

STATE OF NEW YORK
PUBLIC SERVICE COMMISSION

CASE 18-E-0138 - Proceeding on Motion of the Commission
Regarding Electric Vehicle Supply Equipment and
Infrastructure.

NOTICE SOLICITING COMMENTS

(Issued April 17, 2025)

PLEASE TAKE NOTICE that comments are requested (1) on the Petition for J3400 Non-Proprietary Status that was filed on February 24, 2025, in this proceeding, and (2) in response to the attached questions, prepared by Department of Public Service (Department) staff, related to proprietary plug status designations. All comments should refer to "Case 18-E-0138" and be submitted by **July 7, 2025**.

Comments should be e-filed using the Department's Document and Matter Management system (DMM).¹ Those unable to file electronically may mail their comments to the Hon. Michelle L. Phillips, Secretary to the New York State Public Service Commission, Three Empire State Plaza, Albany, New York, 12223-1350; however, electronic filing is strongly encouraged. All comments submitted to the Secretary will be posted on the Department's website and will become part of the record in this proceeding.

Information and instructions related to subscribing to the service list or otherwise monitoring the status of this

¹ For DMM Login, please go to: <https://dps.ny.gov/dmm-login-document-and-matter-management-system>. For DMM Help: Electronic Filing Registration Instruction, please go to: <https://dps.ny.gov/dmm-help-electronic-filing-registration-instructions>.

proceeding are available on the Department's website.²

Questions concerning this Notice may be directed to
EVSE@dps.ny.gov.

(SIGNED)

MICHELLE L. PHILLIPS
Secretary

² <https://dps.ny.gov/participating-or-monitoring-psc-proceedings>.

Questions, prepared by Department staff, related to proprietary plug status designations:

Proprietary vs. Non-Proprietary Designation

- Is acknowledgement by SAE sufficient to determine the J3400 plug type as non-proprietary?
- Should the Commission consider the number of automakers that have or will adopt the J3400 plug type as the native vehicle plug? Why or why not?
- If automakers indicate that they will delay adoption of the J3400 plug type as the native plug, should the Commission delay recognizing the J3400 plug as non-proprietary?
- Should the Commission consider the number of charging networks that have or will adopt the J3400 plug type at EV charging stations? Why or why not?
- If charging networks indicate that they will delay deploying EV charging stations with the J3400 plug type, should the Commission delay recognizing the J3400 plug as non-proprietary?
- What consideration, if any, should the Commission give regarding the need for EVs to use an adaptor to access a charging station with a J3400 plug?

Public Accessibility

- Has the current public accessibility definition in the Make-Ready Program been adequate in ensuring that charging stations receiving a 90 or 100 percent incentive are open to the public?
 - If not, what additional factors should the Commission consider?

- Are there any public accessibility issues the Commission should consider when deciding whether J3400 is a non-proprietary plug type?
- If an EV charging station has a J3400 plug type but has other types of restrictions (e.g., payment, access, timing, usability) should it still receive a 90 or 100 percent incentive? Why or why not?
- Should an EV charging station be considered publicly accessible if a vehicle manufacturer has to make an agreement with the EV charging station owner for that vehicle type to be able to access and use the charging station? Why or why not?
- Should the definition of publicly accessible be modified to include payment method(s)? Why or why not?
- Should the definition of publicly accessible be modified to include length of charging cable? Why or why not?