SENATE COMMITTEE AMENDMENTS
2022 Regular Session
Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 460 by Senator Ward

AMENDMENT NO. 1
On page 2, line 1, change "Improving" to "Improve"

AMENDMENT NO. 2
On page 2, delete lines 3 and 4 and insert the following:
"(2) Subject to final commission approval, urge and direct public electric utilities to establish electric vehicle charging rate structures for service to electric vehicle charging facilities that promote long-term alternative fuel market"

AMENDMENT NO. 3
On page 2, line 8, change "Encouraging" to "Encourage"

AMENDMENT NO. 4
On page 2, line 12, change "Urging" to "Urge"

AMENDMENT NO. 5
On page 2, line 13, delete "strictly"

AMENDMENT NO. 6
On page 2, line 15, change "Promoting" to "Promote"

AMENDMENT NO. 7
On page 2, between lines 17 and 18, insert the following:
"(6) Encourage public electric utility providers to develop, operate, and maintain generation, transmission, and distribution facilities in the state through the increase in electric billing determinants resulting from the emerging electric vehicle charging industry and its consumption of electric power."

AMENDMENT NO. 8
On page 3, line 27, change "include" to "be considered"

AMENDMENT NO. 9
On page 4, delete lines 9 through 14 and insert the following:
"A. (1)(a) An electric public utility or an affiliate of an electric public utility that owns, operates, or maintains electric vehicle charging equipment may provide publicly available electric vehicle charging directly to consumers if it is a separate, unregulated entity and is subject to the same nondiscriminatory electric vehicle charging terms of service, rates, and regulations established by the commission, which are imposed on or incurred by other electric vehicle charging providers.

(b) If the commission finds that an electric public utility's implementation of electric vehicle charging terms of service, rates, and regulations is unreasonable, discriminatory, or unduly preferential to its"
affiliate, the commission may take all actions necessary for the immediate
cessation of the unreasonable, discriminatory, or unduly preferential practice
or treatment of the electric public utility affiliate and for promoting the
purposes of this Chapter.”

AMENDMENT NO. 10

On page 4, line 15, after “utility” insert “or an affiliate of the electric public utility”

AMENDMENT NO. 11

On page 4, delete lines 23 through 29 and insert the following:

“B. On or after December 1, 2022, before changing to any retail
electricity rate, an electric public utility shall seek and receive commission
approval of the following:

(1) An electric vehicle charging rate structure, based solely on energy
consumed by the electric vehicle charging facility with a cost allocation at or
below parity with other utility customer classes and pursuant to the provisions
of this Section, which establishes the terms and conditions for the sale of
electricity to electric vehicle charging providers.”

AMENDMENT NO. 12

On page 5, delete lines 1 through 23 and insert the following:

“C. On or after December 1, 2022, prior to modifying an existing retail
electricity rate, an electric public utility shall seek and obtain commission
approval of an electric vehicle charging rate structure, based solely on energy
consumed by the electric vehicle charging facility with a cost allocation at or
below parity with other utility customer classes and in accordance with this
Section.

D.(1) Beginning February 1, 2023, the commission shall conduct an
audit. Beginning in 2024 and thereafter, the commission shall submit an audit
report for the preceding calendar year to the Senate Committee on Commerce,
Consumer Protection and International Affairs and the House of Committee on
Commerce not later than February first of each year. The audit shall include
all of the following:

(a) Each general order, rate case, or other final decision or order of the
commission, relating either to the commission’s authority to regulate providers
of electricity for electric vehicle charging by direct consumers or to any electric
vehicle charging rate structure established or modified by the commission.

(b) Any rulemaking or regulation initiated, promulgated, or otherwise
conducted or enacted, respectively, by the commission which relates in any
manner to this Chapter;

(c) Internal procedures or policies, statistics, reporting, analyses, studies,
research, notices, or other information used by the commission to consider the
stated intents and purposes of this Chapter, including but not limited to specific
consideration of alternatives to demand-based electric vehicle charging rates.

(d) Each civil action, investigation, or complaint either initiated by or for
which written notice has been actually received by the commission and the final
order or decision of the appropriate jurisdiction which relates in any manner
to the action, investigation, complaint, or otherwise to this Chapter.

(e) Each adjustment filing submitted to the commission by any interested
party, the commission’s exercise of its authorized review and determination of
such filings, and the commission’s exercise of its control and rate-fixing
authority to adjust electric vehicle charging rates as assessed to direct
consumers.

(2) The audit report required by this Subsection shall be prepared in
accordance with a detailed audit conducted by the commission in a manner
substantially similar to that required of the commission by R.S. 45:1163.”

This set of amendment(s) was prepared by Xavier Alexander.