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H.479

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

The Senate proposes to the House to amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

* * * Transportation Program Adopted as Amended; Definitions;

Technical Corrections * * *

Sec. 1. TRANSPORTATION PROGRAM ADOPTED; DEFINITIONS;

TECHNICAL CORRECTIONS

(a) Adoption. The Agency of Transportation’s Proposed Fiscal Year 2024 Transportation Program appended to the Agency of Transportation’s proposed fiscal year 2024 budget (Revised January 27, 2023), as amended by this act, is adopted to the extent federal, State, and local funds are available.

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

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

(2) “Candidate project” means a project approved by the General Assembly that is not anticipated to have significant expenditures for preliminary engineering or right-of-way expenditures, or both, during the budget year and funding for construction is not anticipated within a predictable time frame.

1 (3) “Development and evaluation (D&E) project” means a project
2 approved by the General Assembly that is anticipated to have preliminary
3 engineering expenditures or right-of-way expenditures, or both, during the
4 budget year and that the Agency is committed to delivering to construction on
5 a timeline driven by priority and available funding.

6 (4) “Front-of-book project” means a project approved by the General
7 Assembly that is anticipated to have construction expenditures during the
8 budget year or the following three years, or both, with expected expenditures
9 shown over four years.

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

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

13 (7) The table heading “As Proposed” means the Proposed
14 Transportation Program referenced in subsection (a) of this section; the table
15 heading “As Amended” means the amendments as made by this act; the table
16 heading “Change” means the difference obtained by subtracting the “As
17 Proposed” figure from the “As Amended” figure; the terms “change” or
18 “changes” in the text refer to the project- and program-specific amendments,
19 the aggregate sum of which equals the net “Change” in the applicable table
20 heading; and “State” in any tables amending authorizations indicates that the

1 source of funds is State monies in the Transportation Fund, unless otherwise
2 specified.

3 (c) Technical corrections.

4 (1) In the Agency of Transportation’s Proposed Fiscal Year 2024
5 Transportation Program for Municipal Mitigation, the value “\$7,685,523” is
6 struck and the value “\$10,113,523” is inserted in lieu thereof to correct a
7 typographic error; the value “\$3,355,523” is struck and the value “\$4,783,523”
8 is inserted in lieu thereof to correct a typographic error; the value “\$4,000,000”
9 is struck and the value “\$5,000,000” is inserted in lieu thereof to correct a
10 typographic error; and the value “\$8,060,523” is struck twice and the value
11 “\$10,488,523” is inserted in lieu thereof twice to correct two typographic
12 errors.

13 (2) In the Agency of Transportation’s Proposed Fiscal Year 2024
14 Transportation Program for Aviation, in the summary chart, the value
15 “\$11,335,874” is struck and the value “\$10,885,874” is inserted in lieu thereof
16 to correct a typographic error; the value “\$4,759,078” is struck and the value
17 “\$4,719,078” is inserted in lieu thereof to correct a typographic error; and the
18 value “\$17,764,405” struck and the value “\$17,274,405” is inserted in lieu
19 thereof to correct a typographic error.

1 (3) In the Agency of Transportation’s Proposed Fiscal Year 2024
2 Transportation Program for Rail, in the project details, the following projects
3 are deleted:

4 (A) Rail Statewide – Railroad Bridges; and

5 (B) Rail Statewide STRBMATN – Various-Railroads.

6 * * * Summary of Transportation Investments * * *

7 Sec. 2. FISCAL YEAR 2024 TRANSPORTATION INVESTMENTS
8 INTENDED TO REDUCE TRANSPORTATION-RELATED
9 GREENHOUSE GAS EMISSIONS, REDUCE FOSSIL FUEL
10 USE, AND SAVE VERMONT HOUSEHOLDS MONEY

11 This act includes the State’s fiscal year 2024 transportation investments
12 intended to reduce transportation-related greenhouse gas emissions, reduce
13 fossil fuel use, and save Vermont households money in furtherance of the
14 policies articulated in 19 V.S.A. § 10b and the goals of the Comprehensive
15 Energy Plan and the Vermont Climate Action Plan and to satisfy the Executive
16 and Legislative Branches’ commitments to the Paris Agreement climate goals.
17 In fiscal year 2024, these efforts will include the following:

18 (1) Park and Ride Program. This act provides for a fiscal year
19 expenditure of \$2,266,045.00, which will fund one construction project to
20 create a new park-and-ride facility; the design and construction of
21 improvements to one existing park-and-ride facility; the design of

1 improvements to one existing park-and-ride facility scheduled for construction
2 in future fiscal years; and paving projects for existing park-and-ride facilities.

3 This year's Park and Ride Program will create 202 new State-owned spaces.

4 Specific additions and improvements include:

5 (A) Manchester—construction of 50 new spaces;

6 (B) Sharon—design for 10 new spaces; and

7 (C) Williston—construction of 142 new spaces.

8 (2) Bike and Pedestrian Facilities Program.

9 (A) This act provides for a fiscal year expenditure, including local
10 match, of \$13,039,521.00, which will fund 33 bike and pedestrian construction
11 projects; 18 bike and pedestrian design, right-of-way, or design and right-of-
12 way projects for construction in future fiscal years; 15 scoping studies; and
13 three projects to improve signage. The construction projects include the
14 creation, improvement, or rehabilitation of walkways, sidewalks, shared-use
15 paths, bike paths, and cycling lanes. Projects are funded in Arlington,
16 Bennington, Berlin, Bethel, Brattleboro, Bristol, Burke, Burlington, Castleton,
17 Chester, Coventry, Dorset, Dover, Enosburg Falls, Fair Haven, Fairfax,
18 Franklin, Hartford, Hartland, Hinesburg, Jericho, Lyndonville, Middlebury,
19 Middlesex, Montpelier, Moretown, New Haven, Newfane, Newport City,
20 Northfield, Pawlet, Proctor, Richford, Royalton, Rutland City, Rutland Town,
21 Shaftsbury, Shelburne, South Burlington, South Hero, Springfield, St. Albans

1 City, St. Albans Town, Sunderland, Swanton, Tunbridge, Vergennes,
2 Wallingford, Waterbury, West Rutland, and Wilmington. This act also
3 provides funding for:

4 (i) some of Local Motion's operation costs to run the Bike Ferry
5 on the Colchester Causeway, which is part of the Island Line Trail;

6 (ii) the small-scale municipal bicycle and pedestrian grant
7 program for projects to be selected during the fiscal year;

8 (iii) projects funded through the Safe Routes to School program;

9 (iv) education and outreach to K-8 schools to encourage higher
10 levels of walking and bicycling to school; and

11 (v) community grants along the Lamoille Valley Rail Trail
12 (LVRT).

13 (B) Sec. 5 of this act also creates the Rail Trail Community
14 Connectivity Grants, with the purpose to continue the build out and
15 enhancement of LVRT amenities and improve visitor experience.

16 (3) Transportation Alternatives Program. This act provides for a fiscal
17 year expenditure of \$5,195,346.00, including local funds, which will fund 22
18 transportation alternatives construction projects; 19 transportation alternatives
19 design, right-of-way, or design and right-of-way projects; and seven studies,
20 including scoping, historic preservation, and connectivity. Of these 48
21 projects, 16 involve environmental mitigation related to clean water or

1 stormwater concerns, or both clean water and stormwater concerns, and 29
2 involve bicycle and pedestrian facilities. Projects are funded in Bennington,
3 Brandon, Bridgewater, Bristol, Burke, Burlington, Colchester, Derby,
4 Duxbury, Enosburg, Fair Haven, Fairfax, Franklin, Hartford, Hinesburg, Hyde
5 Park, Jericho, Johnson, Killington, Mendon, Milton, Montgomery, Moretown,
6 Newfane, Norwich, Proctor, Putney, Rockingham, Rutland City, South
7 Burlington, Stowe, Swanton, Tinmouth, Vergennes, Wardsboro, Warren, West
8 Rutland, Williston, Wilmington, and Winooski.

9 (4) Public Transit Program. This act provides for a fiscal year
10 expenditure of \$48,795,330.00 for public transit uses throughout the State.

11 Included in the authorization are:

12 (A) Go! Vermont, with an authorization of \$405,000.00. This
13 authorization supports transportation demand management (TDM) strategies,
14 including the State's Trip Planner and commuter services, to promote the use
15 of carpools and vanpools.

16 (B) Mobility and Transportation Innovations (MTI) Grant Program,
17 with an authorization of \$500,000.00. This authorization continues to support
18 projects that improve both mobility and access to services for transit-dependent
19 Vermonters, reduce the use of single-occupancy vehicles, and reduce
20 greenhouse gas emissions.

1 (5) Rail Program. This act provides for a fiscal year expenditure of
2 \$43,008,320.00, including local funds, for intercity passenger rail service and
3 rail infrastructure throughout the State, including the recent addition of New
4 York City–Burlington passenger rail service.

5 (6) Transformation of the State Vehicle Fleet. The Department of
6 Buildings and General Services, which manages the State Vehicle Fleet,
7 currently has 21 plug-in hybrid electric vehicles and 13 battery electric
8 vehicles in the State Vehicle Fleet. In fiscal year 2024, the Commissioner of
9 Buildings and General Services will continue to purchase and lease vehicles
10 for State use in accordance with 29 V.S.A. § 903(g), which requires, to the
11 maximum extent practicable, that the Commissioner purchase or lease hybrid
12 or plug-in electric vehicles (PEVs), as defined in 23 V.S.A. § 4(85), with not
13 less than 75 percent of the vehicles purchased or leased be hybrid or plug-in
14 electric vehicles.

15 (7) Electric vehicle supply equipment (EVSE). This act provides for a
16 fiscal year expenditure of \$7,625,000.00 to increase the presence of EVSE in
17 Vermont in accordance with the State’s federally approved National Electric
18 Vehicle Infrastructure (NEVI) Plan, which will lead to the installation of
19 Direct Current Fast Charging (DC/FC) along designated alternative fuel
20 corridors. This is in addition to monies that were previously appropriated, but

1 not yet expended, for EVSE at multiunit dwellings, workplaces, and public
2 venues and attractions.

3 (8) Vehicle incentive programs and expansion of the PEV market.

4 (A) Incentive Program for New PEVs, MileageSmart, and Replace
5 Your Ride Program. No additional monies are authorized for the State's
6 vehicle incentive programs in this act, but it is estimated that approximately the
7 following prior appropriations will be available in fiscal year 2024:

8 (i) \$8,200,000.00 for the Incentive Program for New PEVs;

9 (ii) \$2,250,000.00 for MileageSmart; and

10 (iii) \$3,200,000.00 for the Replace Your Ride Program.

11 (B) Electrify Your Fleet Program. Sec. 17 of this act creates the
12 Electrify Your Fleet Program, which will provide incentives to Vermont
13 municipalities and business entities in Vermont that maintain a fleet of motor
14 vehicles to incentivize a transition to PEVs and reduce greenhouse gas
15 emissions, including a limited number of increased incentives to nonprofit
16 mobility services organizations, and authorizes \$500,000.00 in incentives
17 under the Electrify Your Fleet Program.

18 (C) eBike Incentive Program. Sec. 18 of this act authorizes an
19 additional \$50,000.00 in incentives under the eBike Incentive Program.

20 (9) Carbon Reduction Formula Program and Promoting Resilient
21 Operations for Transformative, Efficient, and Cost-Saving Transportation

1 (PROTECT) Formula Program. This act provides for a fiscal year expenditure
2 of \$12,771,029.00 in State and federal monies under the Carbon Reduction
3 Formula Program and the PROTECT Formula Program.

4 * * * Paving * * *

5 Sec. 2a. PAVING; STATEWIDE DISTRICT LEVELING

6 (a) Within the Agency of Transportation’s Proposed Fiscal Year 2024
7 Transportation Program for Paving, authorized spending for STATEWIDE
8 District Leveling TBD is amended as follows:

9	<u>FY24</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
10	Const.	3,150,000	3,150,000	0
11	Total	3,150,000	3,150,000	0
12	<u>Sources of funds</u>			
13	State	3,150,000	150,000	-3,000,000
14	Other	0	3,000,000	3,000,000
15	Total	3,150,000	3,150,000	0

16 (b) Within the Agency of Transportation’s Proposed Fiscal Year 2024
17 Transportation Program for Paving, the following footnote is added: “Other
18 funds of \$3,000,000 are Cash Fund for Capital and Essential Investments
19 (21952) funds, drawn from the Other Infrastructure, Essential Investments, and
20 Reserves subaccount.”

1 * * * One-Time Appropriations * * *

2 Sec. 3. ONE-TIME APPROPRIATIONS

3 (a) Within the Agency of Transportation’s Proposed Fiscal Year 2024

4 Transportation Program for One-Time Appropriations, authorized spending is
5 amended as follows:

6 <u>FY24</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
7 Operating	3,500,000	3,500,000	0
8 Grants	3,000,000	1,000,000	-2,000,000
9 Total	6,500,000	4,500,000	-2,000,000
10 <u>Sources of funds</u>			
11 General	3,000,000	0	-3,000,000
12 Capital	3,500,000	0	-3,500,000
13 Other	0	4,500,000	4,500,000
14 Total	6,500,000	4,500,000	-2,000,000

15 (b) Within the Agency of Transportation’s Proposed Fiscal Year 2024

16 Transportation Program for One-Time Appropriations, “St. Albans District
17 Maintenance Facility - \$3.5M Capital Fund Operating” is struck and “St.
18 Albans District Maintenance Facility - \$3.5M Cash Fund for Capital and
19 Essential Investments funds (21952, Supplemental Contingent Revenues
20 subaccount)” is inserted in lieu thereof.

1 (c) Within the Agency of Transportation’s Proposed Fiscal Year 2024
2 Transportation Program for One-Time Appropriations, “Rail Trail Community
3 Connectivity Grants - \$3M General Fund Grants” is struck and “Rail Trail
4 Community Connectivity Grants - \$1M Cash Fund for Capital and Essential
5 Investments funds (21952, Supplemental Contingent Revenues subaccount)” is
6 inserted in lieu thereof.

7 * * * St. Albans District Maintenance Facility * * *

8 Sec. 4. ST. ALBANS DISTRICT MAINTENANCE FACILITY

9 The following project is added to the Agency of Transportation’s Proposed
10 Fiscal Year 2024 Transportation Program for Transportation Buildings: St.
11 Albans District Maintenance Facility.

12 * * * Rail Trail Community Connectivity Grants * * *

13 Sec. 5. RAIL TRAIL COMMUNITY CONNECTIVITY GRANTS

14 (a) Project addition. The following project is added to the Agency of
15 Transportation’s Proposed Fiscal Year 2024 Transportation Rail Program:
16 Rail Trail Community Connectivity Grants.

17 (b) Purpose. The purpose of the Rail Trail Community Connectivity
18 Grants is to continue the build-out and enhancement of Lamoille Valley Rail
19 Trail (LVRT) amenities and improve visitor experience, which shall be
20 consistent with the priorities outlined in the recently completed LVRT
21 Management Plan.

1 the State's obligations under such easements, leases, licenses, and other
2 agreements that requires, at a minimum, that any leases that are in effect at the
3 time of the conveyance of the Airport are fully honored for the balance of the
4 lease term;

5 (2) ensure that there are investments in the Airport to address current
6 deficiencies and necessary repairs;

7 (3) ensure that the Airport continues to be a public-use airport and that
8 the public continues to have access to the Airport for general aviation uses in
9 perpetuity;

10 (4) ensure that the Airport continues to be identified as a public-use
11 airport within the National Plan of Integrated Airport Systems until at least
12 2050, subject to federal determination; and

13 (5) include, if the Airport is conveyed through a purchase and sale
14 agreement, a right of first refusal for the State to repurchase the Airport if the
15 Airport is ever resold.

16 (d) The Agency shall not proceed with a sale or lease of the Airport unless:

17 (1) there is a fair market value offer, as required under 19 V.S.A.
18 § 10k(b) or 26a(a), that meets the requirements of subsection (c) of this
19 section; and

20 (2) the Town of Lyndon is given the opportunity to review and comment
21 on the final purchase and sale agreement or lease as applicable.

1 (e) This section shall constitute specific prior approval, including of any
2 sale or lease terms, by the General Assembly for purposes of 5 V.S.A. § 204.

3 Sec. 5b. REPEAL OF AUTHORITY FOR SALE OR LEASE OF
4 CALEDONIA COUNTY STATE AIRPORT

5 Sec. 5a of this act shall be repealed on May 1, 2026.

6 * * * Project Cancellations; Project Addition * * *

7 Sec. 6. PROJECT CANCELLATIONS; PROJECT ADDITION

8 (a) Pursuant to 19 V.S.A. § 10g(h) (legislative approval for cancellation of
9 projects), the General Assembly approves cancellation of the following project
10 within the Roadway Program: Bennington Bypass South NH F 019-1(4) –
11 Southern Segment of the Bennington Bypass.

12 (b) Pursuant to 19 V.S.A. § 10g(h) (legislative approval for cancellation of
13 projects), the General Assembly approves cancellation of the following project
14 within the Town Highway Bridge Program: Sheldon BO 1448(47) – Scoping
15 for Bridge #20 on TH #22.

16 (c) The following project is added to the Town Highway Bridge Program:
17 Sheldon BO 1448(48) – Scoping for Bridge #11 on Bridge Street, which will
18 replace the existing Sheldon BO TRUS(11) as a Development and Evaluation
19 project.

1 * * * Transportation Alternatives Grant Program * * *

2 Sec. 7. TRANSPORTATION ALTERNATIVES GRANT PROGRAM

3 AWARDS IN STATE FISCAL YEARS 2024 TO 2027

4 Notwithstanding 19 V.S.A. § 38(c), Transportation Alternatives Grant

5 Program awards in State fiscal years 2024 to 2027 shall not exceed

6 \$600,000.00 per grant allocation.

7 * * * Central Garage Fund * * *

8 * * * Amendments Effective July 1, 2023 * * *

9 Sec. 8. 19 V.S.A. § 13 is amended to read:

10 § 13. CENTRAL GARAGE FUND

11 (a) There is created the Central Garage Fund, which shall be used to:

12 (1) ~~to~~ furnish equipment on a rental basis to the districts and other
13 sections of the Agency for construction, maintenance, and operation of
14 highways or other transportation activities; and

15 (2) ~~to~~ provide a general equipment repair and major overhaul service,
16 inclusive of any assets, supplies, labor, or use of contractors necessary to
17 provide that service, as well as to furnish necessary supplies for the operation
18 of the equipment.

19 (b) ~~To~~ In order to maintain a safe, and reliable equipment fleet, the Agency
20 shall use Central Garage Fund monies to acquire new or replacement ~~highway~~
21 ~~maintenance equipment shall be acquired using Central Garage Fund monies.~~

1 The Agency is authorized to acquire replacement pieces for existing highway
2 equipment or new, additional equipment equivalent to equipment already
3 owned; however, the Agency shall not increase the total number of
4 permanently assigned or authorized motorized or self-propelled vehicles
5 without approval by the General Assembly.

6 (c)(1) For the purpose specified in subsection (b) of this section, the
7 following amount shall be transferred from the Transportation Fund to the
8 Central Garage Fund:

9 (A) in fiscal year 2021, \$1,355,358.00; and

10 (B) in subsequent fiscal years, at a minimum, the amount specified in
11 subdivision (A) of this subdivision (1) as adjusted annually by increasing the
12 previous fiscal year's amount by the percentage increase in the Bureau of
13 Labor Statistics Consumer Price Index for All Urban Consumers (CPI-U)
14 during the two most recently closed State fiscal years.

15 (2) Each fiscal year, the sum of the following shall be appropriated from
16 the Central Garage Fund exclusively for the purpose specified in subsection (b)
17 of this section:

18 (A) the amount transferred pursuant to subdivision (1) of this
19 subsection (c);

20 (B) the amount of the equipment depreciation expense from the prior
21 fiscal year; and

- 1 (C) the amount of the net equipment sales from the prior fiscal year.
- 2 (d) In each fiscal year, net income of the Fund earned during that fiscal
3 year shall be retained in the Fund.
- 4 (e) For the purposes of computing net worth and net income, the fiscal year
5 shall be the year ending June 30.
- 6 (f) As used in this section, “equipment” means registered motor vehicles
7 and ~~highway maintenance equipment assigned to~~ necessary assets required by
8 the Central Garage in order to fulfill the objectives established in subsection
9 (a) of this section.
- 10 (g) [Repealed.]

11 * * * Appropriation for Acquisition of New or Replacement Equipment in
12 State Fiscal Years 2024–2026 * * *

13 Sec. 9. CALCULATION OF APPROPRIATION FROM CENTRAL
14 GARAGE FUND FOR ACQUISITION OF NEW OR
15 REPLACEMENT EQUIPMENT IN STATE FISCAL YEARS
16 2024–2026

17 Notwithstanding 19 V.S.A. § 13(c)(2)(B), the amount appropriated from the
18 Central Garage Fund exclusively for the purposes specified in 19 V.S.A.
19 § 13(b) in State fiscal years 2024–2026 shall be:

20 (1) the amount transferred pursuant to 19 V.S.A. § 13(c)(1);

1 (c) Green Mountain Transit shall advise the House and Senate Committees
2 on Transportation of its plan to establish tiered-fare service by filing the final
3 version of the plan to establish tiered-fare service with the House and Senate
4 Committees on Transportation Committees on or before December 1, 2023.

5 Sec. 11. RECOMMENDATIONS ON FUNDING SOURCE FOR
6 NONFEDERAL MATCH; PUBLIC TRANSIT; REPORT

7 The Vermont Public Transportation Association, in consultation with the
8 Agency of Transportation and the Vermont League of Cities and Towns, shall
9 provide the House and Senate Committees on Transportation with a written
10 recommendation on one or more funding sources for the nonfederal match
11 required of public transit providers operating in the statewide transit system not
12 later than January 15, 2024.

13 Sec. 12. STATEWIDE PUBLIC TRANSIT SYSTEM;
14 RECOMMENDATIONS; REPORT

15 (a) The Agency of Transportation, in consultation with the Agency of
16 Human Services, Division of Vermont Health Access, and the Vermont Public
17 Transportation Association, shall conduct a benefit and risk assessment of the
18 current systems for delivering public transit and nonemergency medical
19 transportation services in Vermont, known as the “braided service model.”

20 (b) The assessment shall also include a review of other public transit
21 service approaches implemented in the United States and make

1 recommendations on modifications to the management of Vermont’s statewide
2 mobility service design to make Vermont’s public transit system as efficient,
3 robust, and resilient as possible and fully maximize all available federal
4 funding.

5 (c) The Agency of Transportation shall file the written assessment with the
6 House and Senate Committees on Transportation, the House Committee on
7 Human Services, and the Senate Committee on Health and Welfare not later
8 than January 15, 2024.

9 Sec. 13. SEPARATING THE MOBILITY AND TRANSPORTATION

10 INNOVATIONS (MTI) GRANT PROGRAM FROM GO!

11 VERMONT

12 (a) Go! Vermont. Within the Agency of Transportation’s Proposed Fiscal
13 Year 2024 Transportation Program for Public Transit, authorized spending for
14 Go! Vermont STPG GOVT() is amended as follows:

15	<u>FY24</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
16	Other	905,000	405,000	-500,000
17	Total	905,000	405,000	-500,000
18	<u>Sources of funds</u>			
19	State	30,000	30,000	0
20	Federal	875,000	375,000	-500,000
21	Total	905,000	405,000	-500,000

1 **(b) Mobility and Transportation Innovations (MTI) Grant Program.**

2 **(1) Project addition. The following project is added to the Agency of**
3 **Transportation’s Proposed Fiscal Year 2024 Transportation Program for Public**
4 **Transit: Mobility and Transportation Innovations (MTI) Grant Program.**

5 **(2) Authorization. Spending authority for MTI Grant Program is**
6 **authorized as follows:**

7	<u>FY24</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
8	Other	0	500,000	500,000
9	Total	0	500,000	500,000
10	<u>Sources of funds</u>			
11	Federal	0	500,000	500,000
12	Total	0	500,000	500,000

13 * * * Vehicle Incentive Programs * * *

14 * * * Repeal of Existing Vehicle Incentive Programs * * *

15 Sec. 14. REPEALS

16 **(a) 2019 Acts and Resolves No. 59, Sec. 34, as amended by 2020 Acts and**
17 **Resolves No. 121, Sec. 14, 2020 Acts and Resolves No. 154, Sec. G.112, 2021**
18 **Acts and Resolves No. 3, Sec. 56, 2021 Acts and Resolves No. 55, Secs. 18,**
19 **19, and 21–24, and 2022 Acts and Resolves No. 184, Sec. 6, is repealed.**

20 **(b) 2021 Acts and Resolves No. 55, Sec. 27, as amended by 2022 Acts and**
21 **Resolves No. 184, Sec. 22, is repealed.**

1 * * * Codification of Vehicle Incentive Programs * * *

2 Sec. 15. 19 V.S.A. chapter 29 is added to read:

3 CHAPTER 29. VEHICLE INCENTIVE PROGRAMS

4 § 2901. DEFINITIONS

5 As used in this chapter:

6 (1) “Adaptive electric cycle” means an electric bicycle or an electric
7 cargo bicycle that has been modified to meet the physical needs or abilities of
8 the operator or a passenger.

9 (2) “Electric bicycle” has the same meaning as in 23 V.S.A. § 4(46)(A).

10 (3) “Electric cargo bicycle” means a motor-assisted bicycle, as defined
11 in 23 V.S.A. § 4(45)(B)(i), with an electric motor, as defined under 23 V.S.A.
12 § 4(45)(B)(i)(II), that is specifically designed and constructed for transporting
13 loads, including at least one or more of the following: goods; one or more
14 individuals in addition to the operator; or one or more animals. A motor-
15 assisted bicycle that is not specifically designed and constructed for
16 transporting loads, including a motor-assisted bicycle that is only capable of
17 transporting loads because an accessory rear or front bicycle rack has been
18 installed, is not an electric cargo bicycle.

19 (4) “Plug-in electric vehicle (PEV),” “battery electric vehicle (BEV),”
20 and “plug-in hybrid electric vehicle (PHEV)” have the same meanings as in 23
21 V.S.A. § 4(85).

1 § 2902. INCENTIVE PROGRAM FOR NEW PLUG-IN ELECTRIC
2 VEHICLES

3 (a) Creation; administration.

4 (1) There is created the Incentive Program for New Plug-In Electric
5 Vehicles (PEVs), which shall be administered by the Agency of
6 Transportation.

7 (2) Subject to State procurement requirements, the Agency may retain a
8 contractor or contractors to assist with marketing, program development, and
9 administration of the Program.

10 (b) Program structure. The Incentive Program for New PEVs shall
11 structure PEV purchase and lease incentive payments by income to help all
12 Vermonters benefit from electric driving, including Vermont's most
13 vulnerable. Specifically, the Incentive Program for New PEVs:

14 (1) shall apply to both purchases and leases of new PEVs with an
15 emphasis on incentivizing the purchase and lease of battery electric vehicles
16 (BEVs) and plug-in hybrid electric vehicles (PHEVs) with an electric range of
17 20 miles or greater per complete charge as rated by the Environmental
18 Protection Agency when the vehicle was new;

19 (2) shall provide not more than one incentive of not more than
20 \$3,000.00 for a PEV, per individual per year, to:

1 (A) an individual domiciled in the State whose federal income tax
2 filing status is single with an adjusted gross income under the laws of the
3 United States greater than \$60,000.00 and at or below \$100,000.00;

4 (B) an individual domiciled in the State whose federal income tax
5 filing status is head of household with an adjusted gross income under the laws
6 of the United States greater than \$75,000.00 and at or below \$125,000.00;

7 (C) an individual domiciled in the State whose federal income tax
8 filing status is surviving spouse with an adjusted gross income under the laws
9 of the United States greater than \$90,000.00 and at or below \$150,000.00;

10 (D) an individual who is part of a married couple with at least one
11 spouse domiciled in the State whose federal income tax filing status is married
12 filing jointly with an adjusted gross income under the laws of the United States
13 greater than \$90,000.00 and at or below \$150,000.00; or

14 (E) an individual who is part of a married couple with at least one
15 spouse domiciled in the State and at least one spouse whose federal income tax
16 filing status is married filing separately with an adjusted gross income under
17 the laws of the United States greater than \$60,000.00 and at or below
18 \$100,000.00;

19 (3) shall provide not more than one incentive of not more than
20 \$6,000.00 for a PEV, per individual per year, to:

1 (A) an individual domiciled in the State whose federal income tax
2 filing status is single with an adjusted gross income under the laws of the
3 United States at or below \$60,000.00;

4 (B) an individual domiciled in the State whose federal income tax
5 filing status is head of household with an adjusted gross income under the laws
6 of the United States at or below \$75,000.00;

7 (C) an individual domiciled in the State whose federal income tax
8 filing status is surviving spouse with an adjusted gross income under the laws
9 of the United States at or below \$90,000.00;

10 (D) an individual who is part of a married couple with at least one
11 spouse domiciled in the State whose federal income tax filing status is married
12 filing jointly with an adjusted gross income under the laws of the United States
13 at or below \$90,000.00; or

14 (E) an individual who is part of a married couple with at least one
15 spouse domiciled in the State and at least one spouse whose federal income tax
16 filing status is married filing separately with an adjusted gross income under
17 the laws of the United States at or below \$60,000.00;

18 (4) shall, as technology progresses, establish a minimum electric range
19 in order for a PHEV to be eligible for an incentive;

20 (5) shall apply to:

1 (A) manufactured PEVs with any base Manufacturer’s Suggested
2 Retail Price (MSRP) that will be issued a special registration plate by the
3 Commissioner of Motor Vehicles pursuant to 23 V.S.A. § 304a or will
4 predominately be used to provide accessible transportation for the incentive
5 recipient or a member of the incentive recipient’s household, provided that the
6 incentive recipient or the member of the incentive recipient’s household has a
7 removable windshield placard issued by the Commissioner of Motor Vehicles
8 pursuant to 23 V.S.A. § 304a;

9 (B) manufactured PHEVs with a base MSRP as determined by the
10 Agency of Transportation and meeting the following requirements:

11 (i) shall not exceed a base MSRP of \$55,000.00;

12 (ii) shall phase out incentives for PHEVs with an electric range of
13 less than 20 miles as rated by the Environmental Protection Agency when the
14 vehicle was new; and

15 (iii) shall be benchmarked to a base MSRP of the equivalent of
16 approximately \$50,000.00 or less in model year 2023; and

17 (C) manufactured BEVs with a base MSRP as determined by the
18 Agency of Transportation and meeting the following requirements:

19 (i) shall not exceed a base MSRP of \$55,000.00; and

20 (ii) shall be benchmarked to a base MSRP of the equivalent of
21 approximately \$50,000.00 or less in model year 2023; and

1 (6) shall provide incentives that may be in addition to any other
2 available incentives, including through another program funded by the State,
3 provided that not more than one incentive under the Incentive Program for
4 New PEVs is used for the purchase or lease of any one PEV.

5 (c) Administrative costs. Up to 15 percent of any appropriations for the
6 Incentive Program for New PEVs may be used for any costs associated with
7 administering and promoting the Incentive Program for New PEVs.

8 (d) Outreach and marketing. The Agency, in consultation with any
9 retained contractors, shall ensure that there is sufficient outreach and
10 marketing, including the use of translation and interpretation services, of the
11 Incentive Program for New PEVs so that Vermonters who are eligible for an
12 incentive can easily learn how to secure as many different incentives as are
13 available, and such costs shall be considered administrative costs for purposes
14 of subsection (c) of this section.

15 § 2903. MILEAGESMART

16 (a) Creation; administration.

17 (1) There is created a used high fuel efficiency vehicle incentive
18 program, which shall be administered by the Agency of Transportation and
19 known as MileageSmart.

1 (2) Subject to State procurement requirements, the Agency may retain a
2 contractor or contractors to assist with marketing, program development, and
3 administration of MileageSmart.

4 (b) Program structure. MileageSmart shall structure high fuel efficiency
5 purchase incentive payments by income to help all Vermonters benefit from
6 more efficient driving and reduced greenhouse gas emissions, including
7 Vermont's most vulnerable. Specifically, MileageSmart shall:

8 (1) apply to purchases of used high fuel-efficient motor vehicles, which
9 for purposes of this program shall be pleasure cars with a combined
10 city/highway fuel efficiency of at least 40 miles per gallon or miles-per-gallon
11 equivalent as rated by the Environmental Protection Agency when the vehicle
12 was new; and

13 (2) provide not more than one point-of-sale voucher worth up to
14 \$5,000.00 to an individual who is a member of a household with an adjusted
15 gross income that is at or below 80 percent of the State median income.

16 (c) Administrative costs. Up to 15 percent of any appropriations for
17 MileageSmart may be used for any costs associated with administering and
18 promoting MileageSmart.

19 (d) Outreach and marketing. The Agency, in consultation with any
20 retained contractors, shall ensure that there is sufficient outreach and
21 marketing, including the use of translation and interpretation services, of

1 MileageSmart so that Vermonters who are eligible for an incentive can easily
2 learn how to secure as many different incentives as are available, and such
3 costs shall be considered administrative costs for purposes of subsection (c) of
4 this section.

5 § 2904. REPLACE YOUR RIDE PROGRAM

6 (a) Creation; administration.

7 (1) There is created the Replace Your Ride Program, which shall be
8 administered by the Agency of Transportation.

9 (2) Subject to State procurement requirements, the Agency may retain a
10 contractor or contractors to assist with marketing, program development, and
11 administration of the Program.

12 (b) Program structure. The Replace Your Ride Program shall structure
13 incentive payments by income to help all Vermonters benefit from replacing
14 lower efficient modes of transportation with modes of transportation that
15 reduce greenhouse gas emissions. The Agency may apply a sliding scale
16 incentive based on electric range, with larger incentives being available for
17 PEVs with a longer electric range.

18 (c) Incentive amount. The Replace Your Ride Program shall provide up to
19 a \$2,500.00 incentive for those who qualify under subdivision (d)(1)(A) of this
20 section and up to a \$5,000.00 incentive for those who qualify under
21 subdivision (d)(1)(B) of this section, either of which may be in addition to any

1 other available incentives, including through a program funded by the State, to
2 individuals who qualify based on both income and the removal of an internal
3 combustion vehicle. Only one incentive per individual is available under the
4 Replace Your Ride Program.

5 (d) Eligibility. Applicants must qualify through both income and the
6 removal of an eligible vehicle with an internal combustion engine.

7 (1) Income eligibility.

8 (A) The lower incentive amount of up to \$2,500.00 is available to the
9 following, provided that all other eligibility requirements are met:

10 (i) an individual domiciled in the State whose federal income tax
11 filing status is single with an adjusted gross income under the laws of the
12 United States greater than \$60,000.00 and at or below \$100,000.00;

13 (ii) an individual domiciled in the State whose federal income tax
14 filing status is head of household with an adjusted gross income under the laws
15 of the United States greater than \$75,000.00 and at or below \$125,000.00;

16 (iii) an individual domiciled in the State whose federal income tax
17 filing status is surviving spouse with an adjusted gross income under the laws
18 of the United States greater than \$90,000.00 and at or below \$150,000.00;

19 (iv) an individual who is part of a married couple with at least one
20 spouse domiciled in the State whose federal income tax filing status is married

1 filing jointly with an adjusted gross income under the laws of the United States
2 greater than \$90,000.00 and at or below \$150,000.00; or

3 (v) an individual who is part of a married couple with at least one
4 spouse domiciled in the State and at least one spouse whose federal income tax
5 filing status is married filing separately with an adjusted gross income under
6 the laws of the United States greater than \$60,000.00 and at or below
7 \$100,000.00.

8 (B) The higher incentive amount of up to \$5,000.00 is available to
9 the following, provided that all other eligibility requirements are met:

10 (i) an individual domiciled in the State whose federal income tax
11 filing status is single with an adjusted gross income under the laws of the
12 United States at or below \$60,000.00;

13 (ii) an individual domiciled in the State whose federal income tax
14 filing status is head of household with an adjusted gross income under the laws
15 of the United States at or below \$75,000.00;

16 (iii) an individual domiciled in the State whose federal income tax
17 filing status is surviving spouse with an adjusted gross income under the laws
18 of the United States at or below \$90,000.00;

19 (iv) an individual who is part of a married couple with at least one
20 spouse domiciled in the State whose federal income tax filing status is married

1 filing jointly with an adjusted gross income under the laws of the United States
2 at or below \$90,000.00;

3 (v) an individual who is part of a married couple with at least one
4 spouse domiciled in the State and at least one spouse whose federal income tax
5 filing status is married filing separately with an adjusted gross income under
6 the laws of the United States at or below \$60,000.00; or

7 (vi) an individual who is a member of a household with an
8 adjusted gross income that is at or below 80 percent of the State median
9 income.

10 (2) Vehicle removal.

11 (A) In order for an individual to qualify for an incentive under the
12 Replace Your Ride Program, the individual must remove an older low-
13 efficiency vehicle from operation and switch to a mode of transportation that
14 produces fewer greenhouse gas emissions. The entity that administers the
15 Replace Your Ride Program, in conjunction with the Agency of
16 Transportation, shall establish Program guidelines that specifically provide for
17 how someone can show that the vehicle removal eligibility requirement has
18 been, or will be, met.

19 (B) For purposes of the Replace Your Ride Program:

20 (i) An “older low-efficiency vehicle”:

1 (I) is currently registered, and has been for two years prior to
2 the date of application, with the Vermont Department of Motor Vehicles;

3 (II) is currently titled in the name of the applicant and has been
4 for at least one year prior to the date of application;

5 (III) has a gross vehicle weight rating of 10,000 pounds or less;

6 (IV) is at least 10 model years old;

7 (V) has an internal combustion engine; and

8 (VI) passed the annual inspection required under 23 V.S.A.
9 § 1222 within the prior year.

10 (ii) Removing the older low-efficiency vehicle from operation
11 must be done by disabling the vehicle's engine from further use and fully
12 dismantling the vehicle for either donation to a nonprofit organization to be
13 used for parts or destruction.

14 (iii) The following qualify as a switch to a mode of transportation
15 that produces fewer greenhouse gas emissions:

16 (I) purchasing or leasing a new or used PEV;

17 (II) purchasing a new or used bicycle, electric bicycle, electric
18 cargo bicycle, adaptive electric cycle, or motorcycle that is fully electric, and
19 the necessary safety equipment; and

20 (III) utilizing shared-mobility services.

1 (e) Administrative costs. Up to 15 percent of any appropriations for the
2 Replace Your Ride Program may be used for any costs associated with
3 administering and promoting the Replace Your Ride Program.

4 (f) Outreach and marketing. The Agency, in consultation with any retained
5 contractors, shall ensure that there is sufficient outreach and marketing,
6 including the use of translation and interpretation services, of the Replace Your
7 Ride Program so that Vermonters who are eligible for an incentive can easily
8 learn how to secure as many different incentives as are available and such costs
9 shall be considered administrative costs for purposes of subsection (e) of this
10 section.

11 § 2905. ANNUAL REPORTING

12 (a) The Agency shall annually evaluate the programs established under this
13 chapter to gauge effectiveness and shall submit a written report on the
14 effectiveness of the programs to the House and Senate Committees on
15 Transportation, the House Committee on Environment and Energy, and the
16 Senate Committee on Finance on or before the 31st day of January in each year
17 following a year that an incentive was provided through one of the programs.

18 (b) The report shall also include:

19 (1) any intended modifications to program guidelines for the upcoming
20 fiscal year along with an explanation for the reasoning behind the

1 modifications and how the modifications will yield greater uptake of PEVs and
2 other means of transportation that will reduce greenhouse gas emissions; and
3 (2) any recommendations on statutory modifications to the programs,
4 including to income and vehicle eligibility, along with an explanation for the
5 reasoning behind the statutory modification recommendations and how the
6 modifications will yield greater uptake of PEVs and other means of
7 transportation that will reduce greenhouse gas emissions.

8 (c) Notwithstanding 2 V.S.A. § 20(d), the annual report required under this
9 section shall continue to be required if an incentive is provided through one of
10 the programs unless the General Assembly takes specific action to repeal the
11 report requirement.

12 * * * Vehicle Incentive Program; Fiscal Year 2023 Authorizations * * *

13 Sec. 16. 2022 Acts and Resolves No. 184, Sec. 5 is amended to read:

14 Sec. 5. VEHICLE INCENTIVE PROGRAMS

15 (a) Incentive Program for New PEVs. The Agency is authorized to spend
16 up to \$12,000,000.00 as appropriated in the fiscal year 2023 budget on the
17 Incentive Program for New PEVs established in 2019 Acts and Resolves No.
18 59, Sec. 34, as amended, and subsequently codified in 19 V.S.A. chapter 29.

19 (b) MileageSmart. The Agency is authorized to spend up to \$3,000,000.00
20 as appropriated in the fiscal year 2023 budget on MileageSmart as established

1 in 2019 Acts and Resolves No. 59, Sec. 34, as amended, and subsequently
2 codified in 19 V.S.A. chapter 29.

3 (c) Replace Your Ride Program. The Agency is authorized to spend up to
4 \$3,000,000.00 as appropriated in the fiscal year 2023 budget on the Replace
5 Your Ride Program established in 2021 Acts and Resolves No. 55, Sec. 27, as
6 amended, and subsequently codified in 19 V.S.A. chapter 29.

7 * * *

8 * * * Electrify Your Fleet Program and eBike Incentive Program * * *

9 * * * Creation of Electrify Your Fleet Program and Authorization * * *

10 Sec. 17. ELECTRIFY YOUR FLEET PROGRAM; AUTHORIZATION

11 (a) Creation; administration.

12 (1) There is created the Electrify Your Fleet Program, which shall be
13 administered by the Agency of Transportation.

14 (2) Subject to State procurement requirements, the Agency may retain a
15 contractor or contractors to assist with marketing, program development, and
16 administration of the Program.

17 (b) Authorization. The Agency is authorized to spend up to \$500,000.00 in
18 one-time General Fund monies on the Electrify Your Fleet Program
19 established pursuant to subdivision (a)(1) of this section.

20 (c) Definitions. The definitions in 19 V.S.A. § 2901, as added by Sec. 15
21 of this act, shall apply to this section.

1 (d) Program structure. The Electrify Your Fleet Program shall reduce the
2 greenhouse gas emissions of persons operating a motor vehicle fleet in
3 Vermont by structuring purchase and lease incentive payments on a first-come,
4 first-served basis to replace vehicles other than a plug-in electric vehicle (PEV)
5 cycled out of a motor vehicle fleet or avoid the purchase of vehicles other than
6 a PEV for a motor vehicle fleet. Specifically, the Electrify Your Fleet Program
7 shall:

8 (1) provide incentives to Vermont municipalities and business entities
9 registered in Vermont that maintain a fleet of motor vehicles that are registered
10 in Vermont with no single applicant being eligible for more than 20 incentives
11 over the existence of the Program;

12 (2) provide \$2,500.00 purchase and lease incentives for:

13 (A) BEVs with a base Manufacturer's Suggested Retail Price
14 (MSRP) of \$60,000.00 or less;

15 (B) PHEVs with an electric range of 20 miles or greater per complete
16 charge as rated by the Environmental Protection Agency when the vehicle was
17 new and a base MSRP of \$60,000.00 or less;

18 (C) electric bicycles and electric cargo bicycles with a base MSRP of
19 \$6,000.00 or less;

20 (D) adaptive electric cycles with any base MSRP;

21 (E) electric motorcycles with a base MSRP of \$30,000.00 or less; and

1 (F) electric snowmobiles with a base MSRP of \$20,000.00 or less;

2 (3) require a showing that the incentive will be used to electrify the
3 applicant's motor vehicle fleet; and

4 (4) require a showing of any other requirements implemented by the
5 Agency of Transportation that are designed to maximize the impact of State-
6 funded Electrify Your Fleet Program incentives by ensuring that, as applicable,
7 other incentives, subsidies, and credits are fully taken advantage of.

8 (e) Increased incentives for nonprofit mobility services organizations.

9 Nonprofit mobility services organizations incorporated in the State of Vermont
10 for the purpose of providing Vermonters with transportation alternatives to
11 personal vehicle ownership shall be entitled to:

12 (1) up to 15 \$2,500.00 incentives available under subsection (d) of this
13 section on a first-come, first-served basis amongst all applicants for incentives
14 under the Electrify Your Fleet Program over the existence of the Program,
15 provided that the requirements of subsection (d) of this section are met; and

16 (2) notwithstanding subdivisions (d)(1) and (2) of this section, up to five
17 increased incentives at the incentive amount available to individuals who
18 purchase or lease a BEV and who qualify for an incentive under 19 V.S.A.
19 § 2902(b)(3) (the lower-income tier for the Incentive Program for New PEVs),
20 as added by Sec. 15 of this act, for BEVs with a base MSRP of \$55,000.00 or

1 less, provided that the requirements of subdivisions (d)(3) and (4) of this
2 section are met.

3 (f) Administrative costs. Up to 15 percent of any appropriations for the
4 Electrify Your Fleet Program may be used for any costs associated with
5 administering and promoting the Electrify Your Fleet Program.

6 (g) Outreach and marketing. The Agency, in consultation with any
7 retained contractors, shall ensure that there is sufficient outreach and
8 marketing, including the use of translation and interpretation services, of the
9 Electrify Your Fleet Program so that persons who are eligible for an incentive
10 can easily learn how to secure an incentive and such costs shall be considered
11 administrative costs for purposes of subsection (f) of this section.

12 (h) Reporting. The reporting requirements of 19 V.S.A. § 2905, as added
13 by Sec. 15 of this act, shall, notwithstanding 2 V.S.A. § 20(d), apply to the
14 Electrify Your Fleet Program if an incentive is provided through the Electrify
15 Your Fleet Program unless the General Assembly takes specific action to
16 repeal the report requirement.

17 * * * eBike Incentive Program; Authorization * * *

18 Sec. 18. MODIFICATIONS TO EBIKE INCENTIVE PROGRAM;

19 REPORT

20 (a) Definitions. The definitions in 19 V.S.A. § 2901, as added by Sec. 15
21 of this act, shall apply to this section.

1 (b) Authorization and modifications. The Agency is authorized to spend up
2 to \$50,000.00 in one-time General Fund monies on the continuation of the
3 eBike Incentive Program established pursuant to 2021 Acts and Resolves No.
4 55, Sec. 28, as amended by 2022 Acts and Resolves No. 184, Sec. 23, with the
5 following modifications:

6 (1) incentives shall be provided in the form of a voucher redeemable as
7 a point-of-sale rebate at participating retail shops;

8 (2) vouchers shall be provided to applicants that self-certify as to both:

9 (A) meeting income eligibility requirements under 19 V.S.A.
10 § 2902(b)(3) (the lower-income tier for the Incentive Program for New PEVs),
11 as added by Sec. 15 of this act; and

12 (B) that the incentivized electric bicycle, electric cargo bicycle, or
13 adaptive electric cycle shall be used in a way that reduces greenhouse gas
14 emissions, such as a substitute for trips that would have been taken in a vehicle
15 other than a plug-in electric vehicle;

16 (3) only electric bicycles with a base Manufacturer's Suggested Retail
17 Price (MSRP) of \$4,000.00 or less shall be eligible for an incentive;

18 (4) only electric cargo bicycles with a base MSRP of \$5,000.00 or less
19 shall be eligible for an incentive;

20 (5) an adaptive electric cycle with any base MSRP shall be eligible for
21 an incentive; and

1 (6) only electric bicycles, electric cargo bicycles, and adaptive electric
2 cycles that meet one or more of the following standards shall be eligible for an
3 incentive:

4 (A) American National Standard (ANSI)/Controller Area Network
5 (CAN)/Underwriters Laboratories (UL) 2849 – Standard for Electrical Systems
6 for eBikes, as amended, and any standards incorporated by reference in
7 ANSI/CAN/UL 2849;

8 (B) Europäische Norm (EN) 15194 – Electrically Power Assisted
9 Cycles (EPAC Bicycles), as amended; or

10 (C) another applicable standard designed to reduce the serious risk of
11 dangerous fires, as determined by the Agency of Transportation, if neither of
12 the standards in subdivisions (A) and (B) of this subdivision (6) are applicable.

13 (c) Administrative costs. Up to 15 percent of the authorization in
14 subsection (b) of this section may be used for any costs associated with
15 administering and promoting the eBike Incentive Program.

16 (d) Reporting. The Agency of Transportation shall address incentives for
17 electric bicycles, electric cargo bicycles, and adaptive electric cycles provided
18 pursuant to this section in the January 31, 2024 report required under 19
19 V.S.A. § 2905, as added by Sec. 15 of this act, including:

20 (1) the demographics of who received an incentive under the eBike
21 Incentive Program;

1 (2) a breakdown of where vouchers were redeemed;

2 (3) a breakdown, by manufacturer and type, of electric bicycles, electric
3 cargo bicycles, and adaptive electric cycles incentivized;

4 (4) a detailed summary of information provided in the self-certification
5 forms; and

6 (5) a detailed summary of information collected through participant
7 surveys.

8 Sec. 19. AGENCY OF TRANSPORTATION AUTHORITY TO MODIFY

9 INCOME ELIGIBILITY REQUIREMENTS FOR EBIKE

10 INCENTIVE PROGRAM ON PASSAGE

11 Notwithstanding 2022 Acts and Resolves No. 55, Sec. 28(a)(3), the Agency
12 of Transportation may choose to only provide incentives to individuals who
13 self-certify as to meeting income eligibility requirements under 19 V.S.A.
14 § 2902(b)(3) (the lower-income tier for the Incentive Program for New PEVs),
15 as added by Sec. 15 of this act.

16 * * * Reallocation of Funding * * *

17 Sec. 20. 2022 Acts and Resolves No. 184, Sec. 2(8)(C), as amended by 2023

18 Acts and Resolves No. 3, Sec. 83, is further amended to read:

19 (C) Replace Your Ride Program. Sec. 5(c) of this act authorizes
20 ~~\$2,900,000.00~~ \$2,350,000.00 for incentives under Replace Your Ride, which
21 will be the State's program to incentivize Vermonters to remove older low-

1 efficiency vehicles from operation and switch to modes of transportation that
2 produce fewer greenhouse gas emissions, and capped administrative costs.

3 Sec. 21. 2022 Acts and Resolves No. 184, Sec. 5(c), as amended by 2023 Acts
4 and Resolves No. 3, Sec. 84, is further amended to read:

5 (c) Replace Your Ride Program. The Agency is authorized to spend up to
6 ~~\$2,900,000.00~~ \$2,350,000.00 as appropriated in the fiscal year 2023 budget on
7 the Replace Your Ride Program established in 2021 Acts and Resolves No. 55,
8 Sec. 27, as amended.

9 Sec. 22. 2022 Acts and Resolves No. 185, Sec. G.600(b)(5), as amended by
10 2023 Acts and Resolves No. 3, Sec. 85, is further amended to read:

11 (5) ~~\$2,900,000.00~~ \$2,350,000.00 to the Agency of Transportation for the
12 Replace Your Ride Program, established in 2021 Acts and Resolves No. 55,
13 Sec. 27, as amended.

14 * * * Mileage-Based User Fee (MBUF) * * *

15 Sec. 23. MILEAGE-BASED USER FEE LEGISLATIVE INTENT

16 It is the intent of the General Assembly for the State:

17 (1) to start collecting a mileage-based user fee from all battery-electric
18 vehicles registered in Vermont starting on July 1, 2025, which is expected to
19 be the first day of the first fiscal year when more than 15 percent of new
20 pleasure car registrations in the State are plug-in electric vehicles (PEVs);

- 1 (2) to start subjecting plug-in hybrid electric vehicles (PHEVs) that are a
2 pleasure car to an increased annual or a biennial registration fee starting on
3 July 1, 2025, and that PHEVs shall not be subject to a mileage-based user fee;
4 (3) to work towards collecting a fee on kWhs that are dispensed through
5 certain electric vehicle supply equipment available to the public so as to
6 supplant lost gas tax revenue from PEVs; and
7 (4) to not commence collecting a mileage-based user fee until such
8 authorizing language is codified in statute and becomes effective.

9 Sec. 24. MILEAGE-BASED USER FEE AUTHORIZATION

- 10 (a) Within the Agency of Transportation’s Proposed Fiscal Year 2024
11 Transportation Program for Environmental Policy and Sustainability, the
12 Agency of Transportation, including the Department of Motor Vehicles, is
13 authorized to apply for and accept a competitive federal Strategic Innovation
14 for Revenue Collection grant established pursuant to the Infrastructure
15 Investment and Jobs Act, Pub. L. No. 117-58 (IIJA), Sec. 13001, with up to
16 \$350,000.00 in Transportation Fund monies authorized for the nonfederal
17 match in fiscal year 2024 and a to-be-determined amount for the nonfederal
18 match in subsequent fiscal years.
19 (b) As permitted under federal regulations and grant terms, the Agency
20 shall utilize grant monies to design a mileage-based user fee that is consistent
21 with Secs. 23 and 25 of this act.

1 (c) Subject to State procurement requirements, the Agency may retain one
2 or more contractors or consultants, or both, to assist with the design of a
3 process to commence collecting a mileage-based user fee on July 1, 2025.

4 Sec. 25. MILEAGE-BASED USER FEE DESIGN

5 (a) Definitions. As used in Secs. 23–26 of this act:

6 (1) “Account manager” means a person under contract with the Agency
7 of Transportation or Department of Motor Vehicles to administer and manage
8 the mileage-based user fee.

9 (2) “Annual vehicle miles traveled” means the total number of miles that
10 a BEV is driven between annual inspections as reported by an inspection
11 mechanic to the Department of Motor Vehicles.

12 (3) “Mileage-based user fee” means the total amount that an owner or
13 lessee of a BEV registered in Vermont owes the State and is calculated by
14 multiplying the mileage-based user fee rate by the annual vehicle miles
15 traveled or, in the case of a terminating event, by multiplying the mileage-
16 based user fee rate by the vehicle miles traveled between the last Vermont
17 annual inspection and the terminating event.

18 (4) “Mileage-based user fee rate” means the per-mile usage fee charged
19 to the owner or lessee of a BEV registered in Vermont.

20 (5) “Mileage reporting period” means the time between annual
21 inspections or the time between an annual inspection and a terminating event.

1 (6) “Pleasure car” has the same meaning as in 23 V.S.A. § 4(28).

2 (7) “Plug-in electric vehicle (PEV)” has the same meaning as in
3 23 V.S.A. § 4(85) and includes battery electric vehicles (BEVs) and plug-in
4 hybrid electric vehicles (PHEVs), which have the same meaning as in
5 23 V.S.A. § 4(85)(A) and (B).

6 (8) “Terminating event” means either the registering of a BEV that had
7 been registered in Vermont in a different state or a change in ownership or
8 lesseeship of the BEV, or both.

9 (b) Commencement date. The Agency shall design a process to collect a
10 mileage-based user fee for miles driven by a BEV registered in Vermont to
11 commence collecting revenue on July 1, 2025.

12 (c) Covered vehicles. The Agency shall design a process to collect a
13 mileage-based user fee based on the annual vehicle miles traveled by BEVs
14 registered in the State.

15 (d) Imposition of a mileage-based user fee. The Agency shall design a
16 process to collect a mileage-based user fee from the owner or lessee of a BEV
17 registered in Vermont for each mileage reporting period within 60 days after
18 the Vermont annual inspection or terminating event that closes the mileage
19 reporting period.

1 Sec. 26. REPORTS

2 The Secretary of Transportation and the Commissioner of Motor Vehicles
3 shall file a written report not later than January 31, 2024 with the House and
4 Senate Committees on Transportation, the House Committee on Ways and
5 Means, and the Senate Committee on Finance that provides the following:

6 (1) a comprehensive implementation plan to commence collecting, on
7 July 1, 2025, a mileage-based user fee for miles driven by a BEV registered in
8 Vermont;

9 (2) a recommendation on what language should be codified in statute to
10 enable the State to commence collecting, on July 1, 2025, a mileage-based user
11 fee for miles driven by a BEV registered in Vermont, which shall include a
12 recommendation for the mileage-based user fee rate and that includes, for that
13 recommendation:

14 (A) an explanation for how the recommended mileage-based user fee
15 rate was calculated;

16 (B) what the recommended mileage-based user fee rate is estimated
17 to yield in revenue for the State in total per year; and

18 (C) how the anticipated mileage-based user fee for a pleasure car is
19 expected to compare to the amount collected by the State in gas tax revenue
20 from the use of a non-PEV pleasure car registered in Vermont and the amount
21 collected by the State in gas tax revenue and increased registration fee from the

1 use of a non-PHEV pleasure car registered in Vermont based on estimates of
2 low, medium, and high annual vehicle miles traveled;

3 (3) a recommendation on what should be required in annual reporting on
4 the mileage-based user fee starting in 2026 for fiscal year 2025, which shall, at
5 a minimum, address whether the following should be reported on:

6 (A) the total amount of revenue collected in mileage-based user fees
7 for the prior fiscal year and an estimate of the total amount of revenue
8 anticipated to be collected in mileage-based user fees during the subsequent
9 fiscal year;

10 (B) the average mileage-based user fee collected for a BEV with low,
11 medium, and high annual vehicle miles traveled in the prior fiscal year;

12 (C) an estimate of the average amount in motor fuel revenue that was
13 collected for a pleasure car that is not a plug-in electric vehicle with low,
14 medium, and high annual vehicle miles traveled in the prior fiscal year;

15 (D) an estimate of the average amount in motor fuel revenue and
16 increased registration fee that was collected for a pleasure car that is a plug-in
17 hybrid electric vehicle with low, medium, and high annual vehicle miles
18 traveled in the prior fiscal year;

19 (E) the total number of delinquent mileage-based user fees in the
20 prior fiscal year;

1 (F) the total number of outstanding payment plans for delinquent
2 mileage-based user fees; and

3 (G) the cost to collect the mileage-based user fees in the prior fiscal
4 year;

5 (4) an outline of what the Agency intends to adopt, if authorized, as rule
6 in order to commence collecting, on July 1, 2025, a mileage-based user fee for
7 miles driven by a BEV registered in Vermont, which shall, at a minimum,
8 establish:

9 (A) a process to calculate and report the annual vehicle miles traveled
10 by a BEV registered in Vermont;

11 (B) payment periods and other payment methods and procedures for
12 the payment of the mileage-based user fee, which shall include the option to
13 prepay the anticipated mileage-based user fee in installments on a monthly,
14 quarterly, or annual basis;

15 (C) standards for mileage reporting mechanisms for an owner or
16 lessee of a BEV to report vehicle miles traveled throughout the year;

17 (D) procedures to provide security and protection of personal
18 information and data connected to a mileage-based user fee;

19 (E) penalty and appeal procedures necessary for the collection of a
20 mileage-based user fee, which, to the extent practicable, shall duplicate and
21 build upon existing Department of Motor Vehicles processes; and

1 (F) Agency oversight of any account manager, including privacy
2 protection of personal information and access and auditing capability of
3 financial and other records related to administration of the process to collect a
4 mileage-based user fee; and

5 (5) an update on what other states and the federal government are doing
6 to address lost gas tax revenue from the adoption of PEVs along with any
7 applicable suggestions for opportunities for regional collaboration and an
8 explanation of the source of the information provided under this subdivision.

9 * * * Transportation Programs; Federal Carbon Reduction Program;

10 PROTECT Formula Program; Prioritization; Equity * * *

11 Sec. 27. AGENCY OF TRANSPORTATION EFFORTS TO IMPLEMENT

12 THE FEDERAL CARBON REDUCTION PROGRAM AND

13 PROTECT FORMULA PROGRAM; PRIORITIZATION; EQUITY

14 (a) The Agency of Transportation, through its development of the State's
15 Carbon Reduction Strategy, shall:

16 (1) develop a methodology to:

17 (A) quantify the emissions reductions the Agency will achieve from
18 the State's Transportation Program;

19 (B) measure the gap between the emissions reductions calculated
20 under subdivision (A) of this subdivision (a)(1) and the emissions reductions

1 required under the Global Warming Solutions Act, as codified in 10 V.S.A.
2 § 578; and

3 (C) evaluate what additional emissions reductions are possible
4 through the implementation of additional policies and programs within the
5 State's Transportation Program;

6 (2) articulate the ongoing investments, particularly under the Carbon
7 Reduction Program, established through the Infrastructure Investment and Jobs
8 Act, Pub. L. No. 117-58 (IIJA) and codified as 23 U.S.C. § 175, that the
9 Agency intends to implement through the State's annual Transportation
10 Program in order to reduce emissions from activities within the control of the
11 Agency;

12 (3) identify and evaluate the effectiveness of other policies and
13 programs to reduce transportation sector greenhouse gas emissions as required
14 by the Global Warming Solutions Act, as codified in 10 V.S.A. § 578, and as
15 identified in the Vermont Climate Action Plan, as amended, which shall
16 include:

17 (A) an analysis of the potential to generate revenue sources sufficient
18 for ongoing greenhouse gas emissions reduction implementation; and

19 (B) recommendations regarding additional policy or revenue sources
20 to close any implementation gaps identified in subdivision (a)(1)(B) of this
21 section;

1 (4) engage in public outreach through the following:

2 (A) establishing an advisory committee with a broad group of
3 stakeholders, including representatives of the Vermont Climate Council, to
4 help guide the identification and evaluation of policies and programs to reduce
5 transportation sector greenhouse gas emissions;

6 (B) working with stakeholders, including environmental groups;
7 community-based organizations that represent equity and environmental
8 justice interests; business community groups, including chambers of
9 commerce; transportation industry associations, including those representing
10 rail and trucking; municipalities; regional planning commissions; and elected
11 officials on ways to reduce transportation sector greenhouse gas emissions;
12 and

13 (C) hosting not less than two public meetings, with at least one to
14 gather input on proposed policies and programs to reduce transportation sector
15 greenhouse gas emissions and at least one to address the evaluation of the
16 anticipated outcomes of the draft of the State’s Carbon Reduction Strategy;
17 and

18 (5) coordinate with the Climate Action Office within the Agency of
19 Natural Resources to track and report progress towards achieving the State’s
20 greenhouse gas emissions as required by the Global Warming Solutions Act
21 and codified in 10 V.S.A. § 578.

1 (b) The Agency shall develop the State’s Resilience Improvement Plan to
2 establish how it will use federal monies available under the Promoting
3 Resilient Operations for Transformative, Efficient, and Cost-Saving
4 Transportation (PROTECT) Formula Program, established through the IJJA
5 and codified as 23 U.S.C. § 176, and existing tools and processes to address
6 transportation resilience, specifically for:

7 (1) resilience planning, predesign, design, or the development of data
8 tools to simulate transportation disruption scenarios, including vulnerability
9 assessments, community response strategies, or evacuation planning and
10 preparation;

11 (2) resilience projects to improve the ability of an existing surface
12 transportation asset to withstand one or more elements of a weather event or
13 natural disaster; and

14 (3) community resilience and evacuation route activities that strengthen
15 and protect routes that are essential for providing and supporting evacuations
16 caused by emergency events.

17 (c) The Agency shall develop recommendations for the integration of
18 carbon reduction, resilience, and equity factors into its project prioritization
19 system through the Agency’s existing prioritization process and the
20 development of the Equity Framework Project.

1 Sec. 28. REPORT ON TRANSPORTATION POLICY STATUTES

2 The Agency of Transportation shall provide a written report summarizing
3 the work completed pursuant to Sec. 27 of this act and written
4 recommendations on how to amend statute, including 19 V.S.A. §§ 10b and
5 10i, to reflect the work completed pursuant to Sec. 27 of this act to the House
6 and Senate Committees on Transportation on or before January 15, 2024.

7 * * * Complete Streets * * *

8 Sec. 29. 19 V.S.A. § 10b is amended to read:

9 § 10b. STATEMENT OF POLICY; GENERAL

10 (a) The Agency shall be the responsible agency of the State for the
11 development of transportation policy. It shall develop a mission statement to
12 reflect:

13 (1) that State transportation policy shall be to encompass, coordinate,
14 and integrate all modes of transportation and to consider “complete streets”, as
15 defined in section 2401 of this title, principles, which are principles of safety
16 and accommodation of all transportation system users, regardless of age,
17 ability, or modal preference; and

18 (2) the need for transportation projects that will improve the State’s
19 economic infrastructure, as well as the use of resources in efficient,
20 coordinated, integrated, cost-effective, and environmentally sound ways, and

1 that will be consistent with the recommendations of the Comprehensive
2 Energy Plan (CEP) issued under 30 V.S.A. § 202b.

3 (b) The Agency shall coordinate planning ~~and~~ education, and training
4 efforts with those of ~~the Vermont Climate Change Oversight Committee and~~
5 ~~those of~~ local and regional planning entities to:

6 (1) ~~to~~ ensure that the transportation system as a whole is integrated;₂ that
7 access to the transportation system as a whole is integrated;₂ and that statewide,
8 local, and regional conservation and efficiency opportunities and practices are
9 integrated; and

10 (2) ~~to~~ support employer-led or local or regional government-led
11 conservation, efficiency, rideshare, and bicycle programs and other innovative
12 transportation advances, especially employer-based incentives.

13 (c) In developing the State's annual Transportation Program, the Agency
14 shall, consistent with the planning goals listed in 24 V.S.A. § 4302 ~~as amended~~
15 ~~by 1988 Acts and Resolves No. 200~~ and with appropriate consideration to
16 local, regional, and State agency plans:

17 (1) ~~Develop~~ develop or incorporate designs that provide integrated, safe,
18 and efficient transportation and that are consistent with the recommendations
19 of the CEP;₂

20 (2)(A) ~~Consider the safety and accommodation of all transportation~~
21 ~~system users, including motorists, bicyclists, public transportation users, and~~

1 ~~pedestrians of all ages and abilities, consider complete streets principles in all~~
2 State- and municipally managed transportation projects and project phases,
3 including planning, development, construction, and maintenance, except in the
4 case of projects or project components involving unpaved highways. ~~If, after~~
5 ~~the consideration required under this subdivision, a State managed project does~~
6 ~~not incorporate complete streets principles, the project manager shall make a~~
7 ~~written determination, supported by documentation and available for public~~
8 ~~inspection at the Agency, that one or more of the following circumstances~~
9 ~~exist:~~

10 ~~(i) Use of the transportation facility by pedestrians, bicyclists, or~~
11 ~~other users is prohibited by law.~~

12 ~~(ii) The cost of incorporating complete streets principles is~~
13 ~~disproportionate to the need or probable use as determined by factors including~~
14 ~~land use, current and projected user volumes, population density, crash data,~~
15 ~~historic and natural resource constraints, and maintenance requirements. The~~
16 ~~Agency shall consult local and regional plans, as appropriate, in assessing~~
17 ~~these and any other relevant factors.~~

18 ~~(iii) Incorporating complete streets principles is outside the scope~~
19 ~~of a project because of its very nature.~~

1 related recommendations outlined in the Comprehensive Energy Plan (CEP)
2 issued under 30 V.S.A. § 202b and the recommendations of the Vermont
3 Climate Action Plan (CAP) issued under 10 V.S.A. § 592.

4 (b) Except in the case of projects or project components involving unpaved
5 highways, for all transportation projects and project phases managed by the
6 Agency or a municipality, including planning, development, construction, or
7 maintenance, it is the policy of this State for the Agency and municipalities, as
8 applicable, to incorporate complete streets principles that:

9 (1) serve individuals of all ages and abilities, including vulnerable users
10 as defined in 23 V.S.A. § 4(81);

11 (2) follow state-of-the-practice design guidance; and

12 (3) are sensitive to the surrounding community, including current and
13 planned buildings, parks, and trails and current and expected transportation
14 needs.

15 § 2403. PROJECTS NOT INCORPORATING COMPLETE STREETS

16 PRINCIPLES

17 (a) State projects. A State-managed project shall incorporate complete
18 streets principles unless the project manager makes a written determination,
19 supported by documentation, that one or more of the following circumstances
20 exist:

1 (1) Use of the transportation facility by pedestrians, bicyclists, or other
2 users is prohibited by law.

3 (2) The cost of incorporating complete streets principles is
4 disproportionate to the need or probable use as determined by factors including
5 land use, current and projected user volumes, population density, crash data,
6 historic and natural resource constraints, and maintenance requirements. The
7 Agency shall consult local and regional plans, as appropriate, in assessing
8 these and any other relevant factors. If the project manager bases the written
9 determination required under this subsection in whole or in part on this
10 subdivision then the project manager shall provide a supplemental written
11 determination with specific details on costs, needs, and probable uses, as
12 applicable.

13 (3) Incorporating complete streets principles is outside the limited scope
14 of a project as defined in the latest version of the Agency's Complete Streets
15 Guidance.

16 (b) Municipal projects. A municipally managed project shall incorporate
17 complete streets principles unless the municipality managing the project makes
18 a written determination, supported by documentation, that one or more of the
19 following circumstances exist:

20 (1) Use of the transportation facility by pedestrians, bicyclists, or other
21 users is prohibited by law.

1 (2) The cost of incorporating complete streets principles is
2 disproportionate to the need or probable use as determined by factors such as
3 land use, current and projected user volumes, population density, crash data,
4 historic and natural resource constraints, and maintenance requirements. The
5 municipality shall consult local and regional plans, as appropriate, in assessing
6 these and any other relevant factors. If the municipality managing the project
7 bases the written determination required under this subsection in whole or in
8 part on this subdivision then the project manager shall provide a supplemental
9 written determination with specific details on costs, needs, and probable uses,
10 as applicable.

11 (3) Incorporating complete streets principles is outside the limited scope
12 of a project as defined in the latest version of the Agency’s Complete Streets
13 Guidance.

14 (c) Finality of determinations. The written determinations required by
15 subsections (a) and (b) of this section shall be final and shall not be subject to
16 appeal or further review.

17 (d) Posting and availability of determinations. The written determinations
18 required by subsections (a) and (b) of this section shall be posted to a web page
19 on the Agency of Transportation’s website dedicated to complete streets, in the
20 case of a State-managed project, and made available for public inspection at
21 the office of the municipal clerk, in the case of a municipally managed project.

1 § 2404. ANNUAL REPORT; PUBLIC DATA SOURCE

2 (a) Annual report. Notwithstanding 2 V.S.A. § 20(d), the Agency shall
3 annually, on or before September 1 starting in 2025, submit a report detailing
4 the State's efforts in following the complete streets policy established in
5 section 2402 of this chapter during the previous fiscal year to the House and
6 Senate Committees on Transportation.

7 (b) Public data source.

8 (1) The Agency of Transportation shall maintain a web-accessible and
9 web-searchable data source dedicated to complete streets on the Agency's
10 website that shall contain information on all State-managed transportation
11 projects that have been bid since January 1, 2023, including a description of
12 the project, the location of the project, which complete streets principles were
13 incorporated in the project, as applicable, and an explanation as to which
14 circumstance or circumstances contained in subsection 2403(a) of this chapter
15 existed in the case of projects not incorporating complete streets principles.

16 (2) The web-accessible and web-searchable data source required under
17 this subsection shall be updated on at least an annual basis.

18 Sec. 32. IMPLEMENTATION; PUBLIC DATA SOURCE

19 The Agency shall create and make accessible to the general public the web-
20 accessible and web-searchable data source required under 19 V.S.A. § 2404(b),
21 as added by Sec. 31 of this act, on or before January 1, 2024.

1 Sec. 33. MUNICIPAL TRAINING ON COMPLETE STREETS

2 The Agency of Transportation, in consultation with the Vermont League of
3 Cities and Towns and regional planning commissions, shall design and
4 implement a program to provide training on complete streets to municipalities.

5 Sec. 34. REPLACEMENT OF THE CURRENT VERMONT STATE

6 STANDARDS

7 (a) The Agency of Transportation will be preparing replacements to the
8 current Vermont State Standards and related documents, standards, guidance,
9 and procedures in accordance with the plan required pursuant to 2022 Acts and
10 Resolves No. 184, Sec. 19.

11 (b) The Agency shall provide an oral update on the process to replace the
12 current Vermont State Standards and related documents, standards, guidance,
13 and procedures to the House and Senate Committees on Transportation on or
14 before February 15, 2024.

15 * * * Municipal and Regional Support for a Route 5 Bicycle Corridor * * *

16 Sec. 35. SUPPORT FOR A ROUTE 5 BICYCLE CORRIDOR; SURVEY

17 REPORT

18 (a) The Agency of Transportation, in partnership with regional planning
19 commissions through the annual Transportation Planning Initiative, shall
20 conduct a survey of municipal support for the creation of a bicycle corridor—
21 consisting of one or more segments of bicycle lanes or bicycle paths, or both—

1 to provide a safe means of travel via bicycle on or along a route that is roughly
2 adjacent to U.S. Route 5 for the approximately 190 miles spanning between the
3 State border with Massachusetts and the State border with Quebec, Canada.

4 (b) The survey shall address the level of interest of municipalities and
5 regional planning commissions in prioritizing the creation of a bicycle corridor
6 along some or all of U.S. Route 5, including the consideration of the costs of
7 creation and benefits to the tourism industry in Vermont in general and to the
8 municipalities along U.S. Route 5 in particular.

9 (c) The Agency shall provide a report on outcome of the survey to the
10 House and Senate Committees on Transportation on or before January 15,
11 2024.

12 * * * Micromobility Safety Education Program; Report * * *

13 Sec. 36. MICROMOBILITY SAFETY EDUCATION PROGRAM; REPORT

14 (a) The Agency, in consultation with stakeholders identified by the
15 Agency, shall develop a comprehensive micromobility safety education
16 program that enhances and expands on current efforts to increase safety for
17 individuals who use roads, sidewalks, corridors, and paths in Vermont, with an
18 emphasis on bicycle safety.

19 (b) The Agency shall provide an oral report on micromobility safety
20 program design, recommended modifications to current efforts to increase
21 micromobility safety throughout the State, and any recommendations for

1 statutory changes needed to support expanded micromobility safety in the State
2 to the House and Senate Committees on Transportation on or before January
3 31, 2024.

4 (c) As used in this section, “micromobility” includes the following, as
5 defined in 23 V.S.A. § 4:

6 (1) bicycles;

7 (2) electric bicycles;

8 (3) electric personal assistive mobility devices,

9 (4) motor-driven cycles, which includes scooters; and

10 (5) motor-assisted bicycles.

11 * * * Sunset Extension * * *

12 Sec. 37. 2018 Acts and Resolves No. 158, Sec. 21 is amended to read:

13 Sec. 21. REPEAL OF TRANSPORTATION P3 AUTHORITY

14 19 V.S.A. §§ ~~2613 (Agency of Transportation’s P3 authority) and 2614~~

15 ~~(legislative approval of P3 proposals)~~ chapter 26, subchapter 2 shall be

16 repealed on July 1, ~~2023~~ 2026.

17 * * * Repeals * * *

18 Sec. 38. REPEALS

19 (a) 5 V.S.A. § 3616 (connection of passenger trains; Board may determine)

20 is repealed.

