

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

As Engrossed: S2/25/25

A Bill

SENATE BILL 267

5 By: Senator Irvin
6 By: Representative J. Moore
7

For An Act To Be Entitled

9 AN ACT TO REPEAL THE ARKANSAS ALTERNATIVE MOTOR FUEL
10 DEVELOPMENT ACT; TO REPEAL THE ALTERNATIVE MOTOR FUEL
11 DEVELOPMENT FUND; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO REPEAL THE ARKANSAS ALTERNATIVE MOTOR
16 FUEL DEVELOPMENT ACT; AND TO REPEAL THE
17 ALTERNATIVE MOTOR FUEL DEVELOPMENT FUND.
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 SECTION 1. Arkansas Code Title 15, Chapter 10, Subchapter 9, is
22 repealed.

23 ~~Subchapter 9 — Arkansas Alternative Motor Fuel Development Act~~
24

25 ~~15-10-901. Title.~~

26 ~~This subchapter shall be known and may be cited as the “Arkansas~~
27 ~~Alternative Motor Fuel Development Act”.~~
28

29 ~~15-10-902. Definitions.~~

30 ~~As used in this subchapter:~~

31 ~~(1) “Compressed natural gas” means compressed natural gas that~~
32 ~~is to be delivered to a motor vehicle at a pressure of at least three~~
33 ~~thousand pounds per square inch (3,000 psi);~~

34 ~~(2) “Compressed natural gas refueling station” means property~~
35 ~~that:~~

36 ~~(A) Is directly related to the delivery of compressed~~



1 ~~natural gas into the fuel tank of a licensed motor vehicle, including without~~
2 ~~limitation the compression equipment, storage vessels, quality control~~
3 ~~equipment, and dispensers for compressed natural gas;~~

4 ~~(B) Is available to the public twenty four (24) hours each~~
5 ~~day;~~

6 ~~(C) Is metered on a gasoline gallon equivalent basis; and~~

7 ~~(D) Contains a credit card reader that allows for the use~~
8 ~~of a credit card or debit card to purchase the compressed natural gas;~~

9 ~~(3) "Diesel gallon equivalent" means six and twenty two~~
10 ~~hundredths pounds (6.22 lbs.) of liquefied natural gas;~~

11 ~~(4) "Electric vehicle" means a plug-in electric drive motor~~
12 ~~vehicle that is propelled by one (1) or more electric motors using electrical~~
13 ~~energy stored in rechargeable batteries or other energy storage devices;~~

14 ~~(5) "Gasoline gallon equivalent" means five and sixty-six~~
15 ~~hundredths pounds (5.66 lbs.) of compressed natural gas or one hundred~~
16 ~~twenty-six and sixty-seven hundredths cubic feet (126.67 cu. ft.) of natural~~
17 ~~gas;~~

18 ~~(6) "Liquefied natural gas" means natural gas that is super-~~
19 ~~cooled into a liquid fuel that is used primarily in medium-duty and heavy-~~
20 ~~duty vehicles;~~

21 ~~(7) "Liquefied natural gas refueling station" means property~~
22 ~~that:~~

23 ~~(A) Is directly related to the delivery of liquefied~~
24 ~~natural gas into the fuel tank of a licensed motor vehicle, including without~~
25 ~~limitation the compression equipment, refrigeration equipment, storage~~
26 ~~vessels, and dispensers for liquefied natural gas;~~

27 ~~(B) Is available to the public twenty four (24) hours each~~
28 ~~day;~~

29 ~~(C) Is metered on a diesel gallon equivalent basis; and~~

30 ~~(D) Contains a credit card reader that allows for the use~~
31 ~~of a credit card or debit card to purchase the liquefied natural gas;~~

32 ~~(8)(A) "Liquefied petroleum gas" means gas derived from~~
33 ~~petroleum or natural gas that is:~~

34 ~~(i) In a gaseous state at normal atmospheric~~
35 ~~temperature and pressure but may be maintained in a liquid state at normal~~
36 ~~atmospheric temperature by the application of sufficient pressure; and~~

1 ~~(ii) Normally stored as a liquid under pressure.~~

2 ~~(B) "Liquefied petroleum gas" does not include pentane,~~
3 ~~gasoline, or oil;~~

4 ~~(9) "Liquefied petroleum gas refueling station" means property~~
5 ~~that;~~

6 ~~(A) Is directly related to the delivery of liquefied~~
7 ~~petroleum gas into the fuel tank of a licensed motor vehicle, including~~
8 ~~without limitation the compression equipment, storage vessels, and dispensers~~
9 ~~for liquefied petroleum gas;~~

10 ~~(B) Is available to the public twenty four (24) hours each~~
11 ~~day;~~

12 ~~(C) Is metered on a gasoline gallon equivalent basis; and~~

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

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

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

23 ~~(12) "Public electric vehicle charging station" means a charging~~
24 ~~station of two hundred forty volts (240 V) or more that;~~

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

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

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

31 ~~(13) "Qualified alternative motor vehicle fuel" means~~
32 ~~electricity, a hydrogen fuel cell, compressed natural gas, liquefied natural~~
33 ~~gas, or liquefied petroleum gas; and~~

34 ~~(14) "Qualified alternative motor vehicle property" means;~~

35 ~~(A) New equipment that;~~

36 ~~(i) Is installed;~~

1 ~~(a) By a certified mechanic;~~
2 ~~(b) On a motor vehicle with a model year that~~
3 ~~is no older than one (1) model year older than the current year; and~~
4 ~~(c) To convert a motor vehicle propelled by~~
5 ~~gasoline or diesel fuel to be propelled by a qualified alternative motor~~
6 ~~vehicle fuel;~~

7 ~~(ii) Is approved by the United States Environmental~~
8 ~~Protection Agency under 40 C.F.R. Part 85 Subpart F, 40 C.F.R. § 85.501 et~~
9 ~~seq., and 40 C.F.R. Part 86 Subpart S, 40 C.F.R. § 86.1801-01 et seq.; and~~

10 ~~(iii) Has not been used to modify or retrofit any~~
11 ~~other motor vehicle propelled by gasoline or diesel fuel;~~

12 ~~(B) The portion of the basis of a motor vehicle with a~~
13 ~~model year that is no older than one (1) model year older than the current~~
14 ~~year and that was originally equipped to be propelled by a qualified~~
15 ~~alternative motor vehicle fuel that is attributable to the:~~

16 ~~(i) Storage of the qualified alternative motor~~
17 ~~vehicle fuel;~~

18 ~~(ii) Delivery of the qualified alternative motor~~
19 ~~vehicle fuel to the motor vehicle's engine; and~~

20 ~~(iii) Exhaust of gases from the combustion of the~~
21 ~~qualified alternative motor vehicle fuel; or~~

22 ~~(C) New property that:~~

23 ~~(i) Is directly related to the:~~

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

27 ~~(b) Delivery of electricity from a private~~
28 ~~home or residence for noncommercial purposes into a motor vehicle propelled~~
29 ~~by electricity; and~~

30 ~~(ii) Has not been previously installed or used at~~
31 ~~another location to refuel motor vehicles powered by natural gas or~~
32 ~~electricity.~~

33
34 15-10-903. ~~Rebate for refueling stations.~~

35 ~~(a)(1) The Arkansas Energy Office of the Division of Environmental~~
36 ~~Quality may offer a rebate for each approved private electric vehicle~~

1 ~~charging station, public electric vehicle charging station, compressed~~
2 ~~natural gas refueling station, liquefied natural gas refueling station, and~~
3 ~~liquefied petroleum gas refueling station that is:~~

4 ~~(A) Not more than 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 ~~not to exceed four hundred thousand dollars (\$400,000);~~

8 ~~(B) Not more than fifty percent (50%) of the eligible~~
9 ~~equipment purchase and installation cost of the private electric vehicle~~
10 ~~charging station, not to exceed nine hundred dollars (\$900); or~~

11 ~~(C) Not more than fifty percent (50%) of the eligible~~
12 ~~equipment purchase and installation cost of the public electric vehicle~~
13 ~~charging station, not to exceed five thousand dollars (\$5,000).~~

14 ~~(2) The Director of the Division of Environmental Quality may~~
15 ~~increase the rebate percentages listed under subdivision (a)(1) of this~~
16 ~~section if the increase is designated or authorized by a funding source~~
17 ~~approved by a federal settlement or state settlement.~~

18 ~~(b) A rebate offered under this section does not apply to any of the~~
19 ~~following:~~

20 ~~(1) The cost of land for the private electric vehicle charging~~
21 ~~station, public electric vehicle charging station, compressed natural gas~~
22 ~~refueling station, liquefied natural gas refueling station, or liquefied~~
23 ~~petroleum gas refueling station;~~

24 ~~(2) The cost of any buildings for the private electric vehicle~~
25 ~~charging station, public electric vehicle charging station, compressed~~
26 ~~natural gas refueling station, liquefied natural gas refueling station, or~~
27 ~~liquefied petroleum gas refueling station; and~~

28 ~~(3) Any costs not directly associated with the compression,~~
29 ~~storage, or dispensing of compressed natural gas, or the storage and~~
30 ~~dispensing of liquefied natural gas or liquefied petroleum gas, or the~~
31 ~~dispensing of electricity.~~

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

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

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

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

8 ~~(3) The dispenser at the private electric vehicle charging~~
9 ~~station or public electric vehicle charging station has been inspected and is~~
10 ~~in compliance with the rules promulgated by the office and any other~~
11 ~~applicable laws;~~

12 ~~(4) The applicant for a rebate on a compressed natural gas~~
13 ~~refueling station, liquefied natural gas refueling station, or liquefied~~
14 ~~petroleum gas refueling station meets the siting requirements stated in the~~
15 ~~National Fire Protection Association's NFPA 52: Vehicular Natural Gas Fuel~~
16 ~~Systems Code, 2016 Edition; and~~

17 ~~(5) The applicant for a rebate on a private electric vehicle~~
18 ~~charging station or public electric vehicle charging station meets the siting~~
19 ~~requirements stated in the National Fire Protection Association's NFPA 70:~~
20 ~~National Electrical Code, 2017 Edition.~~

21
22 ~~15-10-904. Rebates for qualified alternative motor vehicle property.~~

23 ~~(a) The Arkansas Energy Office of the Division of Environmental~~
24 ~~Quality may offer a rebate for qualified alternative motor vehicle property~~
25 ~~that is:~~

26 ~~(1) Not more than fifty percent (50%) of the cost of the~~
27 ~~qualified alternative motor vehicle property, not to exceed four thousand~~
28 ~~five hundred dollars (\$4,500) for each motor vehicle that is powered by~~
29 ~~hydrogen fuel cell, compressed natural gas, liquefied natural gas, or~~
30 ~~liquefied petroleum gas; and~~

31 ~~(2) Not more than fifty percent (50%) of the cost of the~~
32 ~~qualified alternative motor vehicle property, not to exceed two thousand five~~
33 ~~hundred dollars (\$2,500) for each qualified alternative motor vehicle~~
34 ~~property that is powered by electricity.~~

35 ~~(b) The Director of the Division of Environmental Quality may increase~~
36 ~~the rebate percentages listed under subsection (a) of this section if the~~

1 ~~increase is designated or authorized by a funding source approved by a~~
2 ~~federal settlement or state settlement.~~

3
4 SECTION 2. Arkansas Code § 19-5-1249 is repealed.

5 ~~19-5-1249. Alternative Motor Fuel Development Fund.~~

6 ~~(a) There is created on the books of the Treasurer of State, the~~
7 ~~Auditor of State, and the Chief Fiscal Officer of the State a miscellaneous~~
8 ~~fund to be known as the "Alternative Motor Fuel Development Fund".~~

9 ~~(b) The fund shall consist of:~~

10 ~~(1) Grants made by a person, entity, or federal government~~
11 ~~agency;~~

12 ~~(2) Other funds that become available through energy programs;~~

13 ~~(3) Any remaining fund balances carried forward from year to~~
14 ~~year; and~~

15 ~~(4) Any other funds authorized or provided by law.~~

16 ~~(c) The fund shall be used by the Division of Environmental Quality to~~
17 ~~provide rebates and incentives under the Arkansas Alternative Motor Fuel~~
18 ~~Development Act, § 15-10-901 et seq.~~

19 ~~(d) Moneys remaining in the fund at the end of each fiscal year shall~~
20 ~~carry forward and be made available for the purposes stated in this section~~
21 ~~in the next fiscal year.~~

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23 */s/ Irvin*

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26 **APPROVED: 3/12/25**