

1 Brianne K. Nadeau

2 Councilmember Brianne Nadeau

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6 Councilmember Robert C. White, Jr.

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9 Vincent C. Gray

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14 Councilmember Brooke Pinto

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Councilmember Charles Allen

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Councilmember Matthew Frumin

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Councilmember Kenyan R. McDuffie

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Councilmember Janeese Lewis George

[Signature]

Councilmember Zachary Parker

23 A BILL

26 \_\_\_\_\_  
27 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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31  
32 To amend the Department of Transportation Establishment Act of 2002 to establish an electric  
33 bicycle rebate program.

34  
35 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
36 act may be cited as the “Electric Bicycle Rebate Program Amendment Act of 2023”.

37 Sec. 2. The Department of Transportation Establishment Act of 2002, effective May 21,  
38 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*) is amended by adding a new  
39 section 9r to read as follows:

40 “Sec. 9r. Electric Bicycle Rebate Program.

41           “(a) There is established the Electric Bicycle Rebate Program (“Program”) within DDOT  
42 to encourage the purchase and use of e-bikes and e-cargo bikes, and to support retail establishments  
43 that sell and service e-bikes and e-cargo bikes, within the District.

44           “(b)(1) To be eligible for the rebate, an individual or authorized retailer shall submit an  
45 application, in a form determined by DDOT, demonstrating that the applicant:

46                           “(A) Is a District resident;

47                           “(B) Meets the qualifications of a preferred applicant, if the applicant is  
48 seeking to qualify as a preferred applicant;

49                           “(C) Has purchased or is seeking to purchase, for personal use including  
50 commuting, a qualifying e-bike, e-cargo bike, e-bike replacement battery, e-bike components  
51 intended to address an applicant’s disability, annual maintenance, or bicycle lock, in the District;  
52 and

53                           “(D) If seeking a rebate for the purchase of:

54   “(i) An e-bike or e-cargo bike, has not previously received a rebate  
55 from the Program, or an equivalent discount from an authorized retailer, for the purchase of an e-  
56 bike or e-cargo bike;

57   “(ii) An e-bike replacement battery, e-bike components intended to  
58 address an applicant’s disability, or a bicycle lock, has not previously received a rebate from the  
59 Program, or an equivalent discount from an authorized retailer, for the purchase of a replacement  
60 battery or bicycle lock within the last four years; or

61   “(iii) Annual maintenance, has not previously received a rebate from  
62 the Program, or an equivalent discount from an authorized retailer, for the purchase of annual  
63 maintenance within the last year.

64                   “(2) DDOT may rely on an applicant’s enrollment in or receipt of other public  
65 benefits, such as TANF or SNAP, as sufficient proof of an applicant’s income when determining  
66 whether the applicant meets the income threshold to qualify as a preferred applicant.

67                   “(c)(1) Upon approval of a rebate application, and subject to the availability of funding,  
68 the Program shall provide a rebate to eligible applicants or authorized retailers in the following  
69 amounts:

70                                   “(A) For preferred applicants, up to:

71   “(i) \$2,000 for a qualifying e-cargo bike;

72   “(ii) \$1,500 for a qualifying e-bike;

73   “(iii) \$300 for a qualifying e-bike replacement battery;

74   “(iv) \$250 for annual maintenance, including parts and labor;

75   “(v) \$250 for e-bike components intended to address an applicant’s  
76 disability; or

77   “(vi) \$150 for a bicycle lock; or

78                                   “(B) For other applicants, up to:

79   “(i) \$1,000 for a qualifying e-cargo bike;

80   “(ii) \$750 for a qualifying e-bike;

81   “(iii) \$150 for a qualifying e-bike replacement battery;

82   “(iv) \$125 for e-bike components intended to address an applicant’s  
83 disability; or

84   “(v) \$75 for a bicycle lock.

85                   “(2) Notwithstanding paragraph (1) of this subsection, the rebate provided to  
86 applicants shall not exceed the actual purchase price of the items, or cost of service, for which the  
87 rebate is sought.

88                   “(d) Any rebate or voucher issued under this section shall not be considered District gross  
89 income pursuant to D.C. Official Code § 47–1803.02(a)(2)(YY).

90                   “(e)(1) DDOT shall maintain on its website:

91                                 “(A) A list or description of qualifying e-bikes, e-cargo bikes, and  
92 replacement batteries;

93                                 “(B) A list of current authorized retailers; and

94                                 “(C) A tally of the total number and value of rebates issued pursuant to this  
95 section.

96                   “(2) Prior to including any e-bike, e-cargo bike, or replacement battery on the list  
97 of qualifying items described in paragraph (1)(A), DDOT shall confirm that the e-bike, e-cargo  
98 bike, or replacement battery:

99                                 “(A) Can legally be owned and operated in the District; and

100                                 “(B) Meets safety standards issued by DDOT, the U.S. Consumer Product  
101 Safety Commission, or any other District or federal agency that has issued safety standards for e-  
102 bikes.

103                   “(f) DDOT may enter into memoranda of agreement with retailers to allow the retailer to:

104                                 “(1) Apply a discount, equal to the maximum rebate allowed under subsection (c),  
105 to qualifying purchases at the point of sale; and

106                                 “(2) Receive a rebate from the Program equal to the discount applied by the retailer  
107 to an individual purchase.

108           “(g) Subject to the availability of funding, the Program may provide to a retail grant  
109 applicant grants of up to:

110                   “(1) \$2,500 annually to defray costs associated with hiring, training, and  
111 maintaining bicycle repair workers; or

112                   “(2) \$50,000 to defray costs associated with opening a retail establishment located  
113 in Ward 7 or 8 that:

114                           “(A) Sells e-bikes or e-cargo bikes; or

115                           “(B) Provides repairs and other services for e-bikes, e-cargo bikes, or  
116 traditional bicycles.

117           “(h) For the purposes of this section, the term:

118                   “(1) “Applicant” means a person who submits, or on whose behalf an authorized  
119 retailer submits, an application to the Electric Bicycle Rebate Program described in section 3(a).

120                   “(2) “Authorized retailer” means a retailer with which DDOT has entered into a  
121 memorandum of understanding as described in section 3(f) for the purposes of applying, at the  
122 point of sale, a discount equivalent to the maximum allowable rebate.

123                   “(2) “DDOT” means the District Department of Transportation.

124                   “(3) “Electric bicycle” or “e-bike” means a vehicle with:

125                           “(A) A post-mounted seat or saddle for each person that the device is  
126 designed and equipped to carry;

127                           “(B) 2 or 3 wheels that are in contact with the ground and which are at least  
128 16 inches in diameter;

129                           “(C) Fully operative pedals for human propulsion; and

130                           “(D) A motor incapable of propelling the device at a speed of more than 20  
131 miles per hour on level ground.

132                           “(4) “Electric cargo bicycle” or “e-cargo bike” means an e-bike:

133                           “(A) Designed to carry:

134   “(i) One or more passengers in addition to the rider; or

135   “(ii) Heavier or bulkier loads than a traditional e-bike;

136                           “(B) With an extended frame, such as a long tail, long john, Bakfiet or box  
137 bike; and

138                           “(C) With a published cargo load carrying capacity of at least 100 pounds.

139                           “(5) “Preferred applicant” means an applicant who:

140   “(A) Has a household income at or below 60% of area median income; or

141   “(B) Does not own or have a motor vehicle registered in the District,  
142 Maryland, or Virginia.

143                           “(6) “Retail grant applicant” means a person who has submitted an application, in  
144 a form determined by DDOT, for a grant pursuant to subsection (g) of this section.”.

145                           Sec. 3. Section 47–1803.02(a)(2) of the District of Columbia Code is amended by adding  
146 a new subparagraph (YY) to read as follows:

147   “(YY) Rebates issued pursuant to section 12b of the Department of  
148 Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C.  
149 Official Code § 50-921.01 *et seq.*)”.

150                           Sec. 4. Fiscal impact statement.

151           The Council adopts the fiscal impact statement in the committee report as the fiscal impact  
152 statement required by section 4a of the General Legislative Procedures Act of 1975, approved  
153 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

154           Sec. 5. Effective date.

155           This act shall take effect following approval by the Mayor (or in the event of veto by the  
156 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
157 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24,  
158 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
159 Columbia Register.