

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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HOUSE BILL 329

Short Title: Exempt EV Stations/Public Utilities Regs. (Public)

Sponsors: Representatives Szoka, Arp, Hanig, and Warren (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Energy and Public Utilities, if favorable, Rules, Calendar, and Operations of the House

March 12, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT TO EXEMPT ELECTRIC VEHICLE CHARGING STATIONS FROM  
3 REGULATION AS PUBLIC UTILITIES.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 62-3(23) is amended by adding a new sub-subdivision to read:

6 "n. The term "public utility" shall not include a person who uses an electric  
7 vehicle charging station to resell electricity to the public for  
8 compensation, provided that all of the following apply:

- 9 1. The reseller has procured the electricity from an electric power  
10 supplier, as defined in G.S. 62-133.8(a)(3), that is authorized  
11 to engage in the retail sale of electricity within the territory in  
12 which the electric vehicle charging service is provided.  
13 2. All resales are exclusively for the charging of plug-in electric  
14 vehicles, as defined in G.S. 20-4.01(28a).  
15 3. The charging station is immobile.  
16 4. Utility service to an electric vehicle charging station shall be  
17 provided subject to the electric power supplier's terms and  
18 conditions.

19 Nothing in this sub-subdivision shall be construed to limit the ability  
20 of an electric power supplier to use electric vehicle charging stations  
21 to furnish electricity for charging electric vehicles. Any increases in  
22 customer demand or energy consumption associated with  
23 transportation electrification shall not constitute found revenues for an  
24 electric public utility."

25 **SECTION 2.** This act is effective when it becomes law.

