

1 Introduced by **[Agency of Transportation proposals, as modified following**
2 **discussions with Legislative Council]**

3 Date:

4 Subject: Transportation

5 Statement of purpose of bill as introduced: This bill proposes to adopt the
6 State’s annual Transportation Program and make miscellaneous changes to
7 laws related to transportation.

8 An act relating to the Transportation Program and miscellaneous changes to
9 laws related to transportation

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

11 * * * Transportation Program Adopted as Amended; Definitions * * *

12 Sec. 1. TRANSPORTATION PROGRAM ADOPTED; DEFINITIONS

13 (a) The Agency of Transportation’s proposed fiscal year 2020
14 Transportation Program appended to the Agency of Transportation’s proposed
15 fiscal year 2020 budget, as amended by this act, is adopted to the extent
16 federal, State, and local funds are available.

17 (b) As used in this act, unless otherwise indicated:

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

19 (2) “Secretary” means the Secretary of Transportation.

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

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

10 * * * Federal Infrastructure Funding * * *

11 Sec. 2. FEDERAL INFRASTRUCTURE FUNDING

12 (a) Subsection (b) of this section shall expire on February 1, 2020.

13 (b)(1) If a federal infrastructure bill or other federal legislation that
14 provides for infrastructure funding is enacted that provides Vermont with
15 additional federal funding for transportation-related projects, to the extent that
16 federal monies allocated to the State of Vermont are subject to a requirement
17 that the monies be obligated or under contract by the State within a specified
18 time period, the Secretary is authorized to exceed spending authority in the
19 fiscal year 2019 and 2020 Transportation Programs and to obligate and expend
20 the federal monies:

1 (A) on eligible projects in the fiscal year 2019 or 2020 Transportation
2 Program; and

3 (B) on additional town highway projects or activities that meet
4 federal eligibility and readiness criteria.

5 (2) Nothing in this subsection shall be construed to authorize the
6 Secretary to obligate or expend State Transportation or TIB funds above
7 amounts authorized in the fiscal year 2019 or 2020 Transportation Program.

8 (c) The Agency shall promptly report the obligation or expenditure of
9 monies under the authority of this section to the House and Senate Committees
10 on Transportation and to the Joint Fiscal Office while the General Assembly is
11 in session, and to the Joint Fiscal Office, the Joint Fiscal Committee, and the
12 Joint Transportation Oversight Committee when the General Assembly is not
13 in session.

14 * * * Transportation Maintenance Districts Reorganization * * *

15 Sec. 3. 19 V.S.A. § 7(f) is amended to read:

16 (f) The Secretary may, within the authority of relevant State and federal
17 statutes and regulations:

18 * * *

19 (8) Alter the number or boundaries of transportation maintenance
20 districts to reflect changes in workloads and demographics.

21 * * * Voluntary Cancellation of Municipal Projects * * *

1 Sec. 4. 19 V.S.A. § 10g(h) is amended to read:

2 (h) Should capital projects in the Transportation Program be delayed
3 because of unanticipated problems with permitting, right-of-way acquisition,
4 construction, local concern, or availability of federal or State funds, the
5 Secretary is authorized to advance projects in the approved Transportation
6 Program. The Secretary is further authorized to undertake projects to resolve
7 emergency or safety issues. Upon authorizing a project to resolve an
8 emergency or safety issue, the Secretary shall give prompt notice of the
9 decision and action taken to the Joint Fiscal Office and to the House and
10 Senate Committees on Transportation when the General Assembly is in
11 session, and when the General Assembly is not in session, to the Joint
12 Transportation Oversight Committee, the Joint Fiscal Office, and the Joint
13 Fiscal Committee. Should an approved project in the current Transportation
14 Program require additional funding to maintain the approved schedule, the
15 Agency is authorized to allocate the necessary resources. However, the
16 Secretary shall not delay or suspend work on approved projects to reallocate
17 funding for other projects except when other funding options are not available.
18 In such case, the Secretary shall notify ~~the members of~~ the Joint Transportation
19 Oversight Committee, ~~and~~ the Joint Fiscal Office, and the Joint Fiscal
20 Committee when the General Assembly is not in session and the House and
21 Senate Committees on Transportation and the Joint Fiscal Office when the

1 General Assembly is in session. With respect to projects in the approved
2 Transportation Program, the Secretary shall notify, in the district affected, the
3 regional planning commission, the municipality, Legislators, ~~members of the~~
4 Senate and House Committees on Transportation, and the Joint Fiscal Office of
5 any change ~~which~~ that likely will affect the fiscal year in which the project is
6 planned to go to construction. No project shall be canceled without the
7 approval of the General Assembly, except that the Agency may cancel a
8 municipal project when requested by the municipality or when the Agency and
9 the municipality concur that the project no longer is necessary.

10 * * * Project Cancellations and Additions * * *

11 Sec. 5. COLCHESTER – IMPROVE MILL POND/SEVERENCE; PROJECT
12 CANCELLATION

13 Pursuant to 19 V.S.A. § 10g(h) (legislative approval for cancellation of
14 projects), the General Assembly approves cancellation of the following project
15 within the Bike and Pedestrian Facilities Program: Colchester – Improve Mill
16 Pond/Severence.

17 Sec. 6. COLCHESTER – BAYSIDE INTERSECTION; PROJECT
18 ADDITION

19 The following project is added to the candidate list of Program
20 Development—Traffic & Safety Program within the fiscal year 2020

1 Transportation Program: Colchester – Bayside Intersection Roundabout and
2 Stormwater Improvements.

3 Sec. 7. BELVIDERE BO 1448(); PROJECT CANCELLATION

4 Pursuant to 19 V.S.A. § 10g(h) (legislative approval for cancellation of
5 projects), the General Assembly approves cancellation of the following project
6 within the Town Highway Bridge Program: Belvidere BO 1448().

7 * * * Formula for Public Transit Funding * * *

8 Sec. 8. 24 V.S.A. § 5091(i) is amended to read:

9 (i) ~~To implement the public transportation policy goals set forth in section~~
10 ~~5083 of this title and 19 V.S.A. § 10f, the Agency of Transportation shall use~~
11 ~~the following formula for distribution of operating funds to public transit~~
12 ~~systems:~~

13 ~~(1) [Repealed]~~

14 ~~(A) 10 percent based on the percentage of the State's population of~~
15 ~~elders (persons age 60 and above) in each of the designated transit service~~
16 ~~areas;~~

17 ~~(B) 10 percent based on the percentage of the State's youth~~
18 ~~population (persons ages 12 through 17) in each of the designated transit~~
19 ~~service areas;~~

1 ~~(C) 10 percent based on the percentage of the State's population of~~
2 ~~people who have limited physical mobility in each of the designated transit~~
3 ~~service areas;~~

4 ~~(D) 10 percent based on the percentage of the State's population of~~
5 ~~people who are in poverty in each of the designated transit service areas;~~

6 ~~(E) 10 percent based on the percentage of the State's households~~
7 ~~lacking access to an automobile in each of the designated transit service areas.~~

8 ~~(2) 20 percent of operating funds shall be based on need for employment~~
9 ~~transportation, as measured by the percentage of the State's employed persons~~
10 ~~residing in each of the designated transit service areas, using data developed by~~
11 ~~the Vermont Department of Labor.~~

12 ~~(3) 15 percent of operating funds shall be based on the need for~~
13 ~~congestion mitigation and air quality, as measured by the percentage of the~~
14 ~~State's overall population living in high density areas in each of the designated~~
15 ~~transit service areas, using data from the U.S. Bureau of the Census.~~

16 ~~(4) 15 percent of the operating funds shall be based on need for~~
17 ~~economic development transportation, as measured by the percentage of the~~
18 ~~State's jobs in each of the designated transit service areas, using data~~
19 ~~developed annually by the Vermont Department of Labor. [Repealed.]~~

20 * * * State Highway Condemnation and Acquisition * * *

21 Sec. 9. 19 V.S.A. § 503(d) is amended to read:

1 (d) Notice and other documents. The Agency shall hand-deliver or send by
2 mail to ~~interested persons~~ owners of property to be condemned a notice of
3 procedures and rights and the offer of just compensation. The notice of
4 procedures and rights shall include an explanation of the proposed State
5 highway project and its purpose, and statements that:

6 * * *

7 Sec. 10. 19 V.S.A. § 504(a) is amended to read:

8 (a) Verified complaint. If a property owner has not entered into an
9 agreement stipulating to the necessity of a taking and the public purpose of a
10 highway project, and the Agency wishes to proceed with the taking, the
11 Agency shall file a verified complaint in the Civil Division of the Superior
12 Court in a county where the project is located seeking a judgment of
13 condemnation. The complaint shall name as defendants each ~~interested person~~
14 property owner who has not stipulated to a proposed taking, and shall include:

15 (1) ~~statements~~ Statements that the Agency has complied with subsection
16 503(d) of this chapter;

17 (2) ~~the~~ The Agency's written determination of necessity;

18 (3) ~~a~~ A general description of the negotiations undertaken; ~~and~~.

19 (4) ~~a~~ A survey of the proposed project, and legal descriptions of the
20 property and of the interests therein proposed to be taken. As used in this
21 subdivision "survey" means a plan, profile, or cross-section of the proposed

1 project. The survey and legal descriptions served upon the property owner
2 only need to include the particular property or properties at issue.

3 Sec. 11. 19 V.S.A. § 502(a) is amended to read:

4 (a) Authority. The Agency, when in its judgment the ~~interest~~ interests of
5 the State ~~requires~~ require, may take any property necessary to lay out, relocate,
6 alter, construct, reconstruct, maintain, repair, widen, grade, or improve any
7 State highway, including affected portions of town highways. In furtherance
8 of these purposes, the Agency may enter upon lands to conduct necessary
9 examinations and surveys; however, the Agency shall do this work with
10 minimum damage to the land and disturbance to the owners and shall be
11 subject to liability for actual damages. All property taken permanently shall be
12 taken in fee simple whenever practicable. The Agency's acquisition of
13 property pursuant to this chapter, whether by condemnation or conveyance in
14 lieu of condemnation, shall not require subdivision approval under any law,
15 regulation, or municipal ordinance. For all State highway projects involving
16 property acquisitions, the Agency shall follow the provisions of the Uniform
17 Relocation Assistance and Real Property Acquisitions Policies Act (“Act²”) and
18 its implementing regulations, as may be amended.

19 * * * Public Private Partnership (P3) Definition * * *

1 Sec. 12. 19 V.S.A. § 2612(4) is amended to read:

2 (4) “Public-private partnership” or “P3” means an alternative project
3 delivery mechanism that may be used by the Agency to permit private sector
4 participation in a project, including in its financing, development, operation,
5 management, ownership, leasing, or maintenance. As used in this subchapter,
6 “partnership” shall refer solely to a “public-private partnership” and “partner”
7 shall refer to the State or to the private entity participant or participants in a
8 public-private partnership.

9 * * * Highway Work; Minimum Wages * * *

10 Sec. 13. 19 V.S.A. § 18 is amended to read:

11 § 18. WAGES

12 In making up specifications and advertising for bids on highway work, the
13 ~~board~~ Agency shall fix, subject to local conditions, the minimum wage per
14 hour for various classes of labor and the minimum to be paid per hour or per
15 cubic yard for trucks ~~which~~ that the contractor shall be bound to pay.

16 * * * Rail-Highway Crossings; Pipe Crossing Disputes * * *

17 Sec. 14. 5 V.S.A. § 3459 is added to read:

18 § 3459. RAIL-HIGHWAY CROSSINGS; PIPE CROSSING DISPUTES

19 (a) Definitions. As used in this section:

20 (1) “Highway” means a highway as defined in 19 V.S.A. § 1(12).

1 (2) “Utility” means a municipal or other utility authorized by law to lay
2 pipes within the limits of highways and highway rights-of-way.

3 (b) Jurisdiction. The Board shall have jurisdiction to hear and determine
4 disputes regarding the reasonableness of terms and conditions for installation
5 of pipes at rail-highway crossings by a utility.

6 (c) Application. A utility may initiate a proceeding under this section by
7 filing an application with the Board. The application shall include a
8 description of the location of each proposed pipe installation, a plan for each
9 proposed pipe installation stamped by a Vermont-licensed professional
10 engineer, and a brief description of the utility’s efforts to reach voluntary
11 agreement with the railroad and, where applicable, the Agency. The utility
12 shall serve copies of its application on the railroad, the Agency, the legislative
13 body of the municipality, and the clerk of the municipality.

14 (d) Hearing. The Board shall provide notice of the hearing to the utility,
15 the railroad, the Agency, the legislative body of the municipality, and the clerk
16 of the municipality in writing. Except in emergency circumstances, the Board
17 shall provide at least 30 days’ advance written notice of the hearing.

18 (e) Decision. Within 30 days after the conclusion of the hearing, the Board
19 shall issue a written decision that addresses the following:

20 (1) compliance with relevant engineering standards;

- 1 (2) minimization of interference with railroad infrastructure and train
2 traffic;
- 3 (3) compliance with Federal Railroad Administration rules;
- 4 (4) coordination with railroad dispatcher and use of railroad flagging
5 services;
- 6 (5) responsibility for highway traffic control;
- 7 (6) protection of public investment in traffic control devices and grade-
8 separation structures;
- 9 (7) financial responsibility, including railroad protective liability
10 insurance;
- 11 (8) long-term responsibility for inspection, maintenance, repair, and
12 replacement of pipes;
- 13 (9) responsibility for abandoned pipes;
- 14 (10) furnishing “as built” plans to the railroad;
- 15 (11) emergency protocols; and
- 16 (12) such other matters as the Board deems appropriate for inclusion in
17 the decision.
- 18 (f) Civil Penalty. The Board, after notice and an opportunity to be heard,
19 may impose a civil penalty of not more than \$500.00 per day on a utility or
20 railroad that without reasonable cause violates an order issued under this
21 section.

1 a law enforcement officer may withdraw blood for the purpose of determining
2 the presence of alcohol or ~~other~~ another drug. This limitation does not apply to
3 the taking of a breath sample. A medical facility or business may not charge
4 more than \$75.00 for services rendered when an individual is brought to a
5 facility for the sole purpose of an evidentiary blood sample or when an
6 emergency medical technician or paramedic draws an evidentiary blood
7 sample.

8 * * * Increased Penalties for Vehicle Related Child Endangerment * * *

9 Sec. 18. 23 V.S.A. § 1100 is added to read:

10 § 1100. CHILD ENDANGERMENT

11 (a) A person 18 years of age or older is guilty of child endangerment when
12 he or she violates one of the following with at least one passenger less than 16
13 years of age in the motor vehicle:

14 (1) subsection 1091(b) of this title;

15 (2) section 1133 of this title; or

16 (3) section 1201 of this title.

17 (b)(1) A person who violates subsection (a) of this section without causing
18 the serious injury or death of a child less than 16 years of age shall be subject
19 to a civil penalty of not more than \$750.00 or imprisoned for not more than
20 two years, or both, for a first conviction. Any civil penalty imposed under this
21 subdivision shall be in addition to any civil penalty imposed for a related

1 conviction pursuant to sections 1091, 1133, and 1201 of this title and any term
2 of imprisonment imposed under this subdivision shall run consecutive to any
3 term of imprisonment imposed for a related conviction pursuant to sections
4 1091, 1133, and 1201 of this title.

5 (2) A person who violates subsection (a) of this section without causing
6 the serious injury or death of a child less than 16 years of age shall be subject
7 to a civil penalty of not more than \$1,500.00 or imprisoned not more than
8 two years, or both, for a second conviction. At a minimum, the person must
9 perform at least 200 hours of community service or serve at least
10 60 consecutive hours of the sentence of imprisonment, which may not be
11 suspended, deferred, or served as a supervised sentence, except that credit for a
12 sentence of imprisonment may be received for time served in a residential
13 alcohol facility pursuant to sentencing if the program is successfully
14 completed. Any civil penalty imposed under this subdivision shall be in
15 addition to any civil penalty imposed for a related conviction pursuant to
16 sections 1091, 1133, and 1201 of this title and any term of imprisonment
17 imposed under this subdivision shall run consecutive to any term of
18 imprisonment imposed for a related conviction pursuant to sections 1091,
19 1133, and 1201 of this title.

20 (3) A person who violates subdivision (a)(3) of this section without
21 causing the serious injury or death of a child less than 16 years of age shall be

1 subject to a civil penalty of not more than \$2,500.00 or imprisoned not more
2 than five years, or both, for a third conviction. At a minimum, the person must
3 serve at least 96 consecutive hours of the sentence of imprisonment, which
4 may not be suspended, deferred, or served as a supervised sentence, except that
5 credit for a sentence of imprisonment may be received for time served in a
6 residential alcohol facility pursuant to sentencing if the program is successfully
7 completed. Any civil penalty imposed under this subdivision shall be in
8 addition to any civil penalty imposed for the related conviction pursuant to
9 section 1201 of this title and any term of imprisonment imposed under this
10 subdivision shall run consecutive to any term of imprisonment imposed for a
11 related conviction pursuant to section 1201 of this title.

12 (4) A person who violates subdivision (a)(3) of this section without
13 causing the serious injury or death of a child less than 16 years of age shall be
14 subject to a civil penalty of not more than \$5,000.00 or imprisoned not more
15 than ten years, or both, for a fourth or subsequent conviction. At a minimum,
16 the person must serve at least 192 consecutive hours of the sentence of
17 imprisonment, which may not be suspended, deferred, or served as a
18 supervised sentence, except that credit for a sentence of imprisonment may be
19 received for time served in a residential alcohol facility pursuant to sentencing
20 if the program is successfully completed. Any civil penalty imposed under this
21 subdivision shall be in addition to any civil penalty imposed for the related

1 conviction pursuant to section 1201 of this title and any term of imprisonment
2 imposed under this subdivision shall run consecutive to any term of
3 imprisonment imposed for a related conviction pursuant to section 1201 of this
4 title.

5 * * * Drugged Driving Under 21 Years of Age * * *

6 Sec. 19. 23 V.S.A. § 1217 is amended to read:

7 § 1217. PERSONS UNDER 21; UNDER THE INFLUENCE OF A DRUG

8 (a) A person under 21 years of age who operates, attempts to operate, or is
9 in actual physical control of a motor vehicle on a highway when the person
10 possesses, is under the influence of, or using any drug commits a civil traffic
11 violation subject to the jurisdiction of the Judicial Bureau and subject to the
12 following sanctions:

13 (1) For a first violation, the person's license or privilege to operate shall
14 be suspended for six months.

15 (2) For a second or subsequent violation, the person's license or
16 privilege to operate shall be suspended until the person reaches 21 years of age
17 or for one year, whichever is longer.

18 (b) No civil penalty or points shall be assessed for a violation of this
19 section.

20 (c) A charge of violating this section shall not bar prosecution for any
21 crime, including a prosecution under section 1201 of this title.

1 (d) Suspensions imposed under this section or any comparable statute of
2 any other jurisdiction shall run concurrently with suspensions imposed under
3 sections 1205, 1206, 1208, and 1216 of this title, any comparable statutes of
4 any other jurisdiction, or with any suspension resulting from a conviction for a
5 violation of section 1091 of this title from the same incident and a person shall
6 receive credit for any elapsed period of a suspension served in Vermont against
7 a later suspension imposed in this State.

8 (e) As used in subsection (a) of this section, “under the influence of a drug”
9 shall have the same meaning as in subsection 1201(h) of this title.

10 * * * BUILD Grant Acceptance * * *

11 Sec. 20. BETTER UTILIZING INVESTMENTS TO LEVERAGE
12 DEVELOPMENT (BUILD) GRANT (RAIL)

13 Notwithstanding 32 V.S.A. § 5 (Acceptance of grants) and 19 V.S.A. § 7(k)
14 (Secretary; powers and duties), the following project is added to the
15 Development and Evaluation list of the Rail Program within the fiscal year
16 2020 Transportation Program: Statewide – BUILD.

17 * * * Central Garage Transfer * * *

18 Sec. 21. TRANSFER TO CENTRAL GARAGE FUND

19 Notwithstanding 19 V.S.A. § 13(c)(1), in fiscal year 2020, the amount of
20 \$357,309.00 is transferred from the Transportation Fund to the Central Garage
21 Fund created in 19 V.S.A. § 13.

1 * * * Electric Vehicle Purchase and Lease Incentive Program * * *

2 Sec. 22. ELECTRIC VEHICLE PURCHASE AND LEASE INCENTIVE
3 PROGRAM

4 (a) Legislative findings. The General Assembly finds that:

5 (1) In its final report, the Vermont Climate Action Commission
6 recommended building an electric vehicle (EV) point-of-sale customer
7 incentive for new and used EVs.

8 (2) Transportation energy burdens are particularly high for rural
9 Vermonters with low income. A vigorous incentive for both new and used
10 EVs, combined with the lower fueling and maintenance costs of EVs, could
11 significantly lessen transportation cost burdens for Vermonters.

12 (3) State policy, including Vermont’s Comprehensive Energy Plan
13 (CEP), recognizes vehicle electrification as an essential strategy for meeting
14 the State’s climate and energy goals. The CEP calls for 50,000 EVs, or
15 10 percent of the fleet in Vermont by 2025 advancing to EVs composing
16 25 percent for the fleet by 2030. Vermont has approximately 2,600 EVs on the
17 road today, and EVs in Vermont are just 3.5 percent of new passenger vehicle
18 registrations. Projections show Vermont is not yet on track to meet its
19 transportation-electrification targets.

1 (4) Meeting Vermont’s transportation-electrification targets will help
2 make Vermont attractive to employers, workers, and tourists and help grow
3 Vermont’s economy by keeping transportation energy expenditures in State.

4 (5) In 2015, approximately \$830 million was spent on gasoline sales in
5 Vermont. If this travel had all been powered by electricity, the cost would
6 have been significantly less, saving drivers more than \$500 million.

7 (6) Vehicle electrification faces several barriers, including EV model
8 availability, publicly available charging stations, and lack of public awareness
9 about the benefits of EVs. While State government is working hard to address
10 these issues, surveys consistently confirm that the upfront cost of EVs is
11 among the top barriers and that consumer incentives are effective in increasing
12 EV sales.

13 (7) A robust consumer purchase and lease incentive would accelerate
14 EV sales and help bring EV technology up to scale. Moreover, a consumer
15 purchase and lease incentive would help consumers overcome the fear of
16 change that can come with entering the EV market and the fear of
17 obsolescence that can accompany the rapid growth of EV technology.

18 (b) Electric vehicle purchase and lease incentive program.

19 (1) The Public Service Department (PSD), with the cooperation and
20 support of the Agency of Natural Resources (ANR) and the Agency of

1 Transportation (VTrans), shall establish and administer a new and used electric
2 vehicle purchase and lease incentive program (program) for Vermont residents.

3 (2) The program shall structure EV purchase and lease incentive
4 payments by income to help all Vermonters benefit from electric driving,
5 including Vermont’s most vulnerable. Specifically, the program shall:

6 (A) better match the incentive to consumer behavior, the program
7 shall apply to both purchases and leases and to both new and used EVs;

8 (B) provide incentives of \$2,500.00 to households with income levels
9 between 100 percent and 140 percent of the State’s most recent Median
10 Household Income (MHI) level. Additional incentives of up to twice that
11 amount shall be available to households below Vermont’s MHI;

12 (C) apply to vehicles with a Base Manufacturer’s Suggested Retail
13 Price (MSRP) of \$35,000.00 or less;

14 (D) run for two years from the date the PSD makes the first incentive
15 payment available or until the available funds are fully obligated, with
16 available incentives spread evenly across each year to the extent reasonably
17 practicable.

18 (E) be funded on a first-come, first-serve basis in each year of the
19 program.

20 (3) To the extent public electric distribution utilities are willing to
21 participate, each sale or lease incentive would come with a Level 2 home

1 charger to be funded under Tier 3 of Vermont’s Renewable Energy Standard.

2 The home charger shall be subject to utility rate design to help the utilities

3 manage grid load and provide optimal charging rates to the consumer.

4 Participating utilities shall help market the program.

5 (7) Subject to State procurement requirements, the PSD may retain a
6 consultant to assist with marketing, program development and administration.

7 Up to \$75,000.00 of program funding may be set aside for this purpose.

8 (8) The PSD shall evaluate the program annually to gauge its
9 effectiveness.

10 * * * Fees for Electric Vehicle (EV) Charging Stations on
11 State-Owned or Leased Land * * *

12 Sec. 23. 32 V.S.A. § 603(3) is amended to read:

13 (3) Fees for the following, unless otherwise specified by law, may be set
14 by the department providing the service or product, and shall be reasonably
15 and directly related to their costs, as provided in subdivision (2) of this section:

16 * * *

17 (I) charges to attend one-time department events; ~~and~~

18 (J) sales of department products; and

19 (K) fees for use of electric vehicle charging stations at State-owned
20 or leased facilities.

1 Sec. 24. 19 V.S.A. § 11 is amended to read:

2 § 11. TRANSPORTATION FUND

3 The Transportation Fund shall comprise the following:

4 * * *

5 (7) both statewide and departmental indirect cost recoveries from federal
6 sources by the Agency of Transportation; and

7 (8) other miscellaneous sources including the sale of maps, plans, and
8 reports, fees collected by the Travel Information Council, leases for property at
9 State-owned airports and railroads, proceeds from the sale of State surplus
10 property under the provisions of 29 V.S.A. §§ 1556 and 1557, ~~and~~ proceeds
11 from the sale of recycled materials, and fees collected for use of electric
12 vehicle charging stations at State-owned facilities administered by the Agency.

13 * * * Effective Dates * * *

14 Sec. 25. EFFECTIVE DATES

15 (a) This section and Secs. 2 (federal infrastructure funding), 3
16 (transportation maintenance districts reorganization), 4 (voluntary cancellation
17 of municipal projects), 5 (cancellation of Improve Mill Pond/Severence
18 project), 7 (cancellation of Belvidere BO 1448() project), 8 (formula for
19 public transit funding), 12 (public private partnership (P3) definition), 13
20 (highway work; minimum wages), 22 (electric vehicle incentive program), 23

- 1 (fees for electric vehicle charging stations), and 24 (transportation fund) shall
- 2 take effect on passage.
- 3 (b) All other sections shall take effect on July 1, 2019.