

1 TO THE HONORABLE SENATE:

2 The Committee on Finance to which was referred Senate Bill No. 277
3 entitled “An act relating to heating fuel and the Department of Public Service”
4 respectfully reports that it has considered the same and recommends that the
5 bill be amended by striking out all after the enacting clause and inserting in
6 lieu thereof the following:

7 Sec. 1. 9 V.S.A. § 4111 is amended to read:

8 § 4111. DEFINITIONS

9 As used in this chapter:

10 (1) “Commissioner” means the Commissioner of Public Service or the
11 Commissioner’s designee.

12 (2) ~~“Petroleum product” means propane, gasoline, unleaded gasoline,~~
13 ~~kerosene, number two heating oil, diesel fuel, kerosene base jet fuel, and~~
14 ~~number four, five, and six residual oil for utility and nonutility uses. “Heating~~
15 fuel” means a fossil or renewable fuel that is used for heating a building,
16 including a residence, business, or commercial or industrial building or
17 structure. For purposes of this chapter, electricity shall not be considered a
18 heating fuel.

19 (3) ~~“Primary storage facility” or “facility” means any facility or terminal~~
20 ~~with a capacity of 50,000 gallons or more which receives petroleum products~~
21 ~~by ship, barge, pipeline, truck, or rail, for holding within the State.~~

1 Sec. 2. 9 V.S.A. § 4112 is amended to read:

2 § 4112. DUTY OF DEPARTMENT OF PUBLIC SERVICE

3 (a) Any person selling heating fuel within the State shall register with the
4 Commissioner on or before April 1, 2021 and on or before each April 1
5 thereafter.

6 (b) The Commissioner shall collect and keep on file any data required
7 under this chapter from persons owning or leasing primary storage facilities
8 including information provided pursuant to 32 V.S.A. § 3102(e)(22).

9 Sec. 3. 9 V.S.A. § 4113 is amended to read:

10 § 4113. INVENTORY; REPORTING; CONFIDENTIALITY

11 (a) The Commissioner shall request and shall receive from the
12 Commissioner of the Department of Taxes, pursuant to 32 V.S.A.
13 § 3102(e)(22), a record of the total amount of heating fuel sold by county by
14 each person required to register with the Commissioner pursuant to section
15 4112 of this chapter. The Commissioner shall only release this information in
16 aggregate. The Commissioner may adopt rules that require any person owning
17 or leasing primary storage facilities within the State to report to the
18 Commissioner data concerning storage, inventory, and product receipts to
19 implement this chapter.

20 * * *

1 Sec. 4. 32 V.S.A. § 3102 is amended to read:

2 * * *

3 (e) The Commissioner may, in his or her discretion and subject to such
4 conditions and requirements as he or she may provide, including any
5 confidentiality requirements of the Internal Revenue Service, disclose a return
6 or return information:

7 * * *

8 (22) To the Department of Public Service, the total amount of heating
9 fuel sold by county by each person required to register with the Commissioner
10 of Public Service pursuant to 9 V.S.A. § 4112.

11 * * *

12 Sec. 5. EFFECTIVE DATES

13 This act shall take effect on July 1, 2020, except that Secs. 2–4 shall take
14 effect on January 1, 2021.

15

16

17 (Committee vote: _____)

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Senator _____

FOR THE COMMITTEE