

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; ~~and to provide a~~
4 ~~continuing appropriation.~~

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** ~~Continuing~~
10 ~~appropriation.~~

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

1 ~~2. There is created in the state treasury a fund known as the electric vehicle charging-~~
2 ~~fund. Funds received pursuant to this section must be deposited into the electric-~~
3 ~~vehicle charging fund and are appropriated to the department as a continuing-~~
4 ~~appropriation and may be used to fund necessary electric vehicle charging-~~
5 ~~infrastructure. Only federal and private funds received under subsection 1 may be-~~
6 ~~deposited into the electric vehicle charging fund.~~