

AMENDMENT TO RULES
COMMITTEE PRINT 117-8
OFFERED BY MR. NORCROSS OF NEW JERSEY

Page 394, after line 3, insert the following:

1 (e) UTILIZATION OF QUALIFIED ELECTRICIANS ON
2 ELECTRIC CHARGING INFRASTRUCTURE.—

3 (1) REQUIREMENT.—All EVSE projects funded
4 directly by or assisted in whole or in part by and
5 through the Federal Government pursuant to this
6 Act (and the amendments made by this Act) shall be
7 performed entirely by qualified electricians.

8 (2) REPORTING.—

9 (A) Before commencing work on an EVSE
10 project described in paragraph (1), the con-
11 tractor shall certify to the contracting agency
12 that the contractor and its subcontractors shall
13 comply with the requirements of this section.

14 (B) While the project is ongoing, a con-
15 tractor shall submit to the contracting agency
16 periodic reports listing the location of the
17 project, name of each qualified electrician on
18 the project and the electrician's EVITP certifi-
19 cation number.

1 (C) A contractor and any subcontractor
2 shall maintain all personnel records relating to
3 the requirements of this subsection for a period
4 of at least 3 years after final completion of the
5 work.

6 (D) The information under this subsection
7 shall be public and shall not be exempt from
8 disclosure under section 552(b) of title 5,
9 United States Code, or any other similar State,
10 local, or Tribal law.

11 (E) If a contracting agency determines
12 that any of the information described in this
13 subsection contains false or misleading informa-
14 tion that was provided knowingly or with reck-
15 less disregard for the truth, or omits informa-
16 tion that was omitted knowingly or with reck-
17 less disregard of the truth, the contractor or
18 subcontractor for which the information was
19 submitted shall be prohibited from performing
20 work on projects described in paragraph (1) for
21 a period of 5 years, and shall be further subject
22 to penalties and sanctions, including contract
23 termination.

24 (F) Any misrepresentation or omission in-
25 cluded in the reporting required by this sub-

1 section shall constitute a false record or state-
2 ment material to a false or fraudulent claim for
3 purposes of subchapter III of chapter 37 of title
4 31, United States Code.

5 (3) ENFORCEMENT.—

6 (A) If a contracting agency determines,
7 upon receipt of a complaint or its own initiative,
8 that a project described in subsection (a) is not
9 being carried out in accordance with the re-
10 quirements of this section, the contracting
11 agency shall withhold from or require the pay-
12 ment by the contractor of a penalty, in the
13 amount of not less than \$5,000 but not more
14 than \$10,000, depending on the severity of the
15 violation and the compliance history of the con-
16 tractor. Such violations shall be grounds for
17 contract termination.

18 (B) Contractors shall be jointly and sever-
19 ally liable for any violation committed by a sub-
20 contractor under this section.

21 (C) Contractors and subcontractors that
22 violate this section shall be prohibited from per-
23 forming work on projects described in sub-
24 section (a) for a period of five years.

1 (4) DEFINITIONS.—In this subsection, the fol-
2 lowing definitions apply:

3 (A) CONTRACTING AGENCY.—The term
4 “contracting agency” means a Federal agency
5 or other entity carrying out an EVSE project
6 on behalf of such agency. The term also in-
7 cludes recipients of Federal assistance, includ-
8 ing a State, Indian Tribe, State transportation
9 department, unit of local government, metro-
10 politan planning organization, special purpose
11 district or public authority with a transpor-
12 tation function, including a port authority, and
13 a public-private partnership.

14 (B) CONTRACTOR.—The term “contractor”
15 means a general contractor or other lead or
16 prime contractor on a project described in para-
17 graph (1).

18 (C) EVSE.—The term “EVSE” means
19 Electric Vehicle Supply Equipment or other in-
20 frastructure related to the charging of light-,
21 medium-, and heavy-duty electric vehicles, in-
22 cluding commercial and public sector fleets.
23 EVSE shall also include shipside or shoreside
24 electrification for vessels and ground support
25 equipment at ports.

1 (D) EVSE PROJECT.—The term “EVSE
2 project” means the construction, installation, or
3 placement of EVSE in any location, including
4 multi-unit dwellings, single-family homes, com-
5 mercial buildings, public buildings, public and
6 private parking areas or facilities, depots, rest
7 areas, truck stops, airports, ports, and hubs for
8 multiple forms of transportation.

9 (E) QUALIFIED ELECTRICIAN.—The term
10 “qualified electrician” means an electrician who
11 has completed training under the Electric Vehi-
12 cle Infrastructure Training Program (EVITP)
13 and obtained an EVITP certification.

14 (F) SUBCONTRACTOR.—The term “subcon-
15 tractor” means any person or company, at any
16 level, that performs some or all the obligations
17 of the contractor on a project described in para-
18 graph (1).

