<u>DRAFT</u>
OFFERED FOR
CONSIDERATION
1/31/2024 09:49:41 AM
<u>24105773D</u>

1	HOUSE BILL NO. 748
2	AMENDMENT IN THE NATURE OF A SUBSTITUTE
3	(Proposed by the House Committee on Appropriations
4	on)
5	(Patron Prior to SubstituteDelegate Thomas)
6	A BILL to amend the Code of Virginia by adding in Chapter 17 of Title 45.2 an article numbered 10,
7	consisting of sections numbered 45.2-1740 through 45.2-1743, relating to e-bike rebate program.
8	Be it enacted by the General Assembly of Virginia:
9	1. That the Code of Virginia is amended by adding in Chapter 17 of Title 45.2 an article numbered
10	10, consisting of sections numbered 45.2-1740 through 45.2-1743, as follows:
11	Article 10.
12	Electric Power-Assisted Bicycle Rebate Program.
13	<u>§ 45.2-1740. Definitions.</u>
14	As used in this article, unless the context requires a different meaning:
15	"Adaptive e-bike" means a qualifying e-bike that is specially designed to meet the needs of the
16	rider, whether due to disability or other condition requiring a specialized vehicle.
17	"Cargo e-bike" means a qualifying e-bike that is specially designed for carrying goods or
18	passengers.
19	"Electric power-assisted bicycle" or "e-bike" means the same as that term is defined in § 46.2-100.
20	"Participating retailer" means a retailer that is engaged in the business of selling electric power-
21	assisted bicycles in the Commonwealth and is participating in the Program.
22	"Program" means the Electric Power-Assisted Bicycle Rebate Program established pursuant to this
23	article.
24	"Purchase" means the purchase or lease of a new electric power-assisted bicycle.

1

DRAFT OFFERED FOR CONSIDERATION 1/31/2024 09:49:41 AM 24105773D

25	"Qualifying e-bike" means an electric power-assisted bicycle that (i) has a manufacturer's
26	suggested retail price of \$6,000 or less, (ii) carries at least a one-year warranty for its structural
27	components, and (iii) is certified as meeting the UL 2849 or EN 15194 industry safety standards.
28	"Retailer" means the same as that term is defined in § 58.1-602.
29	<u>§ 45.2-1741. Electric Power-Assisted Bicycle Rebate Program.</u>
30	There is hereby established an Electric Power-Assisted Bicycle Rebate Program for the purchase
31	of new electric power-assisted bicycles to provide an incentive to increase electric power-assisted bicycle
32	awareness and adoption in the Commonwealth. The Program shall be administered by the Department.
33	All funds appropriated for the Program and any other funds received on its behalf shall be paid into the
34	state treasury and made available for Program purposes. The Department shall determine the best method
35	to administer the Program, which may include contracting with a third-party administrator. The Director
36	of the Department shall be authorized to examine any records, books, papers, or other documents of any
37	retailer as may be necessary to verify the truth and accuracy of any statement or any other information
38	relating to rebates claimed by the retailer.
39	§ 45.2-1742. Eligibility for rebate; amount of rebate.
40	A. 1. Beginning January 1, 2025, a resident of the Commonwealth who purchases a new qualifying
41	e-bike from a participating retailer shall be eligible for a rebate in the following amounts:
42	a. For an individual described in clause (i) of subsection B, \$1,100;
43	b. For an individual described in clause (ii) of subsection B, \$750; and
44	c. For an individual described in clause (iii) of subsection B, \$500.
45	2. In addition to the rebates authorized by subdivision 1, the purchaser of a qualifying e-bike shall
46	be eligible for a rebate of (i) the amount paid or \$100 for the purchase of equipment related to the
47	qualifying e-bike, whichever is less; (ii) \$250 if the qualifying e-bike is an adaptive e-bike; and (iii) \$300
48	if the qualifying e-bike is a cargo e-bike.

DRAFT OFFERED FOR CONSIDERATION 1/31/2024 09:49:41 AM 24105773D

I

49	B. Of the rebates authorized by this article, (i) 50 percent of funds available shall be allocated to
50	individuals whose income is no greater than 80 percent of the area median income; (ii) 30 percent of funds
51	available shall be allocated to individuals whose income is greater than 80 percent, but no greater than
52	120 percent of the area median income; and (iii) 20 percent of funds available shall be allocated to
53	individuals whose income is greater than 120 percent of the area median income.
54	C. Any rebate provided under this article shall be applied toward payment for the purchase of a
55	qualifying e-bike or equipment. The participating retailer shall be reimbursed by the Department from the
56	Program's funds for each eligible rebate.
57	D. Rebates available pursuant to this article are subject to availability of funds being provided to
58	the Program by the appropriation act.
59	E. The Department shall develop and implement a process for verifying eligible purchasers and
60	participating retailers and shall ensure that such process (i) is capable of being administered at the point
61	of sale, (ii) allows for the immediate determination of purchaser eligibility and the total amount of the
62	rebate to which the purchaser is entitled, and (iii) confirms the rebate to the participating retailer.
63	<u>§ 45.2-1743. Program website.</u>
64	The Department shall establish a website for the administration of the Program. The website shall
65	include general information for the public, including details about the Program and performance metrics
66	regarding the Program. The website shall also provide (i) data, updated weekly, regarding the availability
67	of rebates at the time of a purchase and (ii) instructions for the retailer as to how to process a
68	reimbursement for the rebate provided pursuant to this article.
69	#

3