

Senate Bill 260

By: Senators Hatchett of the 50th, Kennedy of the 18th, Ginn of the 47th, Still of the 48th, Albers of the 56th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 7 of Title 50 of the Official Code of Georgia Annotated,
2 relating to general provisions relative to the Department of Economic Development, so as
3 to authorize the establishment of a state-wide electric vehicle manufacturing program for the
4 promotion of electric vehicle and component manufacturing in this state; to provide for
5 purposes of such program; to provide for powers and duties of the department relative to
6 such program; to establish a Georgia Electric Vehicle Manufacturing Commission; to
7 provide for purposes and powers of such commission; to provide for membership; to provide
8 for terms and reimbursement for members; to provide for definitions; to provide for a short
9 title; to provide for related matters; to provide for an effective date; to repeal conflicting
10 laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 SECTION 1.

13 This Act shall be known and may be cited as the "Georgia Electric Vehicle Future Act."

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SECTION 2.

15 Article 1 of Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to
16 general provisions relative to the Department of Economic Development, is amended by
17 adding a new Code section to read as follows:

18 "50-7-19.

19 (a) As used in this Code section, the term:

20 (1) 'Commission' means the Georgia Electric Vehicle Manufacturing Commission
21 created pursuant to this Code section.

22 (2) 'Department' means the Department of Economic Development.

23 (3) 'EV industry' means the commercial enterprise of manufacturing electric vehicles and
24 related components within this state.

25 (4) 'Marketing' means promotion, advertising, signage, public relations, press relations,
26 and branding; creation, use, and licensing of a trademark, copyright, and other intellectual
27 property; providing discounts; and other activities of similar nature or within the term as
28 it is commonly understood.

29 (b)(1) The department shall be authorized to establish, implement, and support a
30 state-wide electric vehicle manufacturing program for the promotion of electric vehicle
31 and component manufacturing in this state. The program shall advance the state's interest
32 in developing, marketing, promoting, or recruiting the growth of the EV industry through
33 continued investment or job creation in this state. The carrying out of the purposes and
34 program in this article are in all respects for the benefit of the people of this state and
35 constitute a public purpose. Actions by the department pursuant to this article shall be
36 an essential governmental function in the exercise of the powers conferred upon it by this
37 article. Such program shall not consider, evaluate, or make recommendations relative to
38 the sale, distribution, or servicing of electric vehicles.

39 (2) Pursuant to the purpose of the state-wide electric vehicle manufacturing program, the
40 department shall be authorized to contract with the Department of Transportation, the

41 State Road and Tollway Authority, the Georgia Technology Authority, the Georgia
42 Environmental Finance Authority, or other instrumentalities of the state for the
43 construction and maintenance of infrastructure which support the EV industry.

44 (c) There is created the Georgia Electric Vehicle Manufacturing Commission, as a body
45 corporate and politic and an instrumentality of the state, for the following public purposes
46 and powers:

47 (1) To formulate recommendations to the Governor and the General Assembly to support
48 and expand the growth of electric vehicle and component manufacturing in this state
49 through a state-wide electric vehicle manufacturing program;

50 (2) To consult with private sector employers, primary and secondary schools, the
51 University System of Georgia, the Technical College System of Georgia, and other
52 entities to determine workforce needs for the EV industry and to make training
53 recommendations to educational institutions and the General Assembly;

54 (3) To advise the department in supporting and meeting infrastructure needs for the EV
55 industry, including, but not limited to, transportation, charging networks, energy supply,
56 manufacturing sites, and communications networks;

57 (4) To develop, in consultation with the EV industry, such marketing materials and
58 advertising as the commission finds useful to promote the continued growth of EV
59 industry jobs in this state; and

60 (5) To provide for assessments of the state interest in and benefit from encouraging the
61 growth of the EV industry in this state.

62 (d)(1) The commission shall consist of:

63 (A) The commissioner of economic development;

64 (B) The director of planning for the Department of Transportation;

65 (C) The commissioner of the Technical College System of Georgia;

66 (D) The chancellor of the University System of Georgia;

- 67 (E) One representative from each electric vehicle manufacturer that is manufacturing
68 vehicles in this state, appointed by the Governor;
- 69 (F) Two representatives of electric vehicle component manufacturers that are operating
70 in this state, appointed by the Governor.
- 71 (G) A representative of an investor owned utility company, appointed by the Governor;
- 72 (H) A representative of a cooperative utility provider, appointed by the Governor;
- 73 (I) A licensed automobile dealer in this state, appointed by the Governor;
- 74 (J) Two members of the House of Representatives to serve as ex officio members,
75 appointed by the Speaker of the House of Representatives; and
- 76 (K) Two members of the Senate to serve as ex officio members, appointed by the
77 President of the Senate.
- 78 (2) The commission shall elect a chairperson from among its membership. A majority
79 of the commission shall constitute a quorum, and the acts of the majority shall be the acts
80 of the commission.
- 81 (3) Members of the commission who are state officials or employees shall receive no
82 compensation for their service on the commission but may be reimbursed for expenses
83 incurred by them in the performance of their duties as members of the commission. Any
84 members of the commission who are not state officials or employees shall receive a daily
85 expense allowance in the amount specified in subsection (b) of Code Section 45-7-21 for
86 each day such member is in attendance at a meeting of the commission.
- 87 (4) Members of the commission appointed pursuant to subparagraphs (A) through (D)
88 of this subsection may designate persons to serve in their place. Members appointed
89 pursuant to subparagraphs (E) through (I) of this subsection shall serve for terms of two
90 years. Members appointed pursuant to subparagraphs (J) and (K) of this subsection shall
91 serve for terms concurrent with their corresponding terms as members of the General
92 Assembly.

93 (e) The commission is assigned to the department for administrative purposes only. The
94 Attorney General shall be the attorney for the commission.

95 (f) The commissioner of economic development shall be authorized to promulgate any
96 rules and regulations necessary to implement and administer the provisions of this Code
97 section to further promote the marketing of this state to the EV industry for future
98 investment. Rule making or actions undertaken pursuant to this Code section by the
99 department shall be subject to Chapter 13 of Title 50, the 'Administrative Procedure Act.'

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SECTION 3.

101 This Act shall become effective upon its approval by the Governor or upon its becoming law
102 without such approval.

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SECTION 4.

104 All laws and parts of laws in conflict with this Act are repealed.