



Volkswagen Settlement Working Group Call

The National Association of State Energy Officials (NASEO) and National Association of Clean Air Agencies (NACAA) convene the Volkswagen (VW) Settlement Working Group to enable state-to-state communication on the VW settlement's Environmental Mitigation Trust. The VW Working Group facilitates quarterly calls with State Energy Offices, Air Agencies, and other state leads to address pressing questions related to the settlement, allow peer-to-peer networking and information sharing, and explore potential multi-state activities under the Environmental Mitigation Trust.

September 28, 2023, 3:00 – 4:00 p.m. Eastern Time

Introductions

New Questions

- New Hampshire – The NH Legislature has established a commission to evaluate EV charging for multi-unit dwelling (MUD) renters. I would be interested in hearing about any statutes/laws that states have that have established any requirement for EVSE at MUDs or any programs targeting funding for EVSE at MUDs (Becky Ohler)

Questions Previously Asked Via Email – Brief Report Outs from Questioners

- New Hampshire – Regarding establishing a Disbursing Agreement with the Trust whereby the Trust puts a specified amount of funding in a non-interest-bearing account to allow for multiple payments to multiple recipients. Once it is set up the state can then trigger a payment to a payee within days simply by updating a spreadsheet rather than through the D-4 process which can take 3 months. We have a lot of EVSE projects starting and each will need multiple payments so are considering an agreement, but our Attorney General is very concerned about the language in the agreement that the Trust has proposed. Could other states that have such agreements share their agreement language? (Becky Ohler)
- New Hampshire – The question is in regard to the “Elective Pay” tax credit and how it could be applied to a grantee. For example, if the grantee does an approved EV project and the state reimburses the grantee for 90% of the cost of the charger, the grantee then files for the tax credit and receives 30% of the cost of the charger. Does the Elective Pay credit allow this or are there any mechanisms to control this?

- Massachusetts – Do other states think it is OK and/or have funded federal entities with VW funds (Haidee Janak)
- Massachusetts – We recently launched a solicitation using VW funds. A town would like to replace a propane forklift for an all-electric one. Is this allowed? (Cayla Paulding)
- Massachusetts – We have a VW solicitation out now. An interested party asked if we would fund rail car movers. Have other states funded this? "A railcar mover is a road-rail vehicle that is capable of travelling off-road and on rail tracks. It is fitted with couplers designed for moving up to 20-25 railroad cars (mostly with minimal grades) in a rail siding, passenger or freight classification yard or a switching yard. It is fitted with both rubber tires and hydraulically actuated steel wheels allowing the machine's flexibility of movement from one set of tracks to another without traveling short or long distances for turnarounds or track switching required by a locomotive." (Cayla Paulding)
- Washington – Washington has launched a grant program offering funds for various diesel to zero emission projects, including forklifts and port cargo handling equipment. We got the following question from an interested port authority: Would mobile charging infrastructure to support zero-emission forklifts be eligible? Some of our properties are power constrained, but there are mobile charging options available that could allow us to deliver high-power charging to these sites. Our questions to the group:
 1. Is mobile charging infrastructure eligible to fund under the settlement? The settlement language does not appear to define charging infrastructure, so Washington believes it may be.
 2. If anyone has experience with mobile infrastructure projects, can you share any key lessons learned or unexpected challenges of funding this technology?
 (Shahrzad Tehrani)

Open Forum

Next Call: *TBA (default schedule is for December 28, 2023, so an alternate date will be selected and announced.)*

Please use this link to join the call:

<https://us02web.zoom.us/j/88957527241?pwd=dXpLVXFMaDNFS2M2VEV6S1FIOGM5Zz09>

or dial:

(929) 205-6099 or (301) 715-8592

Meeting ID: 889 5752 7241

Passcode: 679907