

SB 447-FN - AS AMENDED BY THE SENATE

02/16/2022 0606s

2022 SESSION

22-3053

12/04

SENATE BILL **447-FN**

AN ACT establishing the electric vehicle and infrastructure fund.

SPONSORS: Sen. Watters, Dist 4; Sen. Perkins Kwoka, Dist 21; Sen. Hennessey, Dist 1; Sen. Whitley, Dist 15; Sen. Sherman, Dist 24; Sen. Rosenwald, Dist 13; Sen. Prentiss, Dist 5; Sen. Soucy, Dist 18; Rep. Telerski, Hills. 35; Rep. Sykes, Graf. 13; Rep. Wall, Straf. 6

COMMITTEE: Transportation

ANALYSIS

This bill establishes the electric vehicle and infrastructure fund within the department of transportation.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Two

AN ACT establishing the electric vehicle and infrastructure fund.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Subparagraph; Dedicated Funds; Electric Vehicle and Infrastructure Fund. Amend RSA
2 6:12, I(b) by inserting after subparagraph (382) the following new subparagraph:

3 (383) Moneys credited to the electric vehicle and infrastructure fund established
4 under RSA 236:135.

5 2 Transportation; Electric Vehicle Charging Stations; Subdivision Heading Amended. Amend
6 the subdivision heading preceding RSA 236:132 to read as follows:

7 Electric Vehicle Charging Stations ***and***
8 ***Electric Vehicle and Infrastructure Fund***

9 3 New Section; Electric Vehicle and Infrastructure Fund. Amend RSA 236 by inserting after
10 section 134 the following new section:

11 236:135 Electric Vehicle and Infrastructure Fund.

12 I. There is established in the state treasury the electric vehicle and infrastructure fund. The
13 fund shall be kept separate and distinct from all other funds and shall be continually appropriated to
14 the commissioner of the department of transportation for the purposes of this section. Any general
15 funds expended from the electric vehicle and infrastructure fund must be authorized by the
16 legislature. In addition to state appropriations, the commissioner may accept gifts, grants, and
17 donations for deposit into the fund, which shall be a dedicated, nonlapsing fund.

18 II. In addition to any state appropriation, the commissioner of the department of
19 transportation shall accept federal appropriations and grants to support the construction of electric
20 vehicle infrastructure. The funds shall be credited to the electric vehicle and infrastructure fund
21 established in this section and shall be distributed by the commissioner of the department of
22 transportation in accordance with all federal or grant requirements for the following uses:

23 (a) Construction of electric vehicle charging infrastructure on New Hampshire
24 transportation corridors, utilizing the plans developed by the department in consultation with the
25 department of environmental services, the New Hampshire transportation council, and Drive
26 Electric NH.

27 (b) Construction of electric vehicle charging infrastructure on commercial private
28 property in New Hampshire, as the department of transportation works with private entities to
29 construct the infrastructure, utilizing plans developed by the department of transportation, the
30 department of environmental services, the New Hampshire transportation council, and Drive
31 Electric NH.

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1 (c) Construction of electric vehicle charging infrastructure for use by the department of
2 transportation, and other state agencies, needed for electric vehicles used by state agencies.

3 III. The commissioner of the department of transportation shall accept federal
4 appropriations and grants to support the acquisition of electric vehicles. The funds shall be credited
5 to the electric vehicle and infrastructure fund established in this section and shall be distributed by
6 the commissioner of the department of transportation in accordance with all federal or grant
7 requirements for the following uses:

8 (a) Acquisition of electric vehicles for use by the department of transportation and other
9 state agencies, utilizing plans developed by the department, the New Hampshire transportation
10 council, and the department of environmental services.

11 (b) Acquisition of electric school buses in consultation with the department of
12 environmental services.

13 (c) Acquisition of electric buses in consultation with local transit authorities.

14 IV. The commissioner of the department of transportation may contract with private entities
15 for the construction of electric vehicle charging infrastructure and selecting a contractor or
16 contractors for the program, provided that all contracts shall be approved by the executive council.
17 Services and contracts entered into under this paragraph shall be exempt from the requirements of
18 RSA 228:107-115. If additional funds are received after the initial contract selection, the
19 commissioner may revise the existing contracts, upon approval of the executive council, or issue a
20 new request for proposals.

21 V. The commissioner of the department of transportation shall report annually on the fund
22 activity and the progress of the development of electric vehicle infrastructure in the state to the
23 governor, the president of the senate, the speaker of the house of representatives, the chairperson of
24 the senate transportation committee, the chairperson of the house transportation committee, the
25 chairperson of the house public works and highways committees, and the New Hampshire
26 transportation council.

27 4 Effective Date. This act shall take effect 60 days after its passage.

SB 447-FN- FISCAL NOTE
 AS AMENDED BY THE SENATE (AMENDMENT #2022-0606s)

AN ACT establishing the electric vehicle and infrastructure fund.

FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2022	FY 2023	FY 2024	FY 2025
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	Indeterminable	Indeterminable	Indeterminable
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
Funding Source:	<input type="checkbox"/> General <input type="checkbox"/> Education <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Other - Electric Vehicle and Infrastructure Fund			

METHODOLOGY:

This bill establishes an electric vehicle and infrastructure fund to be administered by the Department of Transportation and authorizes the Department to accept federal appropriations and grants for the fund’s purposes. As this bill provides no initial appropriation or transfer of funds, any impact this bill may have on state revenue or expenditures would be contingent on future funding considerations and therefore indeterminable at this time.

AGENCIES CONTACTED:

None