

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 COMMITTEE SUBSTITUTE

4 FOR

HOUSE BILL NO. 1454

By: Brumbaugh

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7 COMMITTEE SUBSTITUTE

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

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

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

A. A property owner shall have the option to refuse the  
installation and utilization of an advanced metering infrastructure

1 (AMI) meter on the property of the owner by a retail electric  
2 supplier, subject to conditions and requirements established by the  
3 Corporation Commission.

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

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

15 2. The requirement for a retail electric supplier to disclose  
16 to a property owner information relating to AMI meters including,  
17 but not limited to, possible electric service and cost-savings  
18 benefits, the data collection and sharing capacity of the meters,  
19 and potential health impacts; and

20 3. A process by which retail electric suppliers are permitted  
21 to implement a higher fixed charge for property owners that have  
22 refused the installation and utilization of an AMI meter so that  
23 those property owners are not subsidized by property owners in the  
24 same class of service who have installed and are utilizing AMI

1 meters. The fixed charge shall be an amount necessary for the  
2 retail electric supplier to recover the full costs of serving  
3 property owners who refuse the installation and utilization of an  
4 AMI meter. Retail electric suppliers shall file tariffs with the  
5 Corporation Commission in order to implement the higher fixed  
6 charge. The Commission shall verify that the fixed charge cost  
7 covers only the necessary cost to prevent subsidization. The  
8 tariffs for the fixed charge shall terminate when there is no longer  
9 a differential cost to serve property owners who refuse the  
10 installation and utilization of AMI meter.

11 C. For purposes of this section, "retail electric supplier"  
12 means an entity engaged in the furnishing of retail electric service  
13 within the state and is rate-regulated by the Corporation  
14 Commission.

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

18 SECTION 2. It being immediately necessary for the preservation  
19 of the public peace, health and safety, an emergency is hereby  
20 declared to exist, by reason whereof this act shall take effect and  
21 be in full force from and after its passage and approval.

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23 55-1-6917 KB 02/19/15  
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