

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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HOUSE BILL 296
Committee Substitute Favorable 3/23/21
PROPOSED COMMITTEE SUBSTITUTE H296-PCS10206-SU-6

Short Title: EV Charging Station/Parking.

(Public)

Sponsors:

Referred to:

March 16, 2021

1 A BILL TO BE ENTITLED
2 AN ACT TO REGULATE PARKING IN AN ELECTRIC VEHICLE CHARGING STATION.
3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** G.S. 20-4.01 reads as rewritten:

5 "**§ 20-4.01. Definitions.**

6 Unless the context requires otherwise, the following definitions apply throughout this
7 Chapter to the defined words and phrases and their cognates:

8 ...

9 (7c) Electric vehicle charging station. – A public or private parking space that is
10 served by charging equipment that has as its primary purpose the transfer of
11 electric energy to a battery or other energy storage device in an electric
12 vehicle.

13 (7e)(7d) Employer. – Any person who owns or leases a commercial motor vehicle
14 or assigns a person to drive a commercial motor vehicle and would be subject
15 to the alcohol and controlled substance testing provisions of 49 C.F.R. § 382
16 and also includes any consortium or third-party administrator administering
17 the alcohol and controlled substance testing program on behalf of
18 owner-operators subject to the provisions of 49 C.F.R. § 382.

19"

20 **SECTION 2.** Article 3 of Chapter 20 of the General Statutes is amended by adding
21 a new section to read:

22 "**§ 20-162.4. Parking in a space designated as an electric vehicle charging station.**

23 (a) Prohibited Conduct. – No person may park a vehicle in a space designated with a sign
24 pursuant to subsection (b) of this section as an electric vehicle charging station located on public
25 or private property unless the vehicle is an electric vehicle connected to the charging equipment
26 for the purpose of charging the vehicle.

27 (b) Signage. – A space designated as an electric vehicle charging station must be (i)
28 indicated by vertical signage identifying the station as an electric vehicle charging station and
29 indicating that it is only for electric vehicle charging and (ii) the signage must be consistent with
30 the Manual on Uniform Traffic Control Devices for Streets and Highways, published by the
31 United States Department of Transportation, and any supplement to that Manual adopted by the
32 North Carolina Department of Transportation.

33 (c) Penalty. – Any person who commits a violation of subsection (a) of this section is
34 guilty of an infraction and subject to a fine of one hundred dollars (\$100.00).



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1 (d) Limitation on Local Jurisdiction. – A city or county may not require by ordinance a
2 different penalty than that provided in subsection (c) of this section for parking a vehicle in an
3 electric vehicle charging station without connecting the vehicle to the charging equipment. The
4 provisions of this section supersede and preempt any ordinance adopted or imposed by a unit of
5 local government that establishes a penalty for parking a vehicle in an electric vehicle charging
6 station without connecting the vehicle to the charging equipment.

7 (e) Enforcement. – This section shall be enforced by State, county, city, and other
8 municipal authorities in their respective jurisdictions whether on public or private property in the
9 same manner as is used to enforce other parking laws and ordinances."

10 **SECTION 3.** This act becomes effective December 1, 2021, and applies to offenses
11 committed on or after that date.