



HOUSE BILL 255: Regulate EV Charging Stations.

2023-2024 General Assembly

Committee:	House Regulatory Reform. If favorable, re-refer to Judiciary 2. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	April 19, 2023
Introduced by:	Reps. Warren, von Haefen	Prepared by:	Jennifer McGinnis
Analysis of:	PCS to Second Edition H255-CSRI-9		Committee Counsel

OVERVIEW: *The Proposed Committee Substitute (PCS) for House Bill 255 would prohibit parking a vehicle in a space designated as an electric vehicle charging station if the vehicle is not connected to the charging equipment. Violation would be an infraction punishable by a fine of \$50.*

The PCS would make two changes to the Second Edition of the bill:

- *Revise the language to make clear that private property owners may elect to, but are not required to, designate spaces as electric vehicle charging stations that would be subject to the bill's requirements. But, if a private property owner elects to do so in conformance with the signage requirements set forth in the bill, persons using the designated spaces would be subject to enforcement for failure to use the space as required by the bill.*
- *Decrease the amount of the fine for a violation from \$100 to \$50.*

CURRENT LAW: There are currently no restrictions in State law regarding parking in electric vehicle charging stations. Some municipalities have adopted ordinances regulating parking in spaces designated for electric vehicle charging.

BILL ANALYSIS: The PCS for House Bill 255 would prohibit parking a vehicle in an electric vehicle charging station on public property unless the vehicle is connected to the charging equipment. For the prohibition to apply, a space would have to be designated as a charging station, for electric vehicle charging only, by a sign consistent with the Manual on Uniform Traffic Control Devices for Streets and Highways.

The PCS would authorize private property owners to elect to designate spaces on their property as electric vehicle charging stations that would be subject to the bill's requirements. But, if a private property owner elects to do so in conformance with the signage requirements set forth in the bill, persons using the designated spaces would be subject to enforcement for failure to use the space as required by the bill.

Violation of the prohibition would be an infraction punishable by a fine of \$50. It would be enforceable by any State, county, city, or other municipal authority in the same manner as other parking laws and ordinances are enforced. Municipalities would be able to prohibit additional conduct and establish higher penalties by ordinance.

The PCS would make clear that electric vehicle charging stations may not displace any handicapped parking spaces required by the Building Code and that, if charging equipment is provided to serve a space designated as handicapped, that space is not subject to restrictions or penalties applicable to charging stations under this act.

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Director



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EFFECTIVE DATE: The act would become effective December 1, 2023, and would apply to offenses committed on or after that date.

Wendy Ray, counsel to House Transportation, substantially contributed to this summary.