

Sixty-eighth  
Legislative Assembly  
of North Dakota

ENGROSSED SENATE BILL NO. 2063

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to create and enact section 24-02-45.4 of the North Dakota Century Code,  
2 relating to the authorization and appropriations necessary to administer the national electric  
3 vehicle infrastructure program grants and other discretionary funding items; to provide for a  
4 legislative management study; and to provide for a legislative management report.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** Section 24-02-45.4 of the North Dakota Century Code is created and enacted  
7 as follows:

8 **24-02-45.4. Federal electric vehicle infrastructure grants - Cooperative agreements**  
9 **with public or private entities for the administration of federal aid programs.**

10 Notwithstanding any other provision of law, the director is authorized and empowered to do  
11 all things necessary and make all necessary agreements to acquire, be appropriated funds for,  
12 and administer electric vehicle charging grants and acquire any associated discretionary federal  
13 or private funding that may become available. The director may enter a cooperative agreement  
14 with a public or private entity, for the purpose of administering federal aid electric vehicle  
15 charging programs. The director is authorized to determine a reasonable cost-share for the  
16 project in accordance with federal aid provisions. Any cost-share for the project may consist  
17 only of federal and private funding. The director or the public or private entity, may construct,  
18 operate, administer, and maintain the project. If the department constructs the project, the  
19 private entity's cost-share must be paid for in advance of the construction by the private entity  
20 before the department can construct the project. The director may turn over the project to the  
21 private entity when the project meets federal requirements.

22 **SECTION 2. LEGISLATIVE MANAGEMENT STUDY - FEDERAL ELECTRIC VEHICLE**  
23 **INFRASTRUCTURE PROGRAM.** During the 2023-24 interim, the legislative management shall  
24 consider studying the federal highway administration's national electric vehicle infrastructure

1 formula program. The study must include an assessment of the data collection, access, and  
2 reliability of acquiring, installing, and connecting electric vehicle charging stations; an evaluation  
3 of the proper operation and maintenance of electric vehicle charging stations; an examination of  
4 long-term electric vehicle charging station data sharing and the overall impact on the state's  
5 electric grid; and an assessment of the federal regulations setting the minimum standards and  
6 requirements for projects funded under the national electric vehicle infrastructure formula  
7 program and projects for the construction of publicly accessible electric vehicle chargers. The  
8 study may include input from the department of transportation. The legislative management  
9 shall report its findings and recommendations, together with any legislation necessary to  
10 implement the recommendations, to the sixty-ninth legislative assembly.