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ANR PROPOSAL

Sec. 1. 10 V.S.A. § 586 is added to read:

§ 586. REGULATION OF HYDROFLUOROCARBONS

(a) As used in this section:

(1) “Class I substance” and “class II substance” mean those substances listed in the 42 U.S.C. § 7671(3) and (4), as it read on November 15, 1990.

(2) “Hydrofluorocarbon” means a class of greenhouse gases that are saturated organic compounds containing hydrogen, fluorine, and carbon and are used primarily in refrigeration, air-conditioning equipment, foam expansion agents, aerosol propellants, solvents, and fire suppressants.

(3) “Substance” means a chemical, product substitute, or alternative manufacturing process, whether retrofit or new, that is used to perform a function previously performed by a class I substance or class II substance and any substitute subsequently adopted to perform that function, including hydrofluorocarbons, in stationary refrigeration, chillers, aerosol propellants, foam, and other end uses.

(b) The Secretary shall adopt rules that reduce hydrofluorocarbon emissions by adopting prohibitions on the use of substances in stationary refrigeration, chillers, aerosol propellants, foam, and other end uses if the Secretary determines that the prohibition meets both of the following criteria:

1 (1) reduces the overall risk to human health or the environment; and

2 (2) a lower-risk substance is currently or potentially available.

3 (c) A person shall not sell, install, use, or enter into commerce in Vermont
4 any substance in a manner inconsistent with any of the following:

5 (1) any prohibitions adopted pursuant to subsection (b) of this section;

6 or

7 (2) any other applicable laws.

8 Sec. 2. ADOPTION OF RULES AND REPORTING

9 (a) On or before July 1, 2020, the Secretary of Natural Resources shall file
10 with the Secretary of State proposed rules to implement 10 V.S.A. § 586. The
11 rules shall establish a schedule to phase down the use of hydrofluorocarbons to
12 meet the goal of a 40 percent reduction from the 2013 level of use by 2030.

13 (b) On or before January 15, 2020, the Secretary of Natural Resources shall
14 submit a report to the Senate Committee on Natural Resources and Energy and
15 the House Committee on Energy and Technology on progress in filing
16 proposed rules to implement 10 V.S.A. § 586 and any delays in such
17 rulemaking.

18 Sec. 3. EFFECTIVE DATE

19 This act shall take effect on July 1, 2019.