

1.1 **Senator Newman from the Committee on Transportation Finance and Policy, to**
1.2 **which was referred**

1.3 **S.F. No. 1602:** A bill for an act relating to transportation; imposing a tax on electric fuel
1.4 distributed by a utility through an electric vehicle charging station at a public or private
1.5 parking space; proposing coding for new law in Minnesota Statutes, chapter 296A; repealing
1.6 Minnesota Statutes 2020, section 168.013, subdivision 1m.

1.7 Reports the same back with the recommendation that the bill be amended as follows:

1.8 Delete everything after the enacting clause and insert:

1.9 "Section 1. [296A.075] ELECTRIC FUEL TAX.

1.10 Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have
1.11 the meanings given.

1.12 (b) "Distributed" means the receipt, delivery, or placing of electric fuel into the battery
1.13 or other energy storage device of an electric vehicle at a location in this state.

1.14 (c) "Electric fuel" means electrical energy delivered or placed into the battery or other
1.15 energy storage device of an electric vehicle to be used to power the electric vehicle.

1.16 (d) "Electric utility" or "utility" has the meaning given in section 216B.38, subdivision
1.17 5.

1.18 (e) "Electric vehicle" has the meaning given in section 169.011, subdivision 26a.

1.19 Subd. 2. **Tax imposed on electric fuel.** (a) On and after January 1, 2023, a tax of 5.1
1.20 cents per kilowatt hour is imposed and shall be collected by a utility from the utility customer
1.21 on electric fuel knowingly distributed to the utility customer by the utility for the purpose
1.22 of charging an electric vehicle.

1.23 (b) An electric utility collecting the tax required by this subdivision must submit all of
1.24 the tax proceeds collected to the commissioner of revenue on a monthly basis. The
1.25 commissioner of revenue must deposit the proceeds of the tax collected under this paragraph
1.26 into the highway user tax distribution fund.

1.27 Subd. 3. **Information to utility.** A utility customer shall inform the utility, in writing
1.28 or electronically, when the utility customer purchases an electric vehicle or installs a charging
1.29 station capable of delivering electric fuel to an electric vehicle within 30 days of purchase
1.30 of the electric vehicle or installation of the charging station.

1.31 Subd. 4. **Exemptions.** The provisions of subdivision 2 do not apply to electric fuel
1.32 purchased by:

2.1 (1) a transit system or transit provider receiving financial assistance or reimbursement
2.2 under section 174.24; 256B.0625, subdivision 17; or 473.384;

2.3 (2) providers of transportation to recipients of medical assistance home and
2.4 community-based services waivers enrolled in day programs, including adult day care,
2.5 family adult day care, day treatment and habilitation, prevocational services, and structured
2.6 day services;

2.7 (3) an ambulance service licensed under chapter 144E; and

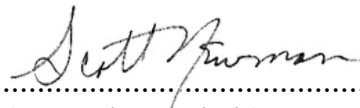
2.8 (4) providers of medical or dental services by a federally qualified health center, as
2.9 defined under title 19 of the Social Security Act, as amended by section 4161 of the Omnibus
2.10 Budget Reconciliation Act of 1990, with a motor vehicle used exclusively as a mobile
2.11 medical unit.

2.12 **Sec. 2. REPEALER.**

2.13 Minnesota Statutes 2020, section 168.013, subdivision 1m, is repealed."

2.14 Amend the title accordingly

2.15 And when so amended the bill do pass and be re-referred to the Committee on Energy
2.16 and Utilities Finance and Policy. Amendments adopted. Report adopted.

2.17 
2.18
(Committee Chair)

2.19 February 22, 2022.....
2.20 (Date of Committee recommendation)