

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1454

 By: Brumbaugh and Strohm of the
 House

7 and

8 Quinn of the Senate

9
10 COMMITTEE SUBSTITUTE

11 An Act relating to electric utilities; allowing
12 property owners to refuse installation and
13 utilization of advanced metering infrastructure (AMI)
14 under certain conditions; directing the Corporation
15 Commission to promulgate rules relating to the
16 property owners right to refuse; setting date for
17 submission of rules; listing contents of rules;
18 providing for type and content of certain notice;
19 providing for certain disclosure to property owners;
20 providing for process to implement a higher fixed
21 charge for certain property owners for certain
22 purpose; requiring filing of a tariff and
23 verification of certain costs; defining term;
24 allowing the board of trustees of self-regulated
 cooperative to promulgate certain rules; providing
 for codification; and declaring an emergency.

25 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

1 SECTION 1. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 294 of Title 17, unless there is
3 created a duplication in numbering, reads as follows:

4 A. A property owner shall have the option to refuse the
5 installation and utilization of an advanced metering infrastructure
6 (AMI) meter on the property of the owner by a retail electric
7 supplier, subject to conditions and requirements established by the
8 Corporation Commission.

9 B. The Corporation Commission shall promulgate rules relating
10 to the option of a property owner to refuse the installation and
11 utilization of an AMI meter by a retail electric supplier on the
12 property of the owner as established pursuant to subsection A of
13 this section. The rules shall be transmitted to the Legislature on
14 or before April 1, 2016. The rules promulgated by the Commission
15 pursuant to this section shall establish, among other things, the
16 following:

17 1. The type and content of the notice to be provided by a
18 retail electric supplier informing property owners of the option to
19 refuse the installation and utilization of an AMI meter;

20 2. The requirement for a retail electric supplier to disclose
21 to a property owner information relating to AMI meters including,
22 but not limited to, possible electric service and cost-savings
23 benefits, the data collection and sharing capacity of the meters,
24 and potential health impacts; and

1 3. A process by which retail electric suppliers are permitted
2 to implement a higher fixed charge for property owners that have
3 refused the installation and utilization of an AMI meter so that
4 those property owners are not subsidized by property owners in the
5 same class of service who have installed and are utilizing AMI
6 meters. The fixed charge shall be an amount necessary for the
7 retail electric supplier to recover the full costs of serving
8 property owners who refuse the installation and utilization of an
9 AMI meter. Retail electric suppliers shall file tariffs with the
10 Corporation Commission in order to implement the higher fixed
11 charge. The Commission shall verify that the fixed charge cost
12 covers only the necessary cost to prevent subsidization. The
13 tariffs for the fixed charge shall terminate when there is no longer
14 a differential cost to serve property owners who refuse the
15 installation and utilization of AMI meter.

16 C. For purposes of this section, "retail electric supplier"
17 means an entity engaged in the furnishing of retail electric service
18 within the state and is rate-regulated by the Corporation
19 Commission.

20 D. The board of trustees of a self-regulated cooperative may
21 promulgate rules or procedures consistent with the rules promulgated
22 by the Commission pursuant to this section.

23 SECTION 2. It being immediately necessary for the preservation
24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 COMMITTEE REPORT BY: COMMITTEE ON UTILITIES, dated 02/24/2015 - DO
5 PASS, As Amended and Coauthored.
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