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1 TO THE HONORABLE SENATE:

2 The Committee on Transportation to which was referred House Bill No.
3 868 entitled “An act relating to the fiscal year 2025 Transportation Program
4 and miscellaneous changes to laws related to transportation” respectfully
5 reports that it has considered the same and recommends that the Senate
6 propose to the House that the bill be amended by striking out all after the
7 enacting clause and inserting in lieu thereof the following:

8 * * * Transportation Program Adopted as Amended; Definitions * * *

9 Sec. 1. TRANSPORTATION PROGRAM ADOPTED; DEFINITIONS

10 (a) Adoption. The Agency of Transportation’s Proposed Fiscal Year 2025
11 Transportation Program appended to the Agency of Transportation’s proposed
12 fiscal year 2025 budget (Revised February 15, 2024), as amended by this act,
13 is adopted to the extent federal, State, and local funds are available.

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

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

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

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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) “Electric vehicle supply equipment (EVSE)” and “electric vehicle
7 supply equipment available to the public” have the same meanings as in
8 30 V.S.A. § 201.

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

13 (6) “Mileage-based user fee” or “MBUF” means a fee for vehicle use of
14 the public road system with distance, stated in miles, as the measure of use.

15 (7) “Secretary” means the Secretary of Transportation.

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

18 (9) The table heading “As Proposed” means the Proposed
19 Transportation Program referenced in subsection (a) of this section; the table
20 heading “As Amended” means the amendments as made by this act; the table
21 heading “Change” means the difference obtained by subtracting the “As

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1 Proposed” figure from the “As Amended” figure; the terms “change” or
2 “changes” in the text refer to the project- and program-specific amendments,
3 the aggregate sum of which equals the net “Change” in the applicable table
4 heading; and “State” in any tables amending authorizations indicates that the
5 source of funds is State monies in the Transportation Fund, unless otherwise
6 specified.

7 * * * Summary of Transportation Investments * * *

8 Sec. 2. FISCAL YEAR 2025 TRANSPORTATION INVESTMENTS

9 INTENDED TO REDUCE TRANSPORTATION-RELATED

10 GREENHOUSE GAS EMISSIONS, REDUCE FOSSIL FUEL

11 USE, AND SAVE VERMONT HOUSEHOLDS MONEY

12 This act includes the State’s fiscal year 2025 transportation investments
13 intended to reduce transportation-related greenhouse gas emissions, reduce
14 fossil fuel use, and save Vermont households money in furtherance of the
15 policies articulated in 19 V.S.A. § 10b and the goals of the Comprehensive
16 Energy Plan and the Vermont Climate Action Plan and to satisfy the Executive
17 and Legislative Branches’ commitments to the Paris Agreement climate goals.

18 In fiscal year 2025, these efforts will include the following:

19 (1) Park and Ride Program. This act provides for a fiscal year
20 expenditure of \$1,464,833.00, which will fund one construction project to
21 create a new park-and-ride facility; the design and construction of

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1 improvements to one existing park-and-ride facility; funding for a municipal
2 park-and-ride grant program; and paving projects for existing park-and-ride
3 facilities. This year’s Park and Ride Program will create 60 new State-owned
4 spaces. Specific additions and improvements include:

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

6 (B) Sharon—design and construction of 10 new spaces.

7 (2) Bike and Pedestrian Facilities Program. This act provides for a
8 fiscal year expenditure, including local match, of \$11,648,752.00, which will
9 fund 28 bike and pedestrian construction projects; 21 bike and pedestrian
10 design, right-of-way, or design and right-of way projects for construction in
11 future fiscal years; and eight scoping studies. The construction projects
12 include the creation, improvement, or rehabilitation of walkways, sidewalks,
13 shared-use paths, bike paths, and cycling lanes. Projects are funded in
14 Arlington, Bennington, Bethel, Brattleboro, Burke, Burlington, Castleton,
15 Chester, Enosburg Falls, Fair Haven, Fairfax, Hartford, Hyde Park, Jericho,
16 Manchester, Middlebury, Montpelier, Moretown, Newport City, Northfield,
17 Pawlet, Richford, Royalton, Rutland City, Rutland Town, Shaftsbury,
18 Shelburne, Sheldon, South Burlington, Springfield, St. Albans City, St. Albans
19 Town, Sunderland, Swanton, Tunbridge, Vergennes, Wallingford, Waterbury,
20 and West Rutland. This act also provides funding for:

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1 (A) some of Local Motion’s operation costs to run the bike ferry on
2 the Colchester Causeway, which is part of the Island Line Trail;

3 (B) a small-scale municipal bicycle and pedestrian grant program for
4 projects to be selected during the fiscal year;

5 (C) projects funded through the Safe Routes to School Program; and

6 (D) community grants along the Lamoille Valley Rail Trail (LVRT).

7 (3) Transportation Alternatives Program. This act provides for a fiscal
8 year expenditure of \$5,416,614.00, including local funds, which will fund 28
9 transportation alternatives construction projects; 28 transportation alternatives
10 design, right-of-way, or design and right-of-way projects; and three studies,
11 including scoping, historic preservation, and connectivity. Of these 59
12 projects, 21 involve environmental mitigation related to clean water or
13 stormwater concerns, or both clean water and stormwater concerns, and 38
14 involve bicycle and pedestrian facilities. Projects are funded in Athens, Barre
15 City, Brandon, Bridgewater, Bristol, Burke, Burlington, Cambridge, Castleton,
16 Colchester, Derby, Enosburg Falls, Fair Haven, Fairfax, Franklin, Hartford,
17 Hinesburg, Hyde Park, Jericho, Londonderry, Lyndon, Mendon, Middlebury,
18 Montgomery, Newark, Newfane, Proctor, Richford, Richmond, Rockingham,
19 Rutland City, Sharon, Shelburne, South Burlington, Springfield, St. Albans
20 Town, Swanton, Tinmouth, Vergennes, Wardsboro, Warren, Weston,
21 Williston, Wilmington, and Winooski.

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1 (4) Public Transit Program. This act provides for a fiscal year
2 expenditure of \$54,940,225.00 for public transit uses throughout the State.

3 Included in the authorization are:

4 (A) Go! Vermont, with an authorization of \$405,000.00. This
5 authorization supports transportation demand management (TDM) strategies,
6 including the State’s Trip Planner and commuter services, to promote the use
7 of carpools and vanpools.

8 (B) Mobility and Transportation Innovations (MTI) Grant Program,
9 with an authorization of \$3,500,000.00, which includes \$3,000,000.00 in
10 federal Carbon Reduction Funds. This authorization continues to support
11 projects that improve both mobility and access to services for transit-dependent
12 Vermonters, reduce the use of single-occupancy vehicles, and reduce
13 greenhouse gas emissions.

14 (5) Rail Program. This act provides for a fiscal year expenditure of
15 \$48,746,831.00, including local funds, for intercity passenger rail service,
16 including funding for the Ethan Allen Express and Vermonter Amtrak services,
17 and rail infrastructure that supports freight rail as well. Moving freight by rail
18 instead of trucks lowers greenhouse gas emissions by up to 75 percent, on
19 average.

20 (6) Transformation of the State Vehicle Fleet. The Department of
21 Buildings and General Services, which manages the State Vehicle Fleet,

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1 currently has 14 plug-in hybrid electric vehicles and 15 battery electric
2 vehicles in the State Vehicle Fleet. In fiscal year 2025, the Commissioner of
3 Buildings and General Services will continue to purchase and lease vehicles
4 for State use in accordance with 29 V.S.A. § 903(g), which requires, to the
5 maximum extent practicable, that the Commissioner purchase or lease hybrid
6 or plug-in electric vehicles (PEVs), as defined in 23 V.S.A. § 4(85), with not
7 less than 75 percent of the vehicles purchased or leased being hybrid or PEVs.

8 (7) Electric vehicle supply equipment (EVSE). This act provides for a
9 fiscal year expenditure of \$4,833,828.00 to increase the presence of EVSE in
10 Vermont in accordance with the State’s federally approved National Electric
11 Vehicle Infrastructure (NEVI) Plan, which will lead to the installation of
12 Direct Current Fast Charging (DC/FC) along designated alternative fuel
13 corridors. In addition to monies that were previously appropriated, this act
14 provides for a fiscal year expenditure of \$1,700,000.00 for EVSE at
15 workplaces or multiunit dwellings, or both.

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

17 (A) Incentive Program for New PEVs, MileageSmart, Replace Your
18 Ride, and Electrify Your Fleet. No additional monies are authorized for the
19 State’s vehicle incentive programs in this act, but it is estimated that prior
20 appropriations of approximately the following amounts will be available in
21 fiscal year 2025:

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- 1 (i) \$2,600,000.00 for the Incentive Program for New PEVs;
- 2 (ii) \$2,000,000.00 for MileageSmart; and
- 3 (iii) \$900,000.00 for the Replace Your Ride Program.

4 (B) eBike Incentive Program. This act authorizes one-time funds of
5 up to \$140,000.00 in incentives under the eBike Incentive Program.

6 (9) Promoting Resilient Operations for Transformative, Efficient, and
7 Cost-Saving Transportation (PROTECT) Formula Program. This act provides
8 for a fiscal year expenditure of \$3,871,435.00 under the PROTECT Formula
9 Program. This year’s PROTECT Formula Program funds will support
10 increased resiliency at three bridge sites (Coventry, Wilmington, and
11 Shaftsbury) in alignment with the VTrans Resilience Improvement Plan.

12 * * * Public Transit; Carbon Reduction Program;
13 Environmental Policy and Sustainability Program; Central Garage;
14 Electric Vehicle Supply Equipment (EVSE) * * *

15 **Sec. 2. PUBLIC TRANSIT; CARBON REDUCTION PROGRAM;**

16 **ENVIRONMENTAL POLICY AND SUSTAINABILITY**

17 **PROGRAM; CENTRAL GARAGE; ELECTRIC VEHICLE SUPPLY**

18 **EQUIPMENT (EVSE)**

19 (a) Public Transit.

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1 (1) Within the Agency of Transportation’s Proposed Fiscal Year 2025
2 Transportation Program for Public Transit, authorized spending is amended as
3 follows:

<u>FY25</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Person. Svcs.	4,612,631	4,612,631	0
Operat. Exp.	119,894	119,894	0
Grants	51,907,700	50,207,700	-1,700,000
Total	56,640,225	54,940,225	-1,700,000

9 Sources of funds

State	9,807,525	9,807,525	0
Federal	46,692,700	44,992,700	-1,700,000
Interdept.	140,000	140,000	0
Total	56,640,225	54,940,225	-1,700,000

14 (2) The amendment set forth in subdivision (1) of this subsection shall
15 be reflected in a \$1,700,000.00 reduction of Carbon Reduction Funding for the
16 Capital-CRF CRFP (24) (for Capital Support for E-Vehicles), from
17 \$4,000,000.00 to \$2,300,000.00.

18 (b) Environmental Policy and Sustainability Program.

19 (1) Within the Agency of Transportation’s Proposed Fiscal Year 2025
20 Transportation Program for the Environmental Policy and Sustainability
21 Program, authorized spending is amended as follows:

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<u>FY25</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Person. Svcs.	6,953,362	6,953,362	0
Operat. Exp.	76,411	1,776,411	1,700,000
Grants	1,480,000	1,480,000	0
Total	8,509,773	10,209,773	1,700,000

Sources of funds

State	531,909	531,909	0
Federal	6,800,327	8,500,327	1,700,000
Local	1,177,537	1,177,537	0
Total	8,509,773	10,209,773	1,700,000

(2) Of the funds authorized by this subsection, the Environmental Policy and Sustainability Program, in consultation with Central Garage, shall spend \$1,700,000.00 for electrification of the Central Garage fleet.

(c) Central Garage. Within the Agency of Transportation’s Proposed Fiscal Year 2025 Transportation Program for the Central Garage, authorized spending is amended as follows:

<u>FY25</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Person. Svcs.	5,480,920	5,480,920	0
Operat. Exp.	19,170,315	17,470,315	-1,700,000
Total	24,651,235	22,951,235	-1,700,000

Sources of funds

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1	Inter Unit	100,000	100,000	0
2	Total	108,598,497	106,598,497	-2,000,000

3 (b) Restoring the fiscal year 2025 Maintenance Program appropriation and
4 authorization to the level included in the Agency of Transportation’s Proposed
5 Fiscal Year 2025 Transportation Program shall be the top fiscal priority of the
6 Agency.

7 (1) If there are unexpended State fiscal year 2024 appropriations of
8 Transportation Fund monies, then, at the close of State fiscal year 2024, an
9 amount up to \$2,000,000.00 of any unencumbered Transportation Fund monies
10 appropriated in 2023 Acts and Resolves No. 78, Secs. B.900–B.922, which
11 would otherwise be authorized to carry forward, is reappropriated for the
12 Agency of Transportation’s Proposed Fiscal Year 2025 Transportation
13 Program for Maintenance 30 days after the Agency sends written notification
14 of the request for the unencumbered Transportation Fund monies to be
15 reappropriated to the Joint Transportation Oversight Committee, provided that
16 the Joint Transportation Oversight Committee does not send written objection
17 to the Agency.

18 (2) If any unencumbered Transportation Fund monies are reappropriated
19 pursuant to subdivision (1) of this subsection, then, within the Agency of
20 Transportation’s Proposed Fiscal Year 2025 Transportation Program for

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Maintenance, authorized spending is further amended to increase operating expenses by not more than \$2,000,000.00 in Transportation Fund monies.

(3) Notwithstanding subdivisions (1)–(2) of this subsection, the Agency may request further amendments to the Agency of Transportation’s Proposed Fiscal Year 2025 Transportation Program for Maintenance through the State fiscal year 2025 budget adjustment act.

* * * Town Highway Aid * * *

Sec. 4. TOWN HIGHWAY AID MONIES

Within the Agency of Transportation’s Proposed Fiscal Year 2025 Transportation Program for Town Highway Aid, and notwithstanding the provisions of 19 V.S.A. § 306(a), authorized spending is amended as follows:

<u>FY25</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Grants	28,672,753	29,532,753	860,000
Total	28,672,753	29,532,753	860,000

Sources of funds

State	28,672,753	29,532,753	860,000
Total	28,672,753	29,532,753	860,000

* * * Town Highway Structures * * *

Sec. 5. TOWN HIGHWAY STRUCTURES MONIES

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1 (a) Within the Agency of Transportation’s Proposed Fiscal Year 2025
2 Transportation Program for Town Highway Structures, authorized spending is
3 amended as follows:

<u>FY25</u>	<u>As Proposed</u>	<u>As Amended</u>	<u>Change</u>
Grants	7,416,000	8,416,000	1,000,000
Total	7,416,000	8,416,000	1,000,000

7 Sources of funds

State	7,416,000	8,416,000	1,000,000
Total	7,416,000	8,416,000	1,000,000

10 (b) In State fiscal year 2025, the Agency shall approve qualifying projects
11 with a total estimated State share cost that is at least \$1,000,000.00 more than
12 the minimum set forth in 19 V.S.A. § 306(e)(2).

13 * * * eBike Incentives; Public Transit Programs; Authorization * * *

14 **Sec. 6. ONE-TIME EBIKE INCENTIVE PROGRAM MONIES**

15 (a) The definitions in 19 V.S.A. § 2901 shall apply to this section.

16 (b) In fiscal year 2025, the Agency is authorized to spend up to
17 \$140,000.00 in one-time Transportation Fund monies to provide incentives
18 under the eBike Incentive Program established pursuant to 2021 Acts and
19 Resolves No. 55, Sec. 28, as amended by 2022 Acts and Resolves No. 184,
20 Sec. 23.

21 * * * Agency of Transportation Duties; Bonding * * *

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1 time the taxes or contributions to the Vermont Commissioner of Labor are due
2 and payable, and, within one year after the filing of the claim, shall bring a
3 petition in the Superior Court in the name of the Secretary, with notice and
4 summons to the principal, surety, and the Secretary, to enforce the claim or
5 intervene in a petition already filed. The Secretary may, if the Secretary
6 determines that it is in the best interests of the State, accept other good and
7 sufficient surety in lieu of a bond and, in cases involving contracts for
8 \$100,000.00 or less, may waive the requirement of a surety bond.

9 * * *

10 * * * Delays; Transportation Program Statute;

11 Increased Estimated Costs; Technical Corrections * * *

12 Sec. 8. 19 V.S.A. § 10g is amended to read:

13 § 10g. ANNUAL REPORT; TRANSPORTATION PROGRAM;

14 ADVANCEMENTS, CANCELLATIONS, AND DELAYS

15 (a) Proposed Transportation Program. The Agency of Transportation shall
16 annually present to the General Assembly for adoption a multiyear
17 Transportation Program covering the same number of years as the Statewide
18 Transportation Improvement Program (STIP), consisting of the recommended
19 budget for all Agency activities for the ensuing fiscal year and projected
20 spending levels for all Agency activities for the following fiscal years. The
21 Program shall include a description and year-by-year breakdown of

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1 recommended and projected funding of all projects proposed to be funded
2 within the time period of the STIP and, in addition, a description of all projects
3 that are not recommended for funding in the first fiscal year of the proposed
4 Program but that are scheduled for construction during the time period covered
5 by the STIP. The Program shall be consistent with the planning process
6 established by 1988 Acts and Resolves No. 200, as codified in 3 V.S.A.
7 chapter 67 and 24 V.S.A. chapter 117, the statements of policy set forth in
8 sections 10b–10f of this title, and the long-range systems plan, corridor studies,
9 and project priorities developed through the capital planning process under
10 section 10i of this title.

11 (b) Projected spending. Projected spending in future fiscal years shall be
12 based on revenue estimates as follows:

13 * * *

14 (c) Systemwide performance measures. The Program proposed by the
15 Agency shall include systemwide performance measures developed by the
16 Agency to describe the condition of the Vermont transportation network. The
17 Program shall discuss the background and utility of the performance measures,
18 track the performance measures over time, and, where appropriate, recommend
19 the setting of targets for the performance measures.

20 (d) [Repealed.]

21 (e) Prior expenditures and appropriations carried forward.

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1 (4) all projects funded for construction in the prior fiscal year’s
2 ~~approved~~ adopted Transportation Program that are no longer funded in the
3 proposed Transportation Program submitted to the General Assembly, the
4 projected costs for such projects in the prior fiscal year’s ~~approved~~ adopted
5 Transportation Program, and the total costs incurred over the life of each such
6 project.

7 (h) ~~Should~~ Project delays; emergency and safety issues; additional funding;
8 cancellations.

9 (1) If capital projects in the Transportation Program ~~be~~ are delayed
10 because of unanticipated problems with permitting, right-of-way acquisition,
11 construction, local concern, or availability of federal or State funds, the
12 Secretary is authorized to advance other projects in the ~~approved~~ adopted
13 Transportation Program for the current fiscal year.

14 (2) The Secretary is further authorized to undertake projects to resolve
15 emergency or safety issues that are not included in the adopted Transportation
16 Program for the current fiscal year. Upon authorizing a project to resolve an
17 emergency or safety issue, the Secretary shall give prompt notice of the
18 decision and action taken to the Joint Fiscal Office and to the House and
19 Senate Committees on Transportation when the General Assembly is in
20 session; and ~~when the General Assembly is not in session,~~ to the Joint
21 Transportation Oversight Committee, the Joint Fiscal Office, and the Joint

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1 Fiscal Committee when the General Assembly is not in session. ~~Should an~~
2 ~~approved~~

3 (3) If a project in the ~~current~~ adopted Transportation Program ~~require~~ for
4 the current fiscal year requires additional funding to maintain the ~~approved~~
5 schedule in the adopted Transportation Program for the current fiscal year, the
6 Agency is authorized to allocate the necessary resources. However, the
7 Secretary shall not delay or suspend work on ~~approved~~ projects in the adopted
8 Transportation Program for the current fiscal year to reallocate funding for
9 other projects except when other funding options are not available. In such
10 case, the Secretary shall notify the Joint Transportation Oversight Committee,
11 the Joint Fiscal Office, and the Joint Fiscal Committee when the General
12 Assembly is not in session and the House and Senate Committees on
13 Transportation and the Joint Fiscal Office when the General Assembly is in
14 session. With respect to projects in the approved Transportation Program, the
15 Secretary shall notify, ~~in the district affected,~~ the regional planning
16 commission for the district where the affected project is located, the
17 municipality where the affected project is located, the legislators for the district
18 where the affected project is located, the House and Senate Committees on
19 Transportation, and the Joint Fiscal Office of any change that likely will affect
20 the fiscal year in which the project is planned to go to construction.

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1 (4) No project shall be canceled without the approval of the General
2 Assembly, except that the Agency may cancel a municipal project upon the
3 request or concurrence of the municipality, provided that notice of the
4 cancellation is included in the Agency’s annual proposed Transportation
5 Program.

6 (i) Economic development proposals. For the purpose of enabling the
7 State, without delay, to take advantage of economic development proposals
8 that increase jobs for Vermonters, a transportation project certified by the
9 Governor as essential to the economic infrastructure of the State economy, or a
10 local economy, may, if approval is required by law, be approved for
11 construction by a committee comprising the Joint Fiscal Committee meeting
12 with the ~~Chairs~~ chairs of the ~~Transportation~~ House and Senate Committees on
13 Transportation or their designees without explicit project authorization through
14 an ~~enacted~~ adopted Transportation Program, ~~in the event that such~~
15 ~~authorization is otherwise required by law.~~

16 (j) Plan for advancing projects. The Agency of Transportation, in
17 coordination with the Agency of Natural Resources and the Division for
18 Historic Preservation, shall prepare and implement a plan for advancing
19 ~~approved~~ projects contained in the ~~approved~~ adopted Transportation Program
20 for the current fiscal year. The plan shall include the assignment of a project
21 manager from the Agency of Transportation for each project. The Agency of

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1 Transportation, the Agency of Natural Resources, and the Division for Historic
2 Preservation shall set forth provisions for expediting the permitting process
3 and establishing a means for evaluating each project during concept design
4 planning if more than one agency is involved to determine whether it should be
5 advanced or deleted from the Program.

6 (k) ~~For purposes of~~ Definition. As used in subsection (h) of this section,
7 “emergency or safety issues” ~~shall mean~~ means:

8 (1) serious damage to a transportation facility caused by a natural
9 disaster over a wide area, such as a flood, hurricane, earthquake, severe storm,
10 or landslide; ~~or~~

11 (2) catastrophic or imminent catastrophic failure of a transportation
12 facility from any cause; ~~or~~

13 (3) any condition identified by the Secretary as hazardous to the
14 traveling public; or

15 (4) any condition evidenced by fatalities or a high incidence of crashes.

16 (l) Numerical grading system; priority rating. The Agency shall develop a
17 numerical grading system to assign a priority rating to all Program
18 Development Paving, Program Development Roadway, Program Development
19 Safety and Traffic Operations, Program Development State and Interstate
20 Bridge, Town Highway Bridge, and Bridge Maintenance projects. The rating
21 system shall consist of two separate, additive components as follows:

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1 appropriation by the same percentage change as the following, whichever is
2 less, or shall remain at the previous fiscal year’s appropriation if either of the
3 following are negative or zero:

4 (A) ~~the year-over-year increase in the two most recently closed fiscal~~
5 ~~years in~~ percentage change of the Agency’s total appropriations funded by
6 Transportation Fund revenues, excluding appropriations for town highways
7 under this subsection (a), for the most recently closed fiscal year as compared
8 to the fiscal year immediately preceding the most recently closed fiscal year; or

9 (B) the percentage ~~increase~~ change in the Bureau of Labor Statistics
10 Consumer Price Index for All Urban Consumers (CPI-U) during the same
11 period in subdivision (1)(A) of this subsection.

12 (2) ~~If the year-over-year change in appropriations specified in either~~
13 ~~subdivision (1)(A) or (B) of this subsection is negative, then the appropriation~~
14 ~~to town highways under this subsection shall be equal to the previous fiscal~~
15 ~~year’s appropriation~~ For purposes of subdivision (1)(B) of this subsection, the
16 percentage change in the CPI-U is calculated by determining the increase or
17 decrease, to the nearest one-tenth of a percent, in the CPI-U for the month
18 ending on June 30 in the calendar year one year prior to the first day of the
19 fiscal year for which the appropriation will be made compared to the CPI-U for
20 the month ending on June 30 in the calendar year two years prior to the first
21 day of the fiscal year for which the appropriation will be made.

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1 a state of emergency under 20 V.S.A. chapter 1 and the Secretary has
2 determined that the permit applicant is facing hardship, provided that the
3 permit is applied for during the declared state of emergency or within the six
4 months following the conclusion of the declared state of emergency.

5 * * * Vehicle Incentive Programs * * *

6 * * * Replace Your Ride Program * * *

7 Sec. 13. 19 V.S.A. § 2904(d)(2)(B) is amended to read:

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

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

10 * * *

11 (VI) passed the annual inspection required under 23 V.S.A. §
12 1222 within the prior ~~year~~ 18 months.

13 Sec. 14. 19 V.S.A. § 2904a is added to read:

14 § 2904a. REPLACE YOUR RIDE PROGRAM FLEXIBILITY;

15 EMERGENCIES

16 Notwithstanding subdivisions 2904(d)(2)(A) and (d)(2)(B)(i)(IV)–(VI) of
17 this chapter, the Agency of Transportation is authorized to waive or modify the
18 eligibility requirements for the Replace Your Ride Program under subdivisions
19 (d)(2)(B)(i)(IV)–(VI) that pertain to the removal of an eligible vehicle as
20 required under subdivision 2904(d)(2)(A) of this chapter provided that:

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1 (3) any recommendations for how to better conduct outreach and
2 marketing to ensure the greatest possible uptake of incentives under the
3 programs.

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

8 * * * Authority to Transfer Monies in State Fiscal Year 2024 * * *

9 **Sec. 18. TRANSFER OF MONIES FROM VEHICLE INCENTIVE**

10 **PROGRAMS TO EBIKE INCENTIVE PROGRAM IN STATE**

11 **FISCAL YEAR 2024**

12 (a) Notwithstanding 32 V.S.A. § 706 and any appropriations or
13 authorizations of monies for vehicle incentive programs created under
14 19 V.S.A. §§ 2902–2904, in State fiscal year 2024 the Secretary of
15 Transportation may transfer up to \$50,000.00 from any vehicle incentive
16 program created under 19 V.S.A. §§ 2902–2904 to the eBike Incentive
17 Program established pursuant to 2021 Acts and Resolves No. 55, Sec. 28, as
18 amended by 2022 Acts and Resolves No. 184, Sec. 23.

19 (b) Any funds transferred pursuant to this section are intended to advance
20 funding to the eBike Incentive Program in State fiscal year 2024 to continue
21 the program pending the appropriation of additional funds effective in State

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1 fiscal year 2025. Any funds transferred by the Secretary pursuant to
2 subsection (a) of this section shall be restored to the program or programs from
3 which they were transferred by a transfer from the fiscal year 2025
4 appropriations made to the eBike Incentive Program.

5 (c) Any transfers made pursuant to subsections (a) of this section shall be
6 reported to the Joint Transportation Oversight Committee and the Joint Fiscal
7 Office within 30 days after the transfer.

8 * * * Authority to Transfer Monies in State Fiscal Year 2025 * * *

9 Sec. 19. TRANSFER OF MONIES BETWEEN VEHICLE INCENTIVE

10 PROGRAMS IN STATE FISCAL YEAR 2025

11 (a) Notwithstanding 32 V.S.A. § 706 and any appropriations or
12 authorizations of monies for vehicle incentive programs created under
13 19 V.S.A. §§ 2902–2904, in State fiscal year 2025 the Secretary of
14 Transportation may transfer up to 50 percent of any remaining monies for a
15 vehicle incentive program created under 19 V.S.A. §§ 2902–2904 to any other
16 vehicle incentive program created under 19 V.S.A. §§ 2902–2904 that has less
17 than \$500,000.00 available for distribution as a vehicle incentive.

18 (b) Any transfers made pursuant to subsection (a) of this section shall be
19 reported to the Joint Transportation Oversight Committee and the Joint Fiscal
20 Office within 30 days after the transfer.

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1 (2) within 25 driving miles of another level 3 EVSE charging port
2 available to the public along a State highway, as defined in subdivision 1(20)
3 of this title; and

4 (3) co-located with or within a safe and both walkable and rollable
5 distance of publicly accessible amenities such as restrooms, restaurants, and
6 convenience stores to provide a safe, consistent, and convenient experience for
7 the traveling public along the State highway system.

8 § 2907. ANNUAL REPORTING; ELECTRIC VEHICLE SUPPLY

9 EQUIPMENT

10 (a) Notwithstanding 2 V.S.A. § 20(d), the Agency of Transportation shall:

11 (1) file a report, with a map, on the State’s efforts to meet its federally
12 required Electric Vehicle Infrastructure Deployment Plan, as updated, and the
13 goals set forth in section 2906 of this chapter with the House and Senate
14 Committees on Transportation not later than January 15 each year until the
15 Deployment Plan is met; and

16 (2) file a report on the current operability of EVSE available to the
17 public and deployed through the assistance of Agency funding with the House
18 and Senate Committees on Transportation not later than January 15 each year.

19 (b) The reports required under subsection (a) of this section can be
20 combined when filing with the House and Senate Committees on

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1 Transportation and shall prominently be posted on the Agency of
2 Transportation’s website.

3 Sec. 21. REPEAL OF CURRENT EVSE MAP REPORT AND EXISTING
4 GOALS

5 2021 Acts and Resolves No. 55, Sec. 30, as amended by 2022 Acts and
6 Resolves No. 184, Sec. 4 (EVSE network in Vermont goals; report of annual
7 map) is repealed.

8 **Sec. 22. [Deleted.]**

9 **Sec. 23. [Deleted.]**

10 * * * Beneficial Electrification **Report** * * *

11 Sec. 24. ELECTRIC DISTRIBUTION UTILITIES; EVSE-RELATED
12 SERVICE UPGRADES; REPORT

13 In the report due not later than January 15, 2025, pursuant to 2021 Acts and
14 Resolves No. 55, Sec. 33, the Public Utility Commission shall include a
15 reporting of service upgrade practices related to the installation of electric
16 vehicle supply equipment (EVSE) across all electric distribution utilities,
17 including a comparison of EVSE-related service upgrade **practices, a**
18 description of the frequency and typical costs of EVSE-related service
19 upgrades, **and rate-payer impact.**

20 * * * Expansion of Public Transit Service * * *

21 * * * Mobility Services Guide; Car Share * * *

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1 Sec. 25. MOBILITY SERVICES GUIDE; ORAL UPDATE

2 (a) The Agency of Transportation, in consultation with existing nonprofit
3 mobility services organizations incorporated in the State of Vermont for the
4 purpose of providing Vermonters with transportation alternatives to personal
5 vehicle ownership, such as through carsharing, and other nonprofit
6 organizations working to achieve the goals of the Comprehensive Energy Plan,
7 the Vermont Climate Action Plan, and the Agency of Transportation’s
8 community engagement plan for environmental justice, shall develop a web-
9 page-based guide to outline the different mobility service models that could be
10 considered for deployment in Vermont.

11 (b) At a minimum, the web-page-based guide required under subsection (a)
12 of this section shall include the following:

13 (1) definitions of program types or options, such as car sharing, mobility
14 for all, micro-transit, bike sharing, and other types of programs that meet the
15 goals identified in subsection (a) of this section;

16 (2) information related to existing initiatives, including developmental
17 and pilot programs, that meet any of the program types or options defined
18 pursuant to subdivision (1) of this subsection and information related to any
19 pertinent studies or reports, whether completed or ongoing, related to the
20 program types or options defined pursuant to subdivision (1) of this
21 subsection;

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1 (3) details of other existing programs that may provide a foundation for
2 or complement a new program in a manner that is not duplicative or
3 competitive; and

4 (4) for each possible program type or option defined pursuant
5 subdivision (1) of this subsection, additional details outlining:

6 (A) the range of start-up, capital, facilities, and ongoing operating
7 and maintenance costs;

8 (B) the service area characteristics;

9 (C) the revenue capture options;

10 (D) technical assistance resources; and

11 (E) existing or potential funding resources.

12 (c) The Agency of Transportation shall make itself available to provide an
13 oral update and demonstration of the web-page-based guide required under
14 subsection (a) of this section to the House and Senate Committees on
15 Transportation not later than February 15, 2025.

16 * * * Mobility and Transportation Innovations (MTI) Grant Program * * *

17 Sec. 26. 19 V.S.A. § 10n is added to read:

18 § 10n. MOBILITY AND TRANSPORTATION INNOVATIONS (MTI)

19 GRANT PROGRAM

20 (a) The Mobility and Transportation Innovations (MTI) Grant Program is
21 created within the Public Transit Section of the Agency. The MTI Grant

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1 Program shall support innovative transportation demand management
2 programs and transit initiatives that improve mobility and access to services for
3 transit-dependent Vermonters, reduce the use of single-occupancy vehicles,
4 reduce greenhouse gas emissions, and complement existing mobility
5 investments.

6 (b) Grant awards of not more than \$100,000.00 per recipient for capital or
7 operational costs, or both, may be used to create new or expand existing
8 programs for one or more of the following: matching funds for other grant
9 awards; program delivery costs; or the extension of existing programs.

10 (c) Funding under the MTI Grant Program shall not be used to supplant
11 existing State funding for the same project or program.

12 (d) In each year in which funding for grants is available:

13 (1) The Agency shall establish an application period of at least four
14 months.

15 (2) The Agency shall provide direct assistance to entities requiring
16 technical assistance or prereview of a draft application during the application
17 period.

18 (3) Grant awards shall be distributed not later than November 30 in each
19 year in which they are offered.

20 * * * Vermont Rail Plan; Amtrak * * *

21 Sec. 27. DEVELOPMENT OF NEW VERMONT RAIL PLAN; BICYCLE

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1 STORAGE; REPORT

2 (a) As the Agency of Transportation develops the new Vermont Rail Plan,
3 it shall consider and address the following:

4 (1) adding additional daily service on the Vermonter for some or all of
5 the service area; and

6 (2) expanding service on the Valley Flyer to provide increased service
7 on the Vermonter route.

8 (b) The Agency of Transportation shall consult with Amtrak and the State-
9 Amtrak Intercity Passenger Rail Committee (SAIPRC) on passenger education
10 of and sufficient capacity for bicycle storage on Amtrak trains on the
11 Vermonter and Ethan Allen Express routes.

12 (c) The Agency of Transportation shall provide an oral update on the
13 development of the Vermont Rail Plan in general and the requirements of
14 subsection (a) of this section specifically and the consultation efforts required
15 under subsection (b) of this section to the House and Senate Committees on
16 Transportation not later than February 15, 2025.

17 * * * Replacement for the Vermont State Design Standards * * *

18 Sec. 28. REPLACEMENT FOR THE VERMONT STATE DESIGN

19 STANDARDS

20 (a) In preparing the replacement for the Vermont State Design Standards,
21 the Agency of Transportation shall do all of the following:

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- 1 (1) Release a draft of the replacement to the Vermont State Design
- 2 Standards and related documents not later than January 1, 2026.
- 3 (2) Conduct not fewer than four public hearings across the State
- 4 concerning the replacement to the Vermont State Design Standards and related
- 5 documents.
- 6 (3) Provide a publicly available responsiveness summary detailing the
- 7 public participation activities conducted in developing the final draft of the
- 8 replacement for the Vermont State Design Standards and related documents, as
- 9 applicable; a description of the matters on which members of the public or
- 10 stakeholders, or both, were consulted; a summary of the views of the
- 11 participating members of the public and stakeholders; and significant
- 12 comments, criticisms, and suggestions received by the Agency and the
- 13 Agency’s specific responses, including an explanation of any modifications
- 14 made in response.
- 15 (4) In alignment with the Vermont Transportation Equity Framework,
- 16 consult directly, through a series of large-group, specialty focus groups and
- 17 one-on-one meetings, with key stakeholders in order to achieve stakeholder
- 18 engagement and afford a voice in the development of the replacement for the
- 19 Vermont State Design Standards and related documents. At a minimum,
- 20 stakeholders shall include the House and Senate Committees on
- 21 Transportation, the Federal Highway Administration (FHWA), the Vermont

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1 Agency of Commerce and Community Development (ACCD), the Vermont
2 Agency of Natural Resources (ANR), the Vermont Department of Health
3 (VDH), the Vermont Department of Public Service (DPS), the Vermont
4 League of Cities and Towns (VLCT), Vermont’s regional planning
5 commissions (RPCs), the Vermont chapter of the American Association of
6 Retired Persons (AARP), Transportation for Vermonters (T4VT), Local
7 Motion, the Sierra Club, Conservation Law Foundation, the Vermont Natural
8 Resources Council, the Vermont Truck and Bus Association, the Vermont
9 Public Transportation Association (VPTA), the American Council of
10 Engineering Companies (ACEC), the Association of General Contractors
11 (AGC), and other stakeholders.

12 (b) The Agency shall provide oral updates on its progress preparing the
13 replacement to the Vermont State Design Standards, including the process
14 required under subsection (a) of this section, to the House and Senate
15 Committees on Transportation not later than February 15, 2025 and February
16 15, 2026.

17 * * * Complete Streets; Traffic Calming Measures; Designated Centers * * *

18 Sec. 29. 19 V.S.A. §§ 2402 and 2403 are amended to read:

19 § 2402. STATE POLICY

20 (a) Agency of Transportation funded, designed, or funded and designed
21 projects shall seek to increase and encourage more pedestrian, bicycle, and

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1 public transit trips, with the State goal to promote intermodal access to the
2 maximum extent feasible, which will help the State meet the transportation-
3 related recommendations outlined in the Comprehensive Energy Plan (CEP)
4 issued under 30 V.S.A. § 202b and the recommendations of the Vermont
5 Climate Action Plan (CAP) issued under 10 V.S.A. § 592.

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

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

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

14 (3) are sensitive to the surrounding community, including current and
15 planned buildings, parks, and trails and current and expected transportation
16 needs; and

17 (4) when desired by the municipality:

18 (A) implement street design for purposes of calming and slowing
19 traffic in State-designated centers under 24 V.S.A. chapter 76A; and

20 (B) support the land uses that develop and evolve in tandem with
21 transit and accessibility, including those that provide enhanced benefits to the

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1 research associated with their potential implementation, these approaches can
2 also be designed in a cost-effective and equitable manner.”

3 (4) The development of the State’s Carbon Reduction Strategy (CRS),
4 which is required by the Federal Highway Administration (FHWA) pursuant to
5 the federal Infrastructure Investment and Jobs Act (IIJA) for states to access
6 federal monies under the Carbon Reduction Program and required by the
7 General Assembly pursuant to 2023 Acts and Resolves No. 62, Sec. 31, and
8 the accompanying planning and public engagement process provided the Cross
9 Section Mitigation Subcommittee of the VCC a timely opportunity to
10 undertake additional analysis required for a potential preferred
11 recommendation or recommendations to fill the gap in reductions of
12 transportation emissions.

13 (5) The CRS, which was filed with the FHWA in November 2023,
14 models that the State may meet its 2025 reduction requirement in the
15 transportation sector, but that, even with additional investments for
16 programmatic, policy, and regulatory options, the modeling shows a gap
17 between projected “business as usual” emissions in the transportation sector
18 and the portion of GWSA emission reduction requirements for 2030 and 2050
19 that are attributable to the transportation sector.

20 (6) The CRS reaffirms that, without adoption of additional polices, the
21 portion of GWSA emission reduction requirements for 2030 and 2050 that are

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1 attributable to the transportation sector will not be met and states that: “Of the
2 additional programs, a cap-and-invest and/or Clean Transportation Standard
3 program are likely the two most promising options to close the gap in projected
4 emissions vs. required emissions levels for the transportation sector. . . .”

5 (7) There remains a need for further, more detailed analysis of policy
6 options.

7 (b) Written analysis. The Agency of Natural Resources, specifically the
8 Climate Action Office, and the Agency of Transportation, in consultation with
9 the State Treasurer; the Departments of Finance and Management, of Motor
10 Vehicles, and of Taxes; and the VCC, including those councilors appointed by
11 the General Assembly to provide expertise in energy and data analysis,
12 expertise and professional experience in the design and implementation of
13 programs to reduce greenhouse gas emissions, and representation of a
14 statewide environmental organization as outlined in the adopted January 12,
15 2024 Transportation Addendum to the Climate Action Plan, shall prepare a
16 written analysis of policy and investment scenarios to reduce emissions in the
17 transportation sector in Vermont and meet the greenhouse gas reduction
18 requirements of 10 V.S.A. § 578, as amended by Sec. 3 of the Global Warming
19 Solutions Act (2020 Acts and Resolves No. 153).

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1 (c) Scenario development. At a minimum, the written analysis required
2 under subsection (b) of this section shall address the pros, cons, costs, and
3 benefits of the following:

4 (1) Vermont participating in regional or cap-and-invest program, such as
5 the Western Climate Initiative (WCI) and the New York Cap-and-Invest
6 program;

7 (2) Vermont adopting a clean transportation fuel standard, which would
8 be a performance standard or performance-based regulatory approach covering
9 transportation fuels; and

10 (3) Vermont implementing other potential revenue-raising, carbon-
11 pollution reduction strategies.

12 (d) Emission reduction scenarios; administration. The written analysis
13 shall include an estimate of the amount of emissions reduction to be generated
14 from a minimum of four scenarios, to include a business-as-usual, low-,
15 medium-, and high-greenhouse gas emissions reduction, analyzed under
16 subsection (c) of this section and a summary of how each proposal analyzed
17 under subsection (c) of this section would be administered.

18 (e) Revenue and cost estimate; timeline. The written analysis completed
19 pursuant to subsections (b)–(d) of this section shall be provided to the State
20 Treasurer to review cost and revenue projections for each scenario. The State

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1 Treasurer shall make a written recommendation to the General Assembly
2 regarding any viable approaches.

3 (f) Public access; committees; due date.

4 (1) The Climate Action Office shall maintain a publicly accessible
5 website with information related to the development of the written analysis
6 required under subsection (b) of this section.

7 (2) The Agencies of Natural Resources and of Transportation, in
8 consultation with the State Treasurer, shall file a status update on the
9 development of the written analysis required under subsection (b) of this
10 section with the House and Senate Committees on Transportation, the House
11 Committees on Environment and Energy and on Ways and Means, and the
12 Senate Committees on Finance and on Natural Resources and Energy not later
13 than November 15, 2024.

14 (3) The Agencies of Natural Resources and of Transportation, in
15 consultation with the State Treasurer, shall file the written analysis required
16 under subsection (b) of this section and the State Treasurer’s written
17 recommendation to the General Assembly regarding any viable approaches
18 required under subsection (e) of this section with the House and Senate
19 Committees on Transportation, the House Committees on Environment and
20 Energy and on Ways and Means, and the Senate Committees on Finance and
21 on Natural Resources and Energy not later than February 15, 2025.

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1 (g) Use of consultant. The Agencies of Natural Resources and of
2 Transportation shall retain a consultant that is an expert in comprehensive
3 transportation policy with a core focus on emission reductions and economic
4 modeling to undertake the analysis and to provide the State Treasurer with any
5 additional information needed to inform the State Treasurer’s
6 recommendations regarding any viable approaches required under subsections
7 (b)–(e) of this section.

8 (h) Costs.

9 (1) If the costs of the consultant required under subsection (g) of this
10 section are eligible expenditures under the U.S. Environmental Protection
11 Agency’s (EPA) Climate Pollution Reduction Grants (CPRG) program, then
12 that shall be the source of funding to cover the costs of the consultant required
13 under subsection (g) of this section.

14 (2) The State Treasurer may use funds appropriated in State fiscal year
15 2025 to complete the work required under subsection (e) of this section,
16 including administrative costs and third-party consultation.

17 * * * Better Connections Grant Program * * *

18 Sec. 31. 19 V.S.A. § 319 is added to read:

19 § 319. BETTER CONNECTIONS GRANT PROGRAM

20 (a) The Better Connections Grant Program is created and shall be
21 administered and staffed by the Policy, Planning and Research Bureau of the

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1 Agency in collaboration with the Agency of Commerce and Community
2 Development and the Agency of Natural Resources.

3 (b) The Program shall be funded through appropriations to the Agency for
4 policy, planning, and research.

5 (c) The Program shall provide planning grants to aid municipalities to
6 coordinate municipal land use decisions with transportation investments that
7 build community resilience to:

8 (1) provide a safe, multimodal, and resilient transportation system that
9 supports the Vermont economy;

10 (2) support downtown and village economic development and
11 revitalization efforts; and

12 (3) lead directly to project implementation demonstrated by municipal
13 capacity and readiness to implement.

14 **Sec. 32. [Deleted.]**

15 ***** Electric and Plug-In Hybrid Vehicles; Road Usage Surcharge *****

16 **Sec. A. 23 V.S.A. § 361 is amended to read:**

17 **§ 361. PLEASURE CARS**

18 **(a) The annual registration fee for a pleasure car, as defined in subdivision**
19 **4(28) of this title, ~~and~~ including a pleasure car that is a plug-in electric vehicle,**
20 **as defined in subdivision 4(85) of this title, shall be \$89.00, and the biennial**
21 **fee shall be \$163.00.**

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1 (b) The Commissioner shall collect an annual road usage surcharge for a
2 pleasure car that is a battery electric vehicle, as defined in subdivision 4(85)(A)
3 of this title, equal to the amount of the annual fee collected in subsection (a) of
4 this section, or a biennial road usage surcharge equal to two times the annual
5 fee collected in subsection (a) of this section.

6 (c) The Commissioner shall collect an annual road usage surcharge for a
7 pleasure car that is a plug-in hybrid electric vehicle, as defined in subdivision
8 4(85)(B) of this title, equal to one-half the amount of the annual fee collected
9 in subsection (a) of this section, or a biennial road usage surcharge equal to the
10 annual fee collected in subsection (a) of this section.

11 (d) The annual and biennial road usage surcharges collected in subsections
12 (b) and (c) of this section shall be allocated to the Transportation Fund for the
13 purpose of increasing Vermonters’ access to electric vehicle supply equipment
14 (EVSE) charging ports through a program or programs selected by the
15 Secretary, which may include programs administered by the Agency of
16 Commerce and Community Development.

17 **Sec. B. ROAD USAGE SURCHARGE; ELECTRIC VEHICLES**

18 The Department of Motor Vehicles shall implement a public outreach
19 campaign regarding road usage surcharges for battery electric vehicles and
20 plug-in electric hybrid vehicles not later than October 1, 2024. The campaign

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1 further terms and conditions as in the opinion of the Secretary are necessary
2 and appropriate to accomplish the purpose of this chapter.

3 (b) To preserve continuity of service on State-owned railroads, the
4 Secretary may enter into a short-term lease or operating agreement, for a term
5 not to exceed six months, with a responsible railroad operator. ~~Within 10 days~~
6 ~~of entering into any lease or agreement, the Secretary shall report the details of~~
7 ~~the transaction to the members of the House and Senate Committees on~~
8 ~~Transportation.~~

9 * * * Traffic Control Devices; Adoption of MUTCD Revisions * * *

10 Sec. F. 23 V.S.A. § 1025 is amended to read:

11 § 1025. STANDARDS

12 (a) The U.S. Department of Transportation Federal Highway
13 Administration’s Manual on Uniform Traffic Control Devices for Streets and
14 Highways (MUTCD) for streets and highways, as amended, shall be the
15 standards for all traffic control signs, signals, and markings within the State.
16 Revisions to the MUTCD shall be adopted according to the implementation or
17 compliance dates established in federal rules.

18 (b) The latest revision of the MUTCD shall be adopted upon its effective
19 date except in the case of To the extent consistent with federal law, projects
20 beyond a preliminary state of design that are anticipated to be constructed
21 within two years of the otherwise applicable effective date; such projects may

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1 be constructed according to the MUTCD standards applicable at the design
2 stage.

3 (c) Existing signs, signals, and markings shall be valid until such time as
4 they are replaced or reconstructed. When new traffic control devices are
5 erected or placed or existing traffic control devices are replaced or repaired, the
6 equipment, design, method of installation, placement, or repair shall conform
7 with the MUTCD.

8 ~~(b)~~(d) The standards of the MUTCD shall apply for both State and local
9 authorities as to traffic control devices under their respective jurisdiction.

10 ~~(e)~~(e) Traffic and control signals at intersections with exclusive pedestrian
11 walk cycles shall be of sufficient duration to allow a pedestrian to leave the
12 curb and travel across the roadway before opposing vehicles receive a green
13 light. Determination of the length of the signal shall take into account the
14 circumstances of persons with ambulatory disabilities.

15 * * * Reporting Requirements; Repeal * * *

16 Sec. G. 19 V.S.A. § 7(k) is amended to read:

17 (k) ~~Upon being apprised of the enactment of a federal law that makes~~
18 ~~provision for a federal earmark or the award of a discretionary federal grant for~~
19 ~~a transportation project within the State of Vermont, the Agency shall~~
20 ~~promptly notify the members of the House and Senate Committees on~~
21 ~~Transportation and the Joint Fiscal Office. Such notification shall include all~~

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1 available summary information regarding the terms and conditions of the
2 federal earmark or grant. As used in this section, “federal earmark” means a
3 congressional designation of federal aid funds for a specific transportation
4 project or program. When the General Assembly is not in session, upon
5 obtaining the approval of the Joint Transportation Oversight Committee, the
6 Agency is authorized to add new projects to the Transportation Program in
7 order to secure the benefits of federal earmarks or discretionary grants.

8 [Repealed.]

9 Sec. H. 19 V.S.A. § 42 is amended to read:

10 ~~§ 42. REPORTS PRESERVED; CONSOLIDATED TRANSPORTATION~~

11 ~~REPORT~~

12 (a) Notwithstanding 2 V.S.A. § 20(d), the reports or reporting requirements
13 of this section, sections 10g and 12a, and subsections 7(k), 10b(d), 11f(i), and
14 12b(d) of this title shall be preserved absent specific action by the General
15 Assembly repealing the reports or reporting requirements.

16 (b) ~~Annually, on or before January 15, the Agency shall submit a~~
17 ~~consolidated transportation system and activities report to the House and~~
18 ~~Senate Committees on Transportation. The report shall consist of:~~

19 (1) ~~Financial and performance data of all public transit systems, as~~
20 ~~defined in 24 V.S.A. § 5088(6), that receive operating subsidies in any form~~
21 ~~from the State or federal government, including subsidies related to the Elders~~

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1 ~~and Persons with Disabilities Transportation Program for service and capital~~
2 ~~equipment. This component of the report shall:~~

3 ~~(A) be developed in cooperation with the Public Transit Advisory~~
4 ~~Council;~~

5 ~~(B) be modeled on the Federal Transit Administration’s National~~
6 ~~Transit Database Program with such modifications as appropriate for the~~
7 ~~various services and guidance found in the most current State policy plan; and~~

8 ~~(C) show as a separate category financial and performance data on~~
9 ~~the Elders and Persons with Disabilities Transportation Program.~~

10 ~~(2) Data on pavement conditions of the State highway system.~~

11 ~~(3) A description of the conditions of bridges, culverts, and other~~
12 ~~structures on the State highway system and on town highways.~~

13 ~~(4) Department of Motor Vehicles data, including the number of~~
14 ~~vehicle registrations and licenses issued, revenues by category, transactions by~~
15 ~~category, commercial motor vehicle statistics, and any other information the~~
16 ~~Commissioner deems relevant.~~

17 ~~(5) A summary of updates to the Agency’s strategic plans and~~
18 ~~performance measurements used in its strategic plans.~~

19 ~~(6) A summary of the statuses of aviation, rail, and public transit~~
20 ~~programs.~~

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1 **(d)** All other sections shall take effect on July 1, 2024.

2

3

4 (Committee vote: _____)

5

6

Senator _____

7

FOR THE COMMITTEE