



U.S. Department
of Transportation
**Federal Highway
Administration**

1200 New Jersey Ave., SE
Washington, DC 20590

September 29, 2023

In Reply Refer To:
HEPN-30

Mr. Tony Tavares
Director
California Department of Transportation
1120 N Street
Sacramento, CA 94273

Subject: Approval of California Electric Vehicle Infrastructure Deployment Plan

Dear Director Tavares:

The Federal Highway Administration (FHWA) has completed the review of the California Electric Vehicle Infrastructure Deployment Plan required under the National Electric Vehicle Infrastructure (NEVI) Formula Program.¹ Based on the review and the recommendations provided by the Joint Office of Energy and Transportation (Joint Office), FHWA has determined that the California Electric Vehicle Infrastructure Deployment Plan is approved for implementation. With this approval, Fiscal Year 2024 funds are now available to California for obligation.

The FHWA acknowledges there continues to be confusion regarding equity considerations for State Plans, as well as the regulatory requirement for the Community Engagement Outcomes Report under 23 Code of Federal Regulations (CFR) 680.112(d), which must be incorporated into State Plans. To clarify, all State Plans must include a Community Engagement Outcomes Report that discusses their most recently approved State Plan and should include a forward-looking discussion on public engagement, the results of which will provide the basis for the Community Engagement Outcomes Report included in next year's State Plans. Your plan included both of these components. The FHWA and the Joint Office are committed to ensuring equitable benefits under the NEVI Formula Program and intend to provide additional outreach and training on these topics over the upcoming months, and well in advance of the development of next year's State Plans.

¹ The NEVI program is authorized under the Bipartisan Infrastructure Law, enacted as the Infrastructure Investment and Jobs Act (IIJA), (Pub. L. 117-58)

The following table details exceptions that were requested in the California Plan and the approval determinations by FHWA.

| Location | Type | Determination |
|-----------------------|---------------------------|----------------------------|
| I-40 Ludlow to Fenner | 50 miles between stations | Approved: valid for 1 year |

The FHWA and the Joint Office will follow up with States on specific opportunities for improvement in future year plans and will continue to provide technical assistance and guidance as States continue implementation.

A publicly accessible version of the California Electric Vehicle Infrastructure Deployment Plan should be posted to the California Department of Transportation's website. This approval letter will be available on the FHWA website at https://www.fhwa.dot.gov/environment/nevi/ev_deployment_plans/ along with a link to the Plan on the State website.

Thank you for putting the United States on a path to a nationwide network of EV chargers that can ensure a convenient, affordable, reliable, and equitable charging experience for all users.

Sincerely,



Emily Biondi
Associate Administrator
Office of Planning, Environment and Realty

cc: FHWA: HOA, HCC, HPL, HCF, California Division Office
Joint Office Director: Gabe Klein
Deputy Director: Rachael Nealer