**A** **BILL**

TO AMEND ARTICLE 7, CHAPTER 27, TITLE 58 OF THE 1976 CODE, RELATING TO RATES AND CHARGES FOR ELECTRIC UTILITIES AND ELECTRIC COOPERATIVES, BY ADDING SECTION 58‑27‑1060, TO PROVIDE THE CIRCUMSTANCES UNDER WHICH A PERSON OR CORPORATION USING AN ELECTRIC VEHICLE CHARGING STATION TO RESELL ELECTRICITY IS NOT AN ELECTRICAL UTILITY, AND TO PROVIDE THAT ANY INCREASE IN CUSTOMER DEMAND OR ENERGY CONSUMPTION ASSOCIATED WITH TRANSPORTATION ELECTRIFICATION SHALL NOT CONSTITUTE REVENUES FOR AN ELECTRICAL UTILITY.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 7, Chapter 27, Title 58 of the 1976 Code is amended by adding:

“Section 58‑27‑1060. (A) A person or corporation that uses an electric vehicle charging station to resell electricity to the public for compensation is not an electrical utility if:

(1) the person or corporation has procured the electricity from an electrical utility, municipality, consolidated political subdivision, or electric cooperative that is authorized to engage in the retail sale of electricity within the territory in which the electric vehicle charging service is provided;

(2) the person or corporation furnishes electricity exclusively for the charging of plug‑in electric vehicles; and

(3) the charging station is immobile.

(B) Nothing in this section shall be construed to limit the ability of an electrical utility, municipality, consolidated political subdivision, or electric cooperative to use electric vehicle charging stations to furnish electricity for charging electric vehicles. Any increases in customer demand or energy consumption associated with transportation electrification shall not constitute found revenues for an electrical utility.”

SECTION 2. This act takes effect upon approval by the Governor.

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