earned by the ~~fund~~ Fund shall be deposited into the ~~fund~~ Fund. Disbursements
13 from the ~~fund~~ Fund shall be made by the ~~state treasurer~~ State Treasurer on
14 warrants drawn by the ~~commissioner of finance and management~~
15 Commissioner of Finance and Management. The ~~secretary~~ Secretary shall
16 seek to recover from responsible parties costs incurred under subdivision (b)(8)
17 of this section.

18 (b) The ~~secretary~~ Secretary may authorize disbursements from the ~~fund~~
19 Fund for the purpose of the cleanup and restoration of contaminated soil and
20 groundwater caused by releases of petroleum from underground storage tanks
21 and aboveground storage tanks, including air emissions for remedial actions,

1 ~~and~~ for compensation of third parties for injury and damage caused by a
2 release, and for the purchase and installation of electric vehicle charging
3 stations. This ~~fund~~ Fund shall be used for no other governmental purposes, nor
4 shall any portion of the ~~fund~~ Fund ever be available to borrow from by any
5 branch of government; it being the intent of the ~~legislature~~ General Assembly
6 that this ~~fund~~ Fund and its increments shall remain intact and inviolate for the
7 purposes set out in this chapter. Disbursements under this section may be
8 made only for uninsured costs incurred after January 1, 1987 and for which a
9 claim is made prior to July 1, 2014 and judged to be in conformance with
10 prevailing industry rates. This includes:

11 * * *

12 (h) The Secretary may use up to five percent of the total amount deposited
13 to the motor fuel account of the Fund to capitalize the Electric Vehicle
14 Charging Station Loan Assistance Program established by section 1946 of this
15 title and to pay the cost of administering the Program. If the Secretary
16 determines that a balance will remain after all qualifying loan applications
17 have been satisfied, the unneeded balance may be used for cleanup.

18 Sec. 2. 10 V.S.A. § 1946 is added to read:

19 § 1946. ELECTRIC VEHICLE CHARGING STATION LOAN

20 ASSISTANCE PROGRAM

1 (a) The Secretary may make individual loans of up to \$25,000.00 to
2 businesses for the purchase and installation of electric vehicle charging stations
3 for public use.

4 (b) Loans will be in accordance with terms and conditions established by
5 the Secretary that shall include requirements that:

6 (1) loans be made only for the costs associated with the purchase and
7 installation of electric vehicle charging stations for public use;

8 (2) loans be secured by means satisfactory to the Secretary;

9 (3) proposed projects comply with all planning and zoning laws and
10 regulations of the municipality where they are located and of the State;

11 (4) loans have a satisfactory maturity date, in no case later than ten years
12 from the date of the loan. The Secretary may, upon a showing of financial
13 hardship by the business that took out the loan, extend the maturity date for not
14 more than an additional five years.

15 (c) The loans will have a zero interest rate.

16 (d) The Secretary shall deposit repayments in the Petroleum Cleanup Fund.

17 (e) The Secretary may contract with other state agencies or authorities or
18 with a commercial lending institution to carry out all or any portion of the
19 Electric Vehicle Charging Station Loan Assistance Program.

20 Sec. 3. EFFECTIVE DATE

21 This act shall take effect on July 1, 2013.