

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 45.1-392 of the Code of Virginia, relating to solar photovoltaic*  
3 *manufacturing incentive grants.*

4  
5 Approved

[H 516]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 45.1-392 of the Code of Virginia is amended and reenacted as follows:**

8 § 45.1-392. Solar Photovoltaic Manufacturing Incentive Grant Program.

9 A. Any manufacturer *commencing eligible sales during calendar year 1995* who, from January 1,  
10 1995, through December 31, 1999, sells solar photovoltaic panels it manufactured in Virginia shall be  
11 entitled to receive an annual solar photovoltaic manufacturing incentive grant in an amount of  
12 seventy-five cents per watt of the rated capacity of panels sold in a calendar year. The grants shall be  
13 paid from a fund to be entitled the Solar Photovoltaic Manufacturing Incentive Grant Fund (the "Fund").

14 B. *Any manufacturer commencing eligible sales at any time subsequent to December 31, 1995, and*  
15 *who, from January 1, 1996, through December 31, 2001, sells solar photovoltaic panels it manufactured*  
16 *in Virginia shall be entitled to receive an annual solar photovoltaic manufacturing incentive grant in an*  
17 *amount up to seventy-five cents per watt of the rated capacity of panels sold in a calendar year. The*  
18 *grants shall be paid from the Fund. No manufacturer shall be eligible to receive grants for more than*  
19 *five years.*

20 C. In the event applications for grants exceed six million watts per calendar year, the grant payments  
21 will be apportioned among the eligible applicants, based upon the total wattage evidenced by such  
22 applicants, *the amount per watt the applicant is eligible to receive*, and the total wattage eligible for  
23 grants specified in this section.

24 ~~C.~~ D. Any manufacturer entitled to apply for a grant pursuant to this section shall provide evidence,  
25 satisfactory to the Director, of manufacturing such panels in Virginia, the sale of such solar photovoltaic  
26 panels, and the wattage sold per year. The reports of manufacturing and sales shall be filed no later than  
27 March 31 following the calendar year in which the sales eligible for the grant were made. Failure to  
28 meet the filing deadline shall render the applicant ineligible to receive a grant. The postmark  
29 cancellation shall govern the date of the filing determination unless the Director has approved an  
30 alternative means of filing.

31 ~~D.~~ E. The Director shall certify to the Comptroller the amount of grant a manufacturer of solar  
32 photovoltaic panels is eligible to receive in a given calendar year. Payments shall be paid by check  
33 issued by the Treasurer of Virginia on warrant of the Comptroller.

34 ~~E.~~ F. The Director, upon presenting appropriate credentials, may examine the records, books,  
35 invoices, bills of lading, storage and production facilities and other applicable documents to determine  
36 whether the manufacturing and sale of the photovoltaic panels meet the requirements for grants as set  
37 forth in this section.

ENROLLED

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