

**SUBSTITUTE FOR
HOUSE BILL NO. 5445**

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.

6 (b) "Electric vehicle" means that term as defined in section
7 2(f) (iii) of the Michigan next energy authority act, 2002 PA 593, MCL
8 207.822.



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

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

12 Sec. 3. (1) The department shall allow a person that provides
13 electric vehicle charging services to charge for providing electric
14 vehicle charging services.

15 (2) Subject to subsection (8), the department shall issue
16 orders establishing a registration procedure for persons that
17 provide electric vehicle charging services. Subject to subsections
18 (5) and (8), any person offering electric vehicle charging services
19 in this state must register with the department within 30 days
20 after the person first begins offering electric vehicle charging
21 services in this state. As part of a person's registration, the
22 department shall require that the person offering electric vehicle
23 charging services does all of the following:

24 (a) Provides the name of the company that will be providing
25 electric vehicle charging services.

26 (b) Provides the location of each of that person's electric
27 vehicle charging stations in this state and the number of electric
28 vehicle charging stations.

29 (c) Provides the name, electronic mail, phone number, and



1 mailing address of a designated contact individual.

2 (d) Provides the electric vehicle charging station model
3 information, including name of manufacturer, electric vehicle
4 supply equipment type, and additional information regarding the
5 charging station as determined by the department.

6 (3) The department may charge a 1-time fee of not more than
7 \$75.00 for each person that registers under subsection (2). Any
8 fees collected under this subsection must be deposited in the
9 general fund to the credit of the department to be used for the
10 department's costs for oversight and registration of electric
11 vehicle charging stations.

12 (4) A person that provides electric vehicle charging services
13 shall do all of the following:

14 (a) Maintain records that the department considers necessary,
15 including, but not limited to, installation and maintenance of
16 electric vehicle charging stations.

17 (b) Remain accessible to the department, to consumers, and to
18 electric utilities in this state during normal hours of operation.

19 (c) Clearly display the cost to the consumer at the charging
20 station. This subdivision does not prohibit a person that provides
21 electric vehicle charging services from displaying other
22 information to the customer or the means by which the cost
23 information is displayed, including, but not limited to, within the
24 electric vehicle or on a mobile application.

25 (5) A person providing electric vehicle charging services
26 before the effective date of this act must register with the
27 department within 90 days after the department establishes a
28 registration under subsection (2).

29 (6) A person registered under subsection (2) shall update



1 their registration by notifying the department, in a manner
2 determined by the department, within 30 days after any of the
3 information required in subsection (2) has changed.

4 (7) The department shall use the motor fuels quality hotline
5 or a similar hotline and an online consumer complaint form to allow
6 consumers to report issues with electric vehicle charging stations.

7 (8) This section does not apply to any of the following:

8 (a) A private owner of an electric vehicle charging station or
9 a nonretail provider of an electric vehicle charging station if the
10 electric vehicle charging station is not publicly accessible or if
11 that private owner or nonretail provider will provide electric
12 vehicle charging services at no cost to users of the electric
13 vehicle charging station.

14 (b) An electric utility.

15 (c) A municipally owned electric utility.

16 (d) A cooperative electric utility.

17 (e) An independent transmission owner.

18 (9) The department may promulgate rules under the
19 administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to
20 24.328, necessary to implement and enforce this act.

