

* * * Fees for Use of Electric Vehicle (EV) Charging Stations * * *

Sec. xx. 32 V.S.A. § 603 is amended to read:

§ 603. FEE CREATION, AMOUNT, AND ADJUSTMENT OF AMOUNT

On or after the effective date of this subchapter:

(1) Any new fee shall be established solely by act of the General Assembly, which shall designate the service or product provided, or regulatory function performed, for which the fee is to be charged.

(2) The rate or amount of, or adjustment to, any fee shall be set by act of the General Assembly, except that the rate or amount, whether established by statute or rule, shall be adjusted by action of the Joint Fiscal Committee, if projected revenues, as demonstrated by the agency head proposing the adjustment, are reasonably related to the cost of providing the associated service or product or performing the regulatory function. "Cost" shall be narrowly construed, but may include reasonable and directly related costs of administration, maintenance, and other expenses due to providing the service or product or performing the regulatory function. If submitted to the Joint Fiscal Committee, a requested fee adjustment shall be considered approved unless within 30 days of its receipt a member of the Joint Fiscal Committee requests that it be placed on the agenda of the Joint Fiscal Committee or, when the General Assembly is in session, requests that it be submitted for legislative approval. The provisions of this subdivision shall not be construed to supersede the actual cost charges for copies of public records as established pursuant to 1 V.S.A. § 316.

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

- (A) transcripts;
- (B) reproductions not covered by 1 V.S.A. § 316(d);
- (C) conferences;
- (D) forms for commercial use;
- (E) publications of the department;
- (F) costs of distribution of department materials;
- (G) advertising for department services or products;
- (H) training;
- (I) charges to attend one-time department events; ~~and~~
- (J) sales of department products.

(4) Notwithstanding any other provision of this subchapter, any state agency or department may establish, set, and adjust fees for the use of electric vehicle (EV) charging stations at state-owned, -leased, or -controlled facilities. The agency or department may establish fees for EV charging at less than its costs, to cover its costs, or at the existing regional market rate. EV charging stations owned or controlled by the state shall be subject to the same laws specifically governing EV charging stations owned or controlled by private parties.

(45) Fees collected under subdivision (3) or (4) of this section shall be credited to special funds established and managed pursuant to subchapter 5 of chapter 7 of this title, and shall be available to the charging departments to offset the costs of providing these services or products. However, for purposes of fees established under this subdivision for copies of public records, the fees shall be calculated as provided in 1 V.S.A. § 316. These fees shall be reported in accordance with section 605 of this title.

Sec. xx. 19 V.S.A. § 11(8) is added to read:

§ 11. TRANSPORTATION FUND

The Transportation Fund shall comprise the following:

* * * [Text not reproduced] * * *

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