

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

HOUSE BILL 1735

5 By: Representative Pilkington  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND AND ADD DEFINITIONS UNDER THE  
9 ARKANSAS CLEAN-BURNING MOTOR FUEL DEVELOPMENT ACT; TO  
10 AMEND THE LAW CONCERNING REBATES; AND FOR OTHER  
11 PURPOSES.  
12  
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## Subtitle

14 TO AMEND AND ADD DEFINITIONS UNDER THE  
15 ARKANSAS CLEAN-BURNING MOTOR FUEL  
16 DEVELOPMENT ACT; AND TO AMEND THE LAW  
17 CONCERNING REBATES.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 15-10-902(2)(D), concerning the definition  
24 of "compressed natural gas refueling station" under the Arkansas Clean-  
25 burning Motor Fuel Development Act, is amended to read as follows:

26 (D) Contains a credit card reader that allows for the use  
27 of a credit card or debit card to purchase the compressed natural gas;  
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29 SECTION 2. Arkansas Code § 15-10-902(6)(D), concerning the definition  
30 of "liquefied natural gas refueling station" under the Arkansas Clean-burning  
31 Motor Fuel Development Act, is amended to read as follows:

32 (D) Contains a credit card reader that allows for the use  
33 of a credit card or debit card to purchase the liquefied natural gas;  
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35 SECTION 3. Arkansas Code § 15-10-902(8)(D), concerning the definition  
36 of "liquefied petroleum gas refueling station" under the Arkansas Clean-



1 burning Motor Fuel Development Act, is amended to read as follows:

2 (D) Contains a credit card reader that allows for the use  
3 of a credit card or debit card to purchase the liquefied petroleum gas;

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5 SECTION 4. Arkansas Code § 15-10-902(9), concerning the definition of  
6 "motor vehicle" under the Arkansas Clean-burning Motor Fuel Development Act,  
7 is amended to read as follows:

8 (9) "Motor vehicle" means a motor vehicle licensed under the  
9 laws of this state or another state that was originally designed by the  
10 manufacturer to operate lawfully and principally on highways, roads, and  
11 streets;

12  
13 SECTION 5. Arkansas Code § 15-10-902(11)(A)(i)(b), concerning the  
14 definition of "qualified clean-burning motor vehicle property" under the  
15 Arkansas Clean-burning Motor Fuel Development Act, is amended to read as  
16 follows:

17 (b) On a motor vehicle with a model year of  
18 ~~2012 or later~~ that is no older than one (1) model year older than the current  
19 year; and

20  
21 SECTION 6. Arkansas Code § 15-10-902(11)(B), concerning the definition  
22 of "qualified clean-burning motor vehicle property" under the Arkansas Clean-  
23 burning Motor Fuel Development Act is amended to read as follows:

24 (B) The portion of the basis of a motor vehicle with a  
25 model year of ~~2012 or later~~ that is no older than one (1) model year older  
26 than the current year and that was originally equipped to be propelled by a  
27 qualified clean-burning motor vehicle fuel that is attributable to the:

28 (i) Storage of the qualified clean-burning motor  
29 vehicle fuel;

30 (ii) Delivery of the qualified clean-burning motor  
31 vehicle fuel to the motor vehicle's engine; and

32 (iii) Exhaust of gases from the combustion of the  
33 qualified clean-burning motor vehicle fuel; or

34  
35 SECTION 7. Arkansas Code § 15-10-902(11)(C), concerning the definition  
36 of "qualified clean-burning motor vehicle property" under the Arkansas Clean-

1 burning Motor Fuel Development Act, is amended to read as follows:

2 (C) New property that:

3 (i) Is directly related to the:

4 (a) ~~compression~~ Compression and delivery of  
5 natural gas from a private home or residence for noncommercial purposes into  
6 the fuel tank of a motor vehicle propelled by compressed natural gas; or

7 (b) Delivery of electricity from a private  
8 home or residence for noncommercial purposes into a motor vehicle propelled  
9 by electricity; and

10 (ii) Has not been previously installed or used at  
11 another location to refuel motor vehicles powered by natural gas or  
12 electricity.

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14 SECTION 8. Arkansas Code § 15-10-902, concerning the definition of  
15 terms used under the Arkansas Clean-burning Motor Fuel Development Act, is  
16 amended to add additional subdivisions to read as follows:

17 (12) "Electric vehicle" means an electric drive motor vehicle  
18 that is propelled by one (1) or more electric motors using electrical energy  
19 stored in rechargeable batteries or other energy storage devices;

20 (13) "Private electric vehicle charging station" means a  
21 charging station of two hundred forty volts (240 V) or less that is purchased  
22 for private use and supplies electricity for charging one (1) or more  
23 electric vehicles; and

24 (14) "Public electric vehicle charging station" means a charging  
25 station of two hundred forty volts (240 V) or more that:

26 (A) Supplies electricity for charging one (1) or more  
27 electric vehicles;

28 (B) Is available to the public twenty-four (24) hours a  
29 day; and

30 (C) Contains a credit card reader that allows for the use  
31 of a credit card or debit card to purchase electricity.

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33 SECTION 9. Arkansas Code § 15-10-903 is amended to read as follows:

34 15-10-903. Rebate for refueling stations.

35 (a) The Arkansas Energy Office shall offer a rebate for each approved  
36 private electric vehicle charging station, public electric vehicle charging

1 station, compressed natural gas refueling station, liquefied natural gas  
2 refueling station, and liquefied petroleum gas refueling station in an amount  
3 equal to that is in accordance with the following:

4 (1) ~~the~~ The lesser of seventy-five percent (75%) of the  
5 qualifying costs of the compressed natural gas refueling station, liquefied  
6 natural gas refueling station, or liquefied petroleum gas refueling station  
7 or four hundred thousand dollars (\$400,000);

8 (2) The lesser of fifty percent (50%) of the eligible equipment  
9 purchase and installation cost of the private electric vehicle charging  
10 station or nine hundred dollars (\$900); or

11 (3) The lesser of fifty percent (50%) of eligible equipment  
12 purchase and installation cost of the public electric vehicle charging  
13 station or five thousand dollars (\$5,000).

14 (b) The A rebate offered under this section does not apply to any of  
15 the following:

16 (1) The cost of land for the private electric vehicle charging  
17 station, public electric vehicle charging station, compressed natural gas  
18 refueling station, liquefied natural gas refueling station, or liquefied  
19 petroleum gas refueling station;

20 (2) The cost of any buildings for the private electric vehicle  
21 charging station, public electric vehicle charging station, compressed  
22 natural gas refueling station, liquefied natural gas refueling station, or  
23 liquefied petroleum gas refueling station; and

24 (3) Any costs not directly associated with the compression,  
25 storage, or dispensing of compressed natural gas, or the storage and  
26 dispensing of liquefied natural gas or liquefied petroleum gas, or the  
27 dispensing of electricity.

28 (c) To be eligible for a rebate under this section, a person or entity  
29 shall complete and submit an application for the rebate on the forms  
30 prescribed by the office.

31 (d) The office shall ensure that the following criteria are met before  
32 providing a rebate under this section:

33 (1) The applicant is registered as a business entity in good  
34 standing with the Secretary of State;

35 (2) ~~The applicant holds a wholesale fuel distribution permit~~  
36 ~~from the Department of Finance and Administration;~~

1           ~~(3)~~ The dispenser at the private electric vehicle charging  
2 station, public electric vehicle charging station, compressed natural gas  
3 refueling station, liquefied natural gas refueling station, or liquefied  
4 petroleum gas refueling station has been inspected and certified by the State  
5 Division of Weights and Measures of the Arkansas Bureau of Standards of the  
6 State Plant Board or a registered service agency of the division; and

7           ~~(4)~~(3) The applicant for a rebate on a compressed natural gas  
8 refueling station, liquefied natural gas refueling station, or liquefied  
9 petroleum gas refueling station meets the siting requirements stated in the  
10 National Fire Protection Association's NFPA 52: Vehicular Gaseous Natural Gas  
11 Fuel Systems Code, ~~2013~~ 2016 Edition; and

12           (4) The applicant for a rebate on a private electric vehicle  
13 charging station and public electric vehicle charging station meets the  
14 siting requirements stated in the National Fire Protection Association's NFPA  
15 70: National Electric Code, 2017 Edition.

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17           SECTION 10. Arkansas Code § 15-10-904 is amended to read as follows:  
18           15-10-904. Rebates for qualified clean-burning motor vehicle fuel  
19 property.

20           (a) The Arkansas Energy Office shall offer a rebate for qualified  
21 clean-burning motor vehicle fuel property.

22           (b)(1) The rebate for qualified clean-burning motor vehicle fuel  
23 property as defined in § ~~15-10-902(11)(A)~~ and ~~(B)~~ 15-10-902(14)(A) and (B) is  
24 the lesser of fifty percent (50%) of the cost of the qualified clean-burning  
25 motor vehicle fuel property or four thousand five hundred dollars (\$4,500)  
26 for each motor vehicle.

27           (2) A qualified clean-burning motor vehicle fuel property is not  
28 eligible for a rebate under this subsection if the person or entity applying  
29 for the rebate has claimed another rebate or incentive for the same motor  
30 vehicle under any other state rebate or incentive program.

31           (c) The rebate for qualified clean-burning motor vehicle fuel property  
32 as defined in § ~~15-10-902(11)(C)~~ 15-10-902(14)(C) is the lesser of fifty  
33 percent (50%) of the cost of the qualified clean-burning motor vehicle fuel  
34 property or two thousand five hundred dollars (\$2,500) for each qualified  
35 clean-burning motor vehicle fuel property.

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