

HOUSE BILL NO. 5445

February 04, 2020, Introduced by Reps. Schroeder, Frederick, O'Malley, Filler, Lower, Wendzel, Markkanen, Mueller and Alexander and referred to the Committee on Energy.

A bill to regulate persons that provide electric vehicle charging services; to require registration of certain persons that provide electric vehicle charging services; and to prescribe the powers and duties of certain state officers and entities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "electric vehicle charging services registration act".

3 Sec. 2. As used in this act:

4 (a) "Department" means the department of agriculture and rural
5 development.



1 (b) "Electric vehicle" means that term as defined in section
2 2(f) (iii) of the Michigan next energy authority act, 2002 PA 593, MCL
3 207.822.

4 (c) "Electric vehicle charging services" means the transfer of
5 electric energy from electric vehicle service equipment to a
6 battery or other storage device in an electric vehicle, and the
7 provision of billing services, networking, and operation and
8 maintenance related to that transfer of electric energy to an
9 electric vehicle.

10 (d) "Electric vehicle charging station" means an electric
11 component assembly or cluster of component assemblies designed
12 specifically to charge batteries within an electric vehicle by
13 permitting the transfer of electric energy to a battery or other
14 storage device in an electric vehicle.

15 Sec. 3. (1) Subject to subsection (5), the department shall
16 issue orders establishing a registration procedure for persons that
17 provide electric vehicle charging services. The department shall
18 allow a person that provides electric vehicle charging services to
19 charge for providing electric vehicle charging services. To ensure
20 adequate service to customers in this state, the department shall
21 require a person that provides electric vehicle charging services
22 to do all of the following:

23 (a) Have financial, managerial, and technical capabilities
24 that the department considers necessary.

25 (b) Maintain records that the department considers necessary.

26 (c) Remain accessible to the department, to consumers, and to
27 electric utilities in this state.

28 (d) Collect and remit all applicable taxes.

29 (e) Clearly display the cost to the consumer at the charging



1 station. This subsection does not prohibit a person that provides
2 electric vehicle charging services from displaying other
3 information to the customer or the means by which the cost
4 information is displayed, including, but not limited to, within the
5 electric vehicle or on a mobile application.

6 (2) Subject to subsection (5), in addition to any other
7 information required by the department in connection with a
8 registration under subsection (1), a person that provides electric
9 vehicle charging services must do both of the following:

10 (a) Provide information, including information as to the
11 person's safety record and the person's history of service quality
12 and reliability, as to the person's technical ability, as defined
13 under regulations of the department, to safely and reliably
14 generate or otherwise obtain and deliver electricity and provide
15 any other proposed services.

16 (b) Demonstrate that the employees of the person that will be
17 installing, operating, and maintaining electric vehicle charging
18 stations within this state, or any entity with which the person has
19 contracted to perform those functions within this state, have the
20 requisite knowledge, skills, and competence to perform those
21 functions in a safe and responsible manner in order to provide safe
22 and reliable service.

23 (3) Subject to subsection (5), the department shall order the
24 person submitting a registration under subsection (1) to post a
25 bond or provide a letter of credit or other financial guarantee in
26 a reasonable amount established by the department of not less than
27 \$40,000.00, if the department finds after an investigation and
28 review that the requirement of a bond would be in the public
29 interest.



1 (4) The department shall establish a toll-free hotline that
2 allows consumers to report issues with electric vehicle charging
3 stations.

4 (5) This section does not apply to a private owner of an
5 electric vehicle charging station or a nonretail provider of an
6 electric vehicle charging station if that private owner or
7 nonretail provider will not charge for providing electric vehicle
8 charging services.

