

ORDER NO. 90587

In the Matter of the Petition of the	*	BEFORE THE
Electric Vehicle Work Group for	*	PUBLIC SERVICE COMMISSION
Implementation of a Statewide Electric	*	OF MARYLAND
Vehicle Portfolio	*	_____
	*	
	*	Case No. 9478
	*	_____

Issue Date: April 13, 2023

**ORDER GRANTING EV WORKGROUP REQUEST TO POSTPONE
METERING REGULATIONS**

1. On January 11, 2022, the Commission issued Order No. 90036, which among other things directed Staff and the utilities (the “Utilities”)¹ participating in the Electric Vehicle Charging Pilot Program (“EV Pilot”) to work with the PC44 Electric Vehicle Workgroup (the “Workgroup”) to develop EV metering regulations before December 31, 2023.² On December 1, 2022, the Workgroup’s EV Metering Subgroup (the “Subgroup”) filed a “near consensus” Supplemental Report (the “Report”) addressing the progress toward development of EV metering regulations.

2. As explained in its Report, the Subgroup reported that the development of final EV metering regulations has been complicated by the fact that the Commission lacks regulatory authority over non-utility EV chargers, which may be under the authority of the Maryland Department of Agriculture (“MDA”), the agency with authority over gas

¹ The Utilities comprise Baltimore Gas and Electric Company, Potomac Electric Power Company, Delmarva Power & Light Company, The Potomac Edison Company, and Southern Maryland Electric Cooperative. (Order No. 90036 at 1)

² *Id.* at 77.

stations. The Subgroup recommended that further coordination between the Subgroup and the MDA was needed to develop universal regulations applicable to both utilities and non-utilities. The Report also describes, at length, a variety of practical and legal obstacles that will need to be overcome, including limited availability of testing equipment, lack of consensus on testing standards, and the need to refine the customer billing process. The Subgroup therefore recommended that the Commission defer promulgation of EV metering regulations at this time. The Subgroup further recommended that, until new EV metering regulations can be put in place, the EV metering waivers previously granted to the pilot utilities by the Commission should remain in effect.

3. In the meantime, the Subgroup made a number of interim recommendations. It identified a series of guiding principles for future regulation of EV meters. It recommended that each electric utility owning or operating electric vehicle supply equipment (“EVSE”) should establish a procedure for handling complaints about EVSE meter accuracy and that, if a complainant is not satisfied with the electric utility’s response to an EV charger metering complaint, they should be able to request dispute resolution from the Commission using established processes. It also recommended that the Commission adopt the proposed annual EVSE reporting requirements described in Appendix A to the Report, which are proposed to go into effect in the first quarter of 2025, in order that they may be in place prior to the conclusion of the EV pilot.

4. Having considered the proposals contained in the Report, the Commission finds the Workgroup’s proposals reasonable.

IT IS THEREFORE, this 13th day of April, in the year of Two Thousand Twenty-Three, by the Public Service Commission of Maryland, **ORDERED** :

1. that the Electric Vehicle Workgroup shall file a status report on the topics raised in the Report by October 1, 2023, and every six months thereafter, providing recommendations for further Commission action if necessary;

2. that the Code of Maryland Regulations (COMAR) waivers extended and additional waivers granted in Order No. 90036, shall remain in effect until further direction of the Commission; and

3. that the EV Pilot Utilities are directed to file tariff revisions within 90 days containing procedures for handling complaints about EV meter accuracy.

/s/ Jason M. Stanek

/s/ Michael T. Richard

/s/ Anthony J. O'Donnell

/s/ Odogwu Obi Linton

/s/ Patrice M. Bubar

Commissioners