

1 H.942

2 Representatives Burke of Brattleboro, Corcoran of Bennington, McCarthy
3 of St. Albans City, McCormack of Burlington, McCoy of Poultney, Murphy of
4 Fairfax, Potter of Clarendon, Quimby of Concord, Savage of Swanton,
5 Sullivan of Burlington, and White of Hartford move that the bill be amended
6 by striking out all after the enacting clause and inserting in lieu thereof the
7 following:

8 * * * Transportation Program Adopted as Amended;

9 Intent; Reports; Definitions * * *

10 Sec. 1. TRANSPORTATION PROGRAM ADOPTED; INTENT; REPORTS;

11 DEFINITIONS

12 (a) Transportation program adopted. The Agency of Transportation's
13 proposed fiscal year 2021 Transportation Program appended to the Agency of
14 Transportation's proposed fiscal year 2021 budget, as amended by this act, is
15 adopted to the extent federal, State, and local funds are available.

16 (b) Intent.

17 (1) It is the intent of the General Assembly that the Agency's top
18 priority should be the transportation program adopted under subsection (a) of
19 this section, including preserving all funding to municipalities.

20 (2) In response to the unprecedented challenges posed by the COVID-19
21 pandemic, the General Assembly acknowledges that continued funding of

1 infrastructure will help boost our local economy and support the health and
2 welfare of Vermonters. Accordingly, it is the intent of the General Assembly
3 that the projects funded in this act, including under Secs. 2 and 3 of this act,
4 will serve to support and help drive growth in Vermont’s economy during this
5 uncertain time.

6 (3) In light of the long-term and ongoing climate change emergency, it
7 is the intent of the General Assembly to continue to invest in and prioritize
8 measures that will directly contribute to the reduction of greenhouse gas
9 emissions consistent with the State’s 2016 Comprehensive Energy Plan.

10 (c) Reports.

11 (1) The Agency shall, on or before September 1, 2020, file a written
12 report with the Joint Transportation Oversight Committee and the House and
13 Senate Committees on Appropriations and on Transportation with the
14 following information:

15 (A) an update on enacted and anticipated federal COVID-19
16 legislation;

17 (B) an update on projects in the transportation program adopted
18 under subsection (a) of this section that are not anticipated to proceed as
19 planned in fiscal year 2021 and the reasons why;

1 (C) an update on projects not in the transportation program adopted
2 under subsection (a) of this section that will proceed in fiscal year 2021 and the
3 source of funding;

4 (D) the status of and funding remaining for the electric vehicle
5 incentive programs established pursuant to 2019 Acts and Resolves No. 59,
6 Sec. 34;

7 (E) the balance of funding available for public transit under federal
8 COVID-19 legislation; and

9 (F) any expected reduction in funding available for municipalities.

10 (2) The Agency shall, on or before February 15, 2021, file a written
11 report with the House and Senate Committees on Appropriations and on
12 Transportation with the following information:

13 (A) an update on enacted and anticipated federal COVID-19
14 legislation;

15 (B) an update on projects in the transportation program adopted
16 under subsection (a) of this section that are not anticipated to proceed as
17 planned in fiscal year 2021 and the reasons why;

18 (C) an update on projects not in the transportation program adopted
19 under subsection (a) of this section that will proceed in fiscal year 2021 and the
20 source of funding;

1 (D) the status of and funding remaining for the electric vehicle
2 incentive programs established pursuant to 2019 Acts and Resolves No. 59,
3 Sec. 34;

4 (E) the balance of funding available for public transit under federal
5 COVID-19 legislation; and

6 (F) any expected reduction in funding available for municipalities.

7 (d) Definitions. As used in this act, unless otherwise indicated:

8 (1) “Agency” means the Agency of Transportation.

9 (2) “Electric vehicle supply equipment” has the same meaning as in
10 30 V.S.A. § 201 and is abbreviated “EVSE.”

11 (3) “Federal COVID-19 legislation” includes any federal infrastructure
12 bills or other federal legislation that provide the State with additional federal
13 funding for transportation-related projects in fiscal year 2021 or was enacted as
14 a result of COVID-19.

15 (4) “Plug-in electric vehicle,” “plug-in hybrid electric vehicle,” and
16 “battery electric vehicle” have the same meanings as in 23 V.S.A. § 4(85) as
17 amended by this act and are abbreviated “PEV,” “PHEV,” and “BEV.”

18 (5) “Secretary” means the Secretary of Transportation.

19 (6) “TIB funds” means monies deposited in the Transportation
20 Infrastructure Bond Fund in accordance with 19 V.S.A. § 11f.

1 (7) The table heading “As Proposed” means the proposed Transportation
2 Program referenced in subsection (a) of this section; the table heading “As
3 Amended” means the amendments as made by this act; the table heading
4 “Change” means the difference obtained by subtracting the “As Proposed”
5 figure from the “As Amended” figure; and the terms “change” or “changes” in
6 the text refer to the project- and program-specific amendments, the aggregate
7 sum of which equals the net “Change” in the applicable table heading.

8 * * * Federal Funding * * *

9 Sec. 2. FEDERAL INFRASTRUCTURE AND CAPITAL FUNDING

10 (a) If federal COVID-19 legislation is enacted, the Secretary is authorized
11 to:

12 (1) exceed federal spending authority in the fiscal year 2020
13 Transportation Program and fiscal year 2021 Transportation Program and to
14 obligate and expend the federal monies, as practicable, on the following
15 federally eligible projects, with a priority placed on projects, such as the
16 purchase of PEV buses for public transit and the construction of bicycle and
17 pedestrian facilities and EVSE, that will directly contribute to the reduction of
18 greenhouse gas emissions consistent with the State’s 2016 Comprehensive
19 Energy Plan and projects that will keep Vermonters employed, promote
20 economic activity, and allow the State and municipalities to catch up on
21 deferred maintenance:

1 (A) projects in the fiscal year 2020 Transportation Program and fiscal
2 year 2021 Transportation Program;

3 (B) additional town highway projects; and

4 (C) activities that meet federal eligibility and readiness criteria;

5 (2) notwithstanding any provision of Title 19 of the Vermont Statutes
6 Annotated to the contrary, waive any Title 19 match requirements for projects
7 funded under federal COVID-19 legislation; and

8 (3) require that municipalities meet nonfederal match requirements for
9 projects not authorized in the fiscal year 2020 Transportation Program or fiscal
10 year 2021 Transportation Program funded under federal COVID-19 legislation.

11 (b) The Agency shall promptly report the obligation or expenditure of
12 monies under the authority of subsection (a) of this section in writing to the
13 House and Senate Committees on Transportation and to the Joint Fiscal Office
14 while the General Assembly is in session and to the Joint Fiscal Office, the
15 Joint Fiscal Committee, and the Joint Transportation Oversight Committee
16 when the General Assembly is not in session.

17 (c) Nothing in this section shall be construed to authorize the Secretary to
18 obligate or expend State Transportation Funds, General Funds, or TIB funds
19 above amounts authorized in the fiscal year 2020 Transportation Program or
20 fiscal year 2021 Transportation Program.

1 (d) Subsections (a) and (b) of this section shall continue in effect until
2 February 1, 2021.

3 * * * Additional Agency Spending; Redirection * * *

4 Sec. 3. AGENCY SPENDING; AUTHORITY TO REDIRECT; REPORT

5 (a) Notwithstanding Sec. 1 of this act; 2019 Acts and Resolves No. 59,
6 Sec. 1; 19 V.S.A. § 10g(n); and 32 V.S.A. § 706, the Secretary is authorized to
7 utilize State and federal monies for any of the following activities that will
8 keep Vermonters employed, promote economic activity, and allow the State
9 and municipalities to catch up on deferred maintenance in fiscal years 2020
10 and 2021, provided that the Agency expects to accept and obligate federal
11 monies pursuant to subsection 2(a) of this act in an amount sufficient to cover
12 the additional expenditures:

13 (1) bridge maintenance;

14 (2) paving and surface maintenance;

15 (3) clearing of trees and brush in rights-of-way;

16 (4) ledge and slope remediation;

17 (5) culvert repair and replacement; and

18 (6) any other maintenance activities that are expected to provide an
19 economic stimulus in Vermont communities.

20 (b) Notwithstanding Sec. 1 of this act; 2019 Acts and Resolves No. 59,

21 Sec. 1; 19 V.S.A. § 10g(n); and 32 V.S.A. § 706, the Secretary is authorized to

1 utilize State and federal monies for any of the following greenhouse gas
2 emissions reduction efforts in fiscal years 2020 and 2021, provided that the
3 Agency expects to accept and obligate federal monies pursuant to subsection
4 2(a) of this act in an amount sufficient to cover the additional expenditures:

5 (1) funding for a grant program for the installation of EVSE that builds
6 upon the existing VW EVSE Grant Program that the Department of Housing
7 and Community Development has been administering on behalf of the
8 Department of Environmental Conservation;

9 (2) PEV buses for public transit;

10 (3) PEVs for the State motor vehicle fleet; and

11 (4) funding, not to exceed \$1,000,000.00, for the New PEV Incentive
12 Program created pursuant to 2019 Acts and Resolves No. 59, Sec. 34 as
13 amended by the act.

14 (c) If the expenditure of monies pursuant to subsection (a) or (b) of this
15 section will not significantly delay the planned work schedule of a project in
16 the fiscal year 2020 and 2021 Transportation Programs, the Secretary may
17 enter into a contract for the activity or proceed with the expenditure and shall
18 give prompt notice of the contract or expenditure to the Joint Fiscal Office and
19 to the House and Senate Committees on Transportation when the General
20 Assembly is in session and to the Joint Fiscal Office and the Joint

1 Transportation Oversight Committee when the General Assembly is not in
2 session.

3 (d) If the expenditure of monies pursuant to subsection (a) or (b) of this
4 section will significantly delay the planned work schedule of a project, the
5 Secretary may enter into a contract for the activity or proceed with the
6 expenditure but shall give advance notice of at least 10 business days prior to
7 executing the contract or making the expenditure to the House and Senate
8 Committees on Transportation when the General Assembly is in session and to
9 the Joint Fiscal Office, Joint Fiscal Committee, and Joint Transportation
10 Oversight Committee when the General Assembly is not in session.

11 (e) The Secretary of Administration shall, on or before July 31, 2020, file a
12 written report listing all expenditures made during fiscal year 2020 under the
13 authority of subsections (a) and (b) of this section to the House and Senate
14 Committees on Transportation, Joint Fiscal Office, Joint Fiscal Committee,
15 and Joint Transportation Oversight Committee.

16 (f) The Secretary of Administration shall, on or before July 31, 2021, file a
17 written report listing all expenditures made during fiscal year 2021 under the
18 authority of subsections (a) and (b) of this section to the House and Senate
19 Committees on Transportation, Joint Fiscal Office, Joint Fiscal Committee,
20 and Joint Transportation Oversight Committee.

1 (g) The reports required pursuant to subsections (e) and (f) of this
2 section shall be in addition to the report required pursuant to 19 V.S.A.
3 § 10g(e).

4 * * * Amtrak; Burlington Rail Yard Realignment * * *

5 Sec. 4. ADDITION OF BURLINGTON RAIL YARD REALIGNMENT
6 FOR AMTRAK PROJECT

7 The following project is added to the development and evaluation list of
8 Rail within the Agency’s Fiscal Year 2020 Transportation Program, as adopted
9 pursuant to 2019 Acts and Resolves No. 59, Sec. 1, and the development and
10 evaluation list of Rail within the Agency’s Proposed Fiscal Year 2021
11 Transportation Program: Burlington – Railyard Realignment for Amtrak.

12 * * * Highway Maintenance * * *

13 Sec. 5. HIGHWAY MAINTENANCE

14 Within the Agency of Transportation’s Proposed Fiscal Year 2021
15 Transportation Program for Maintenance, spending is amended as follows:

| 16 | <u>FY21</u> | <u>As Proposed</u> | <u>As Amended</u> | <u>Change</u> |
|----|-------------|--------------------|-------------------|---------------|
| 17 | Personal | 45,757,089 | 45,757,089 | 0 |
| 18 | Services | | | |
| 19 | Operating | 52,896,134 | 51,596,134 | -1,300,000 |
| 20 | Expenses | | | |
| 21 | Grants | 240,200 | 240,200 | 0 |

| | | | | |
|---|-------------------------|------------|------------|------------|
| 1 | Total | 98,893,423 | 97,593,423 | -1,300,000 |
| 2 | <u>Sources of funds</u> | | | |
| 3 | State | 96,415,636 | 95,115,636 | -1,300,000 |
| 4 | Federal | 2,377,787 | 2,377,787 | 0 |
| 5 | Interdepart. | | | |
| 6 | Transfer | 100,000 | 100,000 | 0 |
| 7 | Total | 98,893,423 | 97,593,423 | -1,300,000 |

8 * * * Program Development * * *

9 * * * Roadway * * *

10 Sec. 6. PROGRAM DEVELOPMENT; ROADWAY

11 Within the Agency of Transportation's Proposed Fiscal Year 2021

12 Transportation Program for Program Development—Roadway, authorized

13 spending for Burlington MEGC M 5000(1) is amended as follows:

| 14 | <u>FY21</u> | <u>As Proposed</u> | <u>As Amended</u> | <u>Change</u> |
|----|-------------------------|--------------------|-------------------|---------------|
| 15 | Construction | 8,000,000 | 6,420,000 | -1,580,000 |
| 16 | Total | 8,000,000 | 6,420,000 | -1,580,000 |
| 17 | <u>Sources of funds</u> | | | |
| 18 | TIB | 240,000 | 192,600 | -47,400 |
| 19 | Federal | 7,600,000 | 6,099,000 | -1,501,000 |
| 20 | Local | 160,000 | 128,400 | -31,600 |
| 21 | Total | 8,000,000 | 6,420,000 | -1,580,000 |

* * * Safety and Traffic Operations * * *

Sec. 7. PROGRAM DEVELOPMENT; SAFETY AND TRAFFIC

OPERATIONS

Within the Agency of Transportation’s Proposed Fiscal Year 2021
 Transportation Program for Program Development—Safety and Traffic
 Operations, authorized spending for Colchester HES NH 5600(14) is amended
 as follows:

| <u>FY21</u> | <u>As Proposed</u> | <u>As Amended</u> | <u>Change</u> |
|------------------------|--------------------|-------------------|---------------|
| Construction | 7,000,000 | 4,900,000 | –2,100,000 |
| Total | 7,000,000 | 4,900,000 | –2,100,000 |
| <u>Source of funds</u> | | | |
| Federal | 7,000,000 | 4,900,000 | –2,100,000 |
| Total | 7,000,000 | 4,900,000 | –2,100,000 |

* * * Public Transit * * *

Sec. 8. PUBLIC TRANSIT; FARE-FREE

It is the intent of the General Assembly that public transit operated by
 transit agencies that are eligible to receive grant funds pursuant to 49 U.S.C.
 § 5307 or 5311, or both, in the State shall be operated on a fare-free basis with
 monies for public transit from the Coronavirus Aid, Relief, and Economic
 Security Act, Pub. L. No. 116-136 (CARES Act) as practicable.

1 Sec. 9. PUBLIC TRANSIT; ADDITION OF INCREASED PUBLIC
2 TRANSIT FOR FISCAL YEAR 2021

3 (a) The following project is added to the Agency of Transportation’s
4 Proposed Fiscal Year 2021 Transportation Program for Public Transit:
5 Increased Public Transit for Fiscal Year 2021.

6 (b) Spending authority for Increased Public Transit for Fiscal Year 2021 is
7 authorized as follows:

| 8 | <u>FY21</u> | <u>As Proposed</u> | <u>As Amended</u> | <u>Change</u> |
|----|-------------------------|--------------------|-------------------|---------------|
| 9 | Other | 0 | 500,000 | 500,000 |
| 10 | Total | 0 | 500,000 | 500,000 |
| 11 | <u>Sources of funds</u> | | | |
| 12 | State | 0 | 500,000 | 500,000 |
| 13 | Total | 0 | 500,000 | 500,000 |

14 (c) To the extent that the Agency is able to secure additional unobligated
15 federal funds for Increased Public Transit for Fiscal Year 2021, the spending
16 authority for Increased Public Transit for Fiscal Year 2021 is increased by that
17 same amount in federal funds.

18 (d) The Agency shall increase public transit initiatives in fiscal year 2021
19 in conformance with the implementation plan in the Agency of
20 Transportation’s 2019 Public Transit Policy Plan (PTPP) and findings of the
21 Report on Methods to Increase the Use of Public Transit in Vermont prepared

1 pursuant to 2019 Acts and Resolves No. 59, Sec. 20. Additional initiatives

2 may include:

3 (1) adding new local and regional service connections to improve rural
4 ridership;

5 (2) providing support for technology improvements for transit;

6 (3) expanding access to available seats in transit vehicles; and

7 (4) marketing and engaging with the public to increase awareness of
8 public transit options.

9 * * * Lamoille Valley Rail Trail * * *

10 Sec. 10. LAMOILLE VALLEY RAIL TRAIL

11 (a) Within the Agency of Transportation’s Proposed Fiscal Year 2021
12 Transportation Program for Program Development—Bike & Pedestrian
13 Facilities, authorized spending for Swanton-St. Johnsbury LVRT () is
14 amended as follows:

| | <u>As Proposed</u> | <u>As Amended</u> | <u>Change</u> | |
|----|--------------------|-------------------|---------------|-----------|
| 15 | | | | |
| 16 | <u>FY21</u> | | | |
| 17 | Other | 2,500,000 | 7,000,000 | 4,500,000 |
| 18 | Total | 2,500,000 | 7,000,000 | 4,500,000 |
| 19 | <u>FY22</u> | | | |
| 20 | Other | 3,500,000 | 7,000,000 | 3,500,000 |
| 21 | Total | 3,500,000 | 7,000,000 | 3,500,000 |

| | | | | |
|----|------------------------------|-----------|-----------|------------|
| 1 | <u>FY23</u> | | | |
| 2 | Other | 4,500,000 | 0 | -4,500,000 |
| 3 | Total | 4,500,000 | 0 | -4,500,000 |
| 4 | <u>FY24</u> | | | |
| 5 | Other | 3,500,000 | 0 | -3,500,000 |
| 6 | Total | 3,500,000 | 0 | -3,500,000 |
| 7 | <u>Sources of funds FY21</u> | | | |
| 8 | State | 0 | 700,000 | 700,000 |
| 9 | Other | 500,000 | 700,000 | 200,000 |
| 10 | Federal | 2,000,000 | 5,600,000 | 3,600,000 |
| 11 | Total | 2,500,000 | 7,000,000 | 4,500,000 |
| 12 | <u>Sources of funds FY22</u> | | | |
| 13 | State | 0 | 0 | 0 |
| 14 | Other | 0 | 1,400,000 | 1,400,000 |
| 15 | Federal | 0 | 5,600,000 | 5,600,000 |
| 16 | Total | 0 | 7,000,000 | 7,000,000 |

17 (b) In the Agency of Transportation’s Proposed Fiscal Year 2021
18 Transportation Program for Program Development—Bike & Pedestrian
19 Facilities, “Other funds of \$500,000 are General Obligation Bond proceeds
20 appropriated in the capital bill for the Lamoille Valley Rail Trail” is struck,
21 and “Other funds of \$2,100,000 are General Obligation Bond proceeds

1 appropriated in the capital construction act for the Lamoille Valley Rail Trail,
2 but if matching federal funds are not available or if federal funds do not require
3 a state match, the funds shall be used for projects in a future capital
4 construction act” is inserted in lieu thereof.

5 * * * Central Garage * * *

6 Sec. 11. TRANSFER TO CENTRAL GARAGE FUND

7 Notwithstanding 19 V.S.A. § 13(c)(1), in fiscal year 2021, the amount of
8 \$1,605,358.00 is transferred from the Transportation Fund to the Central
9 Garage Fund created in 19 V.S.A. § 13.

10 Sec. 12. CENTRAL GARAGE EQUIPMENT

11 In fiscal year 2021, the amount of \$8,668,094.00 is authorized for
12 replacement equipment pursuant to 19 V.S.A. § 13(b) and, of this amount, a
13 minimum of \$250,000.00 shall be dedicated for the replacement of Department
14 of Motor Vehicles enforcement fleet vehicles.

15 * * * Plug-In Electric Vehicle Definitions * * *

16 Sec. 13. 23 V.S.A. § 4(85) is amended to read:

17 (85) “Plug-in electric vehicle” means a motor vehicle that can be
18 powered by an electric motor drawing current from a rechargeable energy
19 storage system, such as from storage batteries or other portable electrical
20 energy storage devices provided that the vehicle can draw recharge energy
21 from a source off the vehicle such as electric vehicle supply equipment. A

1 “plug-in electric vehicle” includes both a “battery electric vehicle” and a
2 “plug-in hybrid electric vehicle” where:

3 (A) “battery electric vehicle” means a motor vehicle that can only be
4 powered by an electric motor drawing current from a rechargeable energy
5 storage system; and

6 (B) “plug-in hybrid electric vehicle” means a motor vehicle that can
7 be powered by an electric motor drawing current from a rechargeable energy
8 storage system but also has an onboard combustion engine.

9 * * * Programs and Incentives to Foster PEV Adoption * * *

10 Sec. 14. 2019 Acts and Resolves No. 59, Sec. 34 is amended to read:

11 Sec. 34. VEHICLE INCENTIVE AND EMISSIONS REPAIR

12 PROGRAMS

13 (a) Vehicle incentive and emissions repair programs administration.

14 (1) The Agency of Transportation (Agency), in consultation with the
15 ~~Agency of Natural Resources, the Agency of Human Services, the Department~~
16 Departments of Environmental Conservation and of Public Service, Vermont
17 electric distribution utilities ~~that are offering incentives for PEVs~~, and
18 the State’s network of community action agencies, shall establish and
19 administer the programs described in subsections (b) and (c) of this section.

20 (2) The Agency is authorized to spend \$2,000,000.00 as appropriated in
21 the fiscal year 2020 budget and any additional monies as appropriated in the

1 fiscal year 2021 budget or Transportation Fund monies authorized to be
2 expended by the Secretary of Transportation pursuant to Sec. 2 of this act, or
3 both, on the two programs described in subsections (b) and (c) of this section.
4 Notwithstanding any other provision of law and subject to the approval of the
5 Secretary of Administration, appropriations for the two programs described in
6 subsections (b) and (c) of this section remaining unexpended on June 30, 2021
7 shall be carried forward and designated for expenditure on these programs in
8 the subsequent fiscal year.

9 (3) Subject to State procurement requirements, the Agency may, in
10 fiscal year 2020, retain a contractor or contractors to assist with marketing,
11 program development, and administration of the two programs and up to
12 \$150,000.00 of program funding may be set aside for this purpose. In fiscal
13 year 2021, the Agency is authorized to spend up to \$200,000.00 in program
14 funding to continue and expand the Agency’s public-private partnership with
15 Drive Electric Vermont to support the expansion of the PEV market in the
16 State through technical and consumer assistance; auto dealer education;
17 outreach and incentive program management, including marketing, consumer
18 support, record keeping and reporting, program development and modification,
19 and general program administration for the program described in subsection
20 (b) of this section; and PEV promotional efforts. The Agency shall develop, in
21 consultation with the Departments of Environmental Conservation and of

1 Public Service, a scope of work for funding the Agency's grants to Drive
2 Electric Vermont pursuant to this section.

3 (4) The Agency shall administer the program described in subsection (b)
4 of this section through no-cost contracts with the State's electric distribution
5 utilities.

6 (5) The Agency shall annually evaluate the two programs to gauge
7 effectiveness and submit a written report on the effectiveness of the programs
8 to the House and Senate Committees on Transportation, the House Committee
9 on Energy and Technology, and the Senate Committee on Finance on or before
10 the 31st day of ~~December~~ January in each year following a year that an
11 incentive or repair voucher ~~is~~ was provided through one of the programs.
12 Notwithstanding 2 V.S.A. § 20(d), the annual report required under this section
13 shall continue to be required if an incentive or repair voucher is provided
14 through one of the programs unless the General Assembly takes specific action
15 to repeal the report requirement.

16 (b) Electric vehicle incentive program. A new PEV purchase and lease
17 incentive program for Vermont residents shall structure PEV purchase and
18 lease incentive payments by income to help ~~all~~ Vermonters benefit from
19 electric driving, including Vermont's most vulnerable. The program shall be
20 known as the New PEV Incentive Program. Specifically, the ~~program~~ New
21 PEV Incentive Program shall:

1 (1) apply to both purchases and leases of new PEVs with an emphasis
2 on creating and matching incentives for ~~exclusively electric powered vehicles~~
3 ~~that do not contain an onboard combustion engine~~ BEVs;

4 (2) provide ~~incentives~~ not more than one incentive of \$1,500.00 for a
5 PHEV or \$2,500.00 for a BEV to Vermont households with low and moderate
6 income at or below 160 percent of the State's prior five year average Median
7 Household Income (MHI) level:

8 (A) an individual domiciled in the State whose federal income tax
9 filing status is single or head of household with an adjusted gross income
10 under the laws of the United States greater than \$50,000.00 and at or below
11 \$100,000.00;

12 (B) an individual domiciled in the State whose federal income tax
13 filing status is surviving spouse with an adjusted gross income under the laws
14 of the United States greater than \$50,000.00 and at or below \$125,000.00;

15 (C) a married couple with at least one spouse domiciled in the State
16 whose federal income tax filing status is married filing jointly with an adjusted
17 gross income under the laws of the United States greater than \$50,000.00 and
18 at or below \$125,000.00; or

19 (D) a married couple with at least one spouse domiciled in the State
20 and at least one spouse whose federal income tax filing status is married filing

1 separately with an adjusted gross income under the laws of the United States
2 greater than \$50,000.00 and at or below \$100,000.00;

3 (3) provide not more than one incentive of \$3,000.00 for a PHEV or
4 \$4,000.00 for a BEV to:

5 (A) an individual domiciled in the State whose federal income tax
6 filing status is single, head of household, or surviving spouse with an adjusted
7 gross income under the laws of the United States at or below \$50,000.00;

8 (B) a married couple with at least one spouse domiciled in the State
9 whose federal income tax filing status is married filing jointly with an adjusted
10 gross income under the laws of the United States at or below \$50,000.00; or

11 (C) a married couple with at least one spouse domiciled in the State
12 and at least one spouse whose federal income tax filing status is married filing
13 separately with an adjusted gross income under the laws of the United States at
14 or below \$50,000.00;

15 (4) apply to manufactured PEVs with a Base Manufacturer's Suggested
16 Retail Price (MSRP) of \$40,000.00 or less; and

17 ~~(4)~~(5) provide ~~no~~ not less than \$1,100,000.00, of the initial
18 \$2,000,000.00 authorization, and up to an additional \$2,050,000.00 in fiscal
19 year 2021 in PEV purchase and lease incentives.

20 * * *

21 **[COMPLETE THROUGH SEC. 12 OF THE AS INTRODUCED BILL]**