
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

1 AMENDMENT NO. 1

2 On page 2, line 1, change "**Improving**" to "**Improve**"

3 AMENDMENT NO. 2

4 On page 2, delete lines 3 and 4 and insert the following:

5 **"(2) Subject to final commission approval, urge and direct public electric**
6 **utilities to establish electric vehicle charging rate structures for service to**
7 **electric vehicle charging facilities that promote long-term alternative fuel**
8 **market"**

9 AMENDMENT NO. 3

10 On page 2, line 8, change "**Encouraging**" to "**Encourage**"

11 AMENDMENT NO. 4

12 On page 2, line 12, change "**Urging**" to "**Urge**"

13 AMENDMENT NO. 5

14 On page 2, line 13, delete "**strictly**"

15 AMENDMENT NO. 6

16 On page 2, line 15, change "**Promoting**" to "**Promote**"

17 AMENDMENT NO. 7

18 On page 2, between lines 17 and 18, insert the following:

19 **"(6) Encourage public electric utility providers to develop, operate, and**
20 **maintain generation, transmission, and distribution facilities in the state**
21 **through the increase in electric billing determinants resulting from the**
22 **emerging electric vehicle charging industry and its consumption of electric**
23 **power."**

24 AMENDMENT NO. 8

25 On page 3, line 27, change "**include**" to "**be considered**"

26 AMENDMENT NO. 9

27 On page 4, delete lines 9 through 14 and insert the following:

28 **"A. (1)(a) An electric public utility or an affiliate of an electric public**
29 **utility that owns, operates, or maintains electric vehicle charging equipment**
30 **may provide publicly available electric vehicle charging directly to consumers**
31 **if it is a separate, unregulated entity and is subject to the same**
32 **nondiscriminatory electric vehicle charging terms of service, rates, and**
33 **regulations established by the commission, which are imposed on or incurred**
34 **by other electric vehicle charging providers.**

35 **(b) If the commission finds that an electric public utility's**
36 **implementation of electric vehicle charging terms of service, rates, and**
37 **regulations is unreasonable, discriminatory, or unduly preferential to its**

1 affiliate, the commission may take all actions necessary for the immediate
2 cessation of the unreasonable, discriminatory, or unduly preferential practice
3 or treatment of the electric public utility affiliate and for promoting the
4 purposes of this Chapter."

5 AMENDMENT NO. 10

6 On page 4, line 15, after "utility" insert "or an affiliate of the electric pubic utility"

7 AMENDMENT NO. 11

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

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

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

17 AMENDMENT NO. 12

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

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

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

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

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

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

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

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

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