

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

Public Service Commission
Electrification of Transportation
Investigation

Case No. PU-22-147

**ORDER REQUESTING COMMENT ON
MEASURES TO PROMOTE GREATER
ELECTRIFICATION OF THE
TRANSPORTATION SECTOR**

March 30, 2022

On November 15, 2021, the President of the United States signed The Infrastructure Investment and Jobs Act ("IIJA"), H.R. 3684, 117th Cong. (2021). Pursuant to the IIJA, Section 111(d) of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. 2621(d)) was amended ("Amendments") by adding the following standard:

(21) Each State shall consider measures to promote greater electrification of the transportation sector, including the establishment of rates that —

- (A) Promote affordable and equitable electric vehicle charging options for residential, commercial, and public electric vehicle charging infrastructure;
- (B) Improve the customer experience associated with electric vehicle charging, including by reducing charging times for light-, medium-, and heavy-duty vehicles; and
- (C) Accelerate third-party investment in electric vehicle charging for light-, medium-, and heavy-duty vehicles; and
- (D) Appropriately recover the marginal costs of delivering electricity to electric vehicles and electric vehicle charging infrastructure.

Consideration of the standard or a hearing for consideration must commence within one year of the date of enactment. Consideration must provide a determination no later than two years of the date of enactment. If prior state actions were taken to address the standard, the requirements do not apply.

The Commission finds that it is in the public interest to commence consideration regarding the standard. Accordingly, the Commission requests that each electric public

utility file written comments that provide the following:

- a. A report of existing measures used to promote electrification of the transportation sector by the electric public utility.
- b. Existing rate mechanisms that:
 1. promote affordable and equitable electric charging options;
 2. improve customer experience associated with charging;
 3. accelerate third-party investment;
 4. and appropriately recover the marginal costs of delivering electricity to electric vehicles and electric vehicle infrastructure.
- c. Previous actions taken by the Public Service Commission or State Legislature to implement the standard or a comparable standard.
- d. Appropriate measures to promote greater electrification of the transportation sector.
- e. Any other information that the Commission should consider.

Having considered this matter, the Commission issues the following:

Order

The Commission orders North Dakota Electric Public Utilities to file initial comments addressing the standard by June 15, 2022.

PUBLIC SERVICE COMMISSION



Randy Christmann Julie Fedorchak Sheri Haugen-Hoffart
Commissioner Chair Commissioner