

**PROPOSED SUBSTITUTE FOR SECS. 10-13 –**

**DIFFERENCES FROM 2023 T. BILL, DR. 4.1 HIGHLIGHTED**

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

Sec. 10. 2022 Acts and Resolves No. 184, Sec. 2(8)(C), as amended by 2023 Acts and Resolves No. **[PLACE HOLDER FOR BAA]**, Sec. 83, is further amended to read:

(C) Replace Your Ride Program. Sec. 5(c) of this act authorizes ~~\$2,900,000.00~~ \$2,350,000.00 for incentives under Replace Your Ride, which will be the State’s program to incentivize Vermonters to remove older low-efficiency vehicles from operation and switch to modes of transportation that produce fewer greenhouse gas emissions, and capped administrative costs.

Sec. 11. 2022 Acts and Resolves No. 184, Sec. 5(c), as amended by 2023 Acts and Resolves No. **[PLACE HOLDER FOR BAA]**, Sec. 84, is further amended to read:

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

Sec. 12. 2022 Acts and Resolves No. 185, Sec. G.600(b)(5), as amended by 2023 Acts and Resolves No. **[PLACE HOLDER FOR BAA]**, Sec. 85, is further amended to read:

1 (5) ~~\$2,900,000.00~~ \$2,350,000.00 to the Agency of Transportation for the  
2 Replace Your Ride Program, established in 2021 Acts and Resolves No. 55,  
3 Sec. 27, as amended.

4 \* \* \* Creation of Electrify Your Fleet Program and Authorization \* \* \*

5 Sec. 13. ELECTRIFY YOUR FLEET PROGRAM; AUTHORIZATION

6 (a) Creation; administration.

7 (1) There is created the Electrify Your Fleet 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) Authorization. The Agency is authorized to spend up to \$500,000.00 in  
13 one-time General Fund monies on the Electrify Your Fleet Program  
14 established pursuant to subsection (a)(1) of this section.

15 (c) Definitions. The definitions in 19 V.S.A. § 2901, as added by Sec. 8 of  
16 this act, shall apply to this section.

17 (d) Program structure. The Electrify Your Fleet Program shall structure  
18 purchase and lease incentive payments to replace internal combustion engine  
19 vehicles cycled out of a motor vehicle fleet and reduce the greenhouse gas  
20 emissions of persons operating a motor vehicle fleet in Vermont. Specifically,  
21 the Electrify Your Fleet Program shall:

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

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

6                   (A) BEVs with a Base Manufacturer’s Suggested Retail Price  
7                   (MSRP) of \$60,000.00 or less;

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

11                  (C) electric bicycles and electric cargo bicycles with a Base MSRP of  
12                  \$6,000.00 or less;

13                  (D) electric motorcycles with a Base MSRP of \$30,000.00 or less;

14           and

15                  (E) electric snowmobiles with a Base MSRP of \$20,000.00 or less;

16           and

17           (3) require a showing that the incentive will be used to electrify the  
18           applicant’s motor vehicle fleet.

19           (e) Administrative costs. Up to 15 percent of any appropriations for the  
20           Electrify Your Fleet Program can be used for any costs associated with  
21           administering and promoting the Electrify Your Fleet Program.

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

7       (g) Reporting. The reporting requirements of 19 V.S.A. § 2905, as added  
8       by Sec. 8 of this act, shall, notwithstanding 2 V.S.A. § 20(d), apply to the  
9       Electrify Your Fleet Program if an incentive is provided through the Electrify  
10       Your Fleet Program unless the General Assembly takes specific action to  
11       repeal the report requirement.

12       \*\*\* eBike Incentive Program Authorization \*\*\*

13       **Sec. 13a. EBIKE INCENTIVE PROGRAM AUTHORIZATION**

14       (a) The Agency is authorized to spend up to \$50,000.00 in one-time  
15       General Fund monies on the continuation of the eBike Incentive Program  
16       established pursuant to 2021 Acts and Resolves No. 55, Sec. 28, as amended  
17       by 2022 Acts and Resolves No. 23, and 2022 Acts and Resolves No. 184, Sec.  
18       5(d).

19       (b) Up to 15 percent of the authorization in subsection (a) of this section  
20       may be used for any costs associated with administering and promoting the  
21       eBike Incentive Program.

1           \* \* \* Optimizing PEV Adoption; High-Consumption Fuel Users \* \* \*

2           Sec. 13b. OPTIMIZING PEV ADOPTION AND REDUCING HIGH-

3                           CONSUMPTION FUEL USERS; REPORT

4           (a) As used in this section, “high-consumption fuel user” means someone  
5           who purchases more than 1,000 gallons of motor vehicle fuel per year.

6           (b) The Agency of Transportation, in consultation with Drive Electric  
7           Vermont, shall make recommendations on whether the State should modify  
8           any of the State’s existing vehicle incentive programs and electric vehicle  
9           supply equipment (EVSE) grant programs to incentivize high-consumption  
10           fuel users, especially ones with low and moderate income, to transition to  
11           vehicles with lower greenhouse gas emissions, emphasizing transitions to  
12           battery electric vehicles.

13           (c) The Agency of Transportation shall file a written report on the  
14           assessment required under subsection (b) of this section with the House and  
15           Senate Committees on Transportation on or before December 1, 2023.

**PROPOSED SUBSTITUTE FOR SECS. 20 AND 21 –**

**DIFFERENCES FROM 2023 T. BILL, DR. 4.1 HIGHLIGHTED**

\* \* \* Transportation Programs; Federal Carbon Reduction Program;  
PROTECT Formula Program; Prioritization; Equity \* \* \*

Sec. 20. AGENCY OF TRANSPORTATION EFFORTS TO IMPLEMENT  
THE FEDERAL CARBON REDUCTION PROGRAM AND  
PROTECT FORMULA PROGRAM; PRIORITIZATION; EQUITY

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

(1) develop a methodology to:

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

(B) measure the gap between the emissions reductions calculated  
under subdivision (A) of this subdivision (a)(1) and the emissions reductions  
required under the Global Warming Solutions Act, as codified in 10 V.S.A.  
§ 578; and

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

(2) articulate the ongoing investments, particularly under the Carbon  
Reduction Program, established through the Infrastructure Investment and Jobs  
Act, Pub. L. No. 117-58 (IIJA) and codified as 23 U.S.C. § 175, that the

1 Agency intends to implement through the State’s annual Transportation  
2 Program in order to reduce emissions from activities within the control of the  
3 Agency;

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

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

11 (B) recommendations regarding additional policy or revenue sources  
12 to close any implementation gaps identified in Sec. 20(a)(1)(B) of this act;

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

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

18 (B) working with stakeholders, including environmental groups;  
19 community-based organizations that represent equity and environmental  
20 justice interests; business community groups, including chambers of  
21 commerce; transportation industry associations, including those representing  
22 rail and trucking; municipalities; regional planning commissions; and elected

1 officials on ways to reduce transportation sector greenhouse gas emissions;

2 and

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

7 and

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

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

18 (1) resilience planning, predesign, design, or the development of data  
19 tools to simulate transportation disruption scenarios, including vulnerability  
20 assessments, community response strategies, or evacuation planning and  
21 preparation;



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

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

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

11          Sec. 21. REPORT ON TRANSPORTATION PLANNING STATUTES

12          The Agency of Transportation shall provide **written reports** summarizing  
13          the work completed pursuant to Sec. 20 of this act and written  
14          recommendations on how to amend statute, including 19 V.S.A. §§ 10b and  
15          10i, to reflect the work completed pursuant to Sec. 20 of this act to the House  
16          and Senate Committees on Transportation. **A draft written report shall be**  
17          **provided on or before October 15, 2023 and a final written report shall be**  
18          **provided** on or before January 15, 2024.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

**[PROPOSED ADDITIONAL SECTIONS]**

\* \* \* Highway Maintenance \* \* \*

Sec. 2a. HIGHWAY MAINTENANCE

Within the Agency of Transportation’s Proposed Fiscal Year 2024

Transportation Program for Maintenance, authorized spending is amended as follows:

| <u>FY24</u>             | <u>As Proposed</u> | <u>As Amended</u> | <u>Change</u> |
|-------------------------|--------------------|-------------------|---------------|
| Person. Svcs.           | 42,637,277         | 42,637,277        | 0             |
| Operat. Exp.            | 65,893,488         | 65,643,488        | -250,000      |
| Total                   | 108,530,765        | 108,280,765       | -250,000      |
| <u>Sources of funds</u> |                    |                   |               |
| State                   | 107,784,950        | 107,534,950       | -250,000      |
| Federal                 | 645,815            | 645,815           | 0             |
| Inter Unit              | 100,000            | 100,000           | 0             |
| Total                   | 108,530,765        | 108,280,765       | -250,000      |

\* \* \* Mobility and Transportation Innovation Grant Program \* \* \*

Sec. 2b. MOBILITY AND TRANSPORTATION INNOVATION GRANT PROGRAM

(a) Project addition. The following project is added to the Agency of Transportation’s Proposed Fiscal Year 2024 Transportation Program for Public Transit: Mobility and Transportation Innovation (MTI) Grant Program.



1       (a) The Agency of Transportation and Green Mountain Transit shall  
2       consult with community action agencies, and other relevant entities on how to  
3       establish a low-income transit program to provide free or reduced-fare transit  
4       options through digital methods, such as a handheld device, and non-digital  
5       methods, such as an electronic benefits transfer (EBT) card or a transit card.

6       (b) The plan must be submitted to the House and Senate Committees on  
7       Transportation Committees on or before December 1, 2023.

8       Sec. 2d. RECOMMENDATIONS ON FUNDING SOURCE FOR LOCAL  
9               MATCH; PUBLIC TRANSIT; REPORT

10       The Agency of Transportation, in consultation with the Vermont Public  
11       Transportation Association and the Vermont League of Cities and Towns, shall  
12       provide the House and Senate Committees on Transportation with a written  
13       recommendation on a dedicated funding source for the local match required of  
14       public transit providers in Vermont not later than December 1, 2023.

15       **[PROPOSED CHANGE TO SEC. 1(b)(7) – CHANGE HIGHLIGHTED]**

16       (7) The table heading “As Proposed” means the Proposed  
17       Transportation Program referenced in subsection (a) of this section; the table  
18       heading “As Amended” means the amendments as made by this act; the table  
19       heading “Change” means the difference obtained by subtracting the “As  
20       Proposed” figure from the “As Amended” figure; the terms “change” or  
21       “changes” in the text refer to the project- and program-specific amendments,

1 the aggregate sum of which equals the net “Change” in the applicable table  
2 heading; and “State” in any tables amending authorizations indicates that the  
3 source of funds is State monies in the Transportation Fund, unless otherwise  
4 specified.

DRAFT