

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB25-1175 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, **add** 40-4-122 as
4 follows:

5 **40-4-122. Advanced metering infrastructure on residential**
6 **property - smart meters - customer communication plan - reporting**
7 **- definitions. (1) Definitions.** AS USED IN THIS SECTION, UNLESS THE
8 CONTEXT OTHERWISE REQUIRES:

9 (a) "ADVANCED METERING INFRASTRUCTURE" HAS THE MEANING
10 SET FORTH IN SECTION 40-3-103.6 (3)(a).

11 (b) "NONCOMMUNICATING METER" MEANS A TRADITIONAL UTILITY
12 METER USED TO MEASURE ELECTRICITY CONSUMPTION AT A PROPERTY
13 THAT DOES NOT COMMUNICATE ELECTRONICALLY WITH A UTILITY AND
14 REQUIRES A UTILITY TO MANUALLY RECORD A CUSTOMER'S ELECTRICITY
15 CONSUMPTION.

16 (c) "QUALIFYING RETAIL UTILITY" OR "UTILITY" MEANS AN
17 INVESTOR-OWNED ELECTRIC UTILITY SERVING MORE THAN FIVE HUNDRED
18 THOUSAND CUSTOMERS.

19 (2) A QUALIFYING RETAIL UTILITY THAT DEPLOYS ADVANCED
20 METERING INFRASTRUCTURE FOR RESIDENTIAL CUSTOMERS ON OR AFTER
21 SEPTEMBER 1, 2025, SHALL SUBMIT A CUSTOMER COMMUNICATION PLAN
22 TO THE COMMISSION ON OR BEFORE DECEMBER 31, 2025.

23 (3) THE CUSTOMER COMMUNICATION PLAN SUBMITTED BY A
24 QUALIFYING RETAIL UTILITY IN ACCORDANCE WITH SUBSECTION (2) OF
25 THIS SECTION MUST INCLUDE THE QUALIFYING RETAIL UTILITY'S PLAN FOR:

26 (a) DEPLOYING ADVANCED METERING INFRASTRUCTURE TO
27 RESIDENTIAL UTILITY CUSTOMERS;

28 (b) COMMUNICATING WITH A RESIDENTIAL UTILITY CUSTOMER
29 BEFORE THE INSTALLATION OF ADVANCED METERING INFRASTRUCTURE ON
30 THE CUSTOMER'S PROPERTY, WHICH COMMUNICATION MUST BE SENT
31 NINETY DAYS, SIXTY DAYS, AND THIRTY DAYS BEFORE THE DATE THE
32 ADVANCED METERING INFRASTRUCTURE IS INSTALLED ON THE
33 CUSTOMER'S PROPERTY AND INCLUDE INFORMATION REGARDING THE
34 CUSTOMER'S RIGHT TO NOT HAVE ADVANCED METERING INFRASTRUCTURE
35 INSTALLED;

36 (c) PROVIDING INFORMATION TO RESIDENTIAL CUSTOMERS ABOUT
37 THEIR RIGHT TO NOT HAVE ADVANCED METERING INFRASTRUCTURE
38 INSTALLED ON THEIR PROPERTY AND TO RECEIVE A NONCOMMUNICATING
39 METER IF REQUESTED BY THE CUSTOMER; AND

40 (d) PROVIDING A RESIDENTIAL ELECTRIC UTILITY CUSTOMER WHO

1 SIGNS UP FOR UTILITY SERVICE FROM A QUALIFYING RETAIL UTILITY ON OR
2 AFTER SEPTEMBER 1, 2025, WITH COMMUNICATIONS AT THE TIME THE
3 CUSTOMER INITIATES SERVICE REGARDING WHETHER THE CUSTOMER'S
4 RESIDENTIAL PROPERTY ALREADY HAS ADVANCED METERING
5 INFRASTRUCTURE INSTALLED AND THE CUSTOMER'S RIGHT TO HAVE A
6 NONCOMMUNICATING METER INSTALLED AT THE PROPERTY IF REQUESTED
7 BY THE CUSTOMER.

8 (4) ON AND AFTER SEPTEMBER 1, 2025, A QUALIFYING RETAIL
9 UTILITY THAT PLANS TO INSTALL ADVANCED METERING INFRASTRUCTURE
10 AT A RESIDENTIAL CUSTOMER'S PROPERTY SHALL MAKE REASONABLE
11 EFFORTS TO NOTIFY THE CUSTOMER OF THE ADVANCED METERING
12 INFRASTRUCTURE INSTALLATION BEFORE ARRIVING AT THE CUSTOMER'S
13 PROPERTY AND PROVIDE THE CUSTOMER AN OPPORTUNITY TO DEFER OR
14 REJECT THE INSTALLATION OF THE ADVANCED METERING
15 INFRASTRUCTURE.

16 (5)(a) A QUALIFYING RETAIL UTILITY THAT INSTALLED ADVANCED
17 METERING INFRASTRUCTURE ON A RESIDENTIAL CUSTOMER'S PROPERTY ON
18 OR BEFORE SEPTEMBER 1, 2025, SHALL MAINTAIN A DEDICATED PHONE
19 LINE AND A PUBLIC WEBSITE WITH INFORMATION REGARDING THE
20 CUSTOMER'S RIGHT TO HAVE THE ADVANCED METERING INFRASTRUCTURE
21 REMOVED FROM THE PROPERTY AND REPLACED WITH A
22 NONCOMMUNICATING METER IF REQUESTED BY THE CUSTOMER.

23 (b) TO THE EXTENT PRACTICABLE, A QUALIFYING RETAIL UTILITY
24 SHALL SEND AN EMAIL TO RESIDENTIAL CUSTOMERS TO INFORM THEM OF
25 THE DEDICATED PHONE LINE AND PUBLIC WEBSITE MAINTAINED BY THE
26 UTILITY PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION.

27 (6) A QUALIFYING RETAIL UTILITY SHALL INSTALL ONLY
28 ADVANCED METERING INFRASTRUCTURE THAT COMPLIES WITH FEDERAL
29 COMMUNICATIONS COMMISSION REQUIREMENTS FOR RADIO FREQUENCY.

30 (7) A QUALIFYING RETAIL UTILITY SHALL ESTABLISH AND
31 MAINTAIN A PUBLIC WEBSITE THAT INCLUDES INFORMATION REGARDING
32 CUSTOMER DATA PRIVACY AND RADIO FREQUENCY COMMUNICATIONS IN
33 RELATION TO ADVANCED METERING INFRASTRUCTURE.

34 **SECTION 2. Act subject to petition - effective date.** This act
35 takes effect at 12:01 a.m. on the day following the expiration of the
36 ninety-day period after final adjournment of the general assembly; except
37 that, if a referendum petition is filed pursuant to section 1 (3) of article V
38 of the state constitution against this act or an item, section, or part of this
39 act within such period, then the act, item, section, or part will not take
40 effect unless approved by the people at the general election to be held in
41 November 2026 and, in such case, will take effect on the date of the
42 official declaration of the vote thereon by the governor."

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