

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 25-0350.01 Christopher McMichael x4775

HOUSE BILL 25-1175

HOUSE SPONSORSHIP

Lieder,

SENATE SPONSORSHIP

(None),

House Committees
Energy & Environment

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE ESTABLISHMENT OF AN OPT-IN PROGRAM FOR**
102 **SMART METERS INSTALLED BY A QUALIFYING RETAIL UTILITY.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Under current law, an investor-owned qualifying retail utility serving more than 500,000 customers (utility) may install advanced metering infrastructure (smart meter) at a customer's residential property without the property owner's permission unless the customer opts out of having the smart meter installed. The bill prohibits, beginning July 1, 2025, a utility from installing a smart meter at a customer's residential

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

property unless the customer opts in by submitting a signed request to the utility requesting the installation of a smart meter.

The bill also requires a utility that installed a smart meter at a customer's residential property without the customer's permission prior to July 1, 2025, to uninstall the smart meter and replace it with a manual meter within 90 days after receiving a customer's request.

The bill requires a utility to establish an online website and provide a phone number by which customers of the utility may submit requests to receive or uninstall a smart meter.

Be it enacted by the General Assembly of the State of Colorado:

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

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

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

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

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

(2) A QUALIFYING RETAIL UTILITY THAT DEPLOYS ADVANCED METERING INFRASTRUCTURE FOR RESIDENTIAL CUSTOMERS ON OR AFTER SEPTEMBER 1, 2025, SHALL SUBMIT A CUSTOMER COMMUNICATION PLAN

1 TO THE COMMISSION ON OR BEFORE DECEMBER 31, 2025.

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

5 (a) DEPLOYING ADVANCED METERING INFRASTRUCTURE TO
6 RESIDENTIAL UTILITY CUSTOMERS;

7 (b) COMMUNICATING WITH A RESIDENTIAL UTILITY CUSTOMER
8 BEFORE THE INSTALLATION OF ADVANCED METERING INFRASTRUCTURE ON
9 THE CUSTOMER'S PROPERTY, WHICH COMMUNICATION MUST BE SENT
10 NINETY DAYS, SIXTY DAYS, AND THIRTY DAYS BEFORE THE DATE THE
11 ADVANCED METERING INFRASTRUCTURE IS INSTALLED ON THE
12 CUSTOMER'S PROPERTY AND INCLUDE INFORMATION REGARDING THE
13 CUSTOMER'S RIGHT TO NOT HAVE ADVANCED METERING INFRASTRUCTURE
14 INSTALLED;

15 (c) PROVIDING INFORMATION TO RESIDENTIAL CUSTOMERS ABOUT
16 THEIR RIGHT TO NOT HAVE ADVANCED METERING INFRASTRUCTURE
17 INSTALLED ON THEIR PROPERTY AND TO RECEIVE A NONCOMMUNICATING
18 METER IF REQUESTED BY THE CUSTOMER; AND

19 (d) PROVIDING A RESIDENTIAL ELECTRIC UTILITY CUSTOMER WHO
20 SIGNS UP FOR UTILITY SERVICE FROM A QUALIFYING RETAIL UTILITY ON OR
21 AFTER SEPTEMBER 1, 2025, WITH COMMUNICATIONS AT THE TIME THE
22 CUSTOMER INITIATES SERVICE REGARDING WHETHER THE CUSTOMER'S
23 RESIDENTIAL PROPERTY ALREADY HAS ADVANCED METERING
24 INFRASTRUCTURE INSTALLED AND THE CUSTOMER'S RIGHT TO HAVE A
25 NONCOMMUNICATING METER INSTALLED AT THE PROPERTY IF REQUESTED
26 BY THE CUSTOMER.

27 (4) ON AND AFTER SEPTEMBER 1, 2025, A QUALIFYING RETAIL

1 UTILITY THAT PLANS TO INSTALL ADVANCED METERING INFRASTRUCTURE
2 AT A RESIDENTIAL CUSTOMER'S PROPERTY SHALL MAKE REASONABLE
3 EFFORTS TO NOTIFY THE CUSTOMER OF THE ADVANCED METERING
4 INFRASTRUCTURE INSTALLATION BEFORE ARRIVING AT THE CUSTOMER'S
5 PROPERTY AND PROVIDE THE CUSTOMER AN OPPORTUNITY TO DEFER OR
6 REJECT THE INSTALLATION OF THE ADVANCED METERING
7 INFRASTRUCTURE.

8 (5)(a) A QUALIFYING RETAIL UTILITY THAT INSTALLED ADVANCED
9 METERING INFRASTRUCTURE ON A RESIDENTIAL CUSTOMER'S PROPERTY ON
10 OR BEFORE SEPTEMBER 1, 2025, SHALL MAINTAIN A DEDICATED PHONE
11 LINE AND A PUBLIC WEBSITE WITH INFORMATION REGARDING THE
12 CUSTOMER'S RIGHT TO HAVE THE ADVANCED METERING INFRASTRUCTURE
13 REMOVED FROM THE PROPERTY AND REPLACED WITH A
14 NONCOMMUNICATING METER IF REQUESTED BY THE CUSTOMER.

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

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

22 (7) A QUALIFYING RETAIL UTILITY SHALL ESTABLISH AND
23 MAINTAIN A PUBLIC WEBSITE THAT INCLUDES INFORMATION REGARDING
24 CUSTOMER DATA PRIVACY AND RADIO FREQUENCY COMMUNICATIONS IN
25 RELATION TO ADVANCED METERING INFRASTRUCTURE.

26 **SECTION 2. Act subject to petition - effective date.** This act
27 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly; except
2 that, if a referendum petition is filed pursuant to section 1 (3) of article V
3 of the state constitution against this act or an item, section, or part of this
4 act within such period, then the act, item, section, or part will not take
5 effect unless approved by the people at the general election to be held in
6 November 2026 and, in such case, will take effect on the date of the
7 official declaration of the vote thereon by the governor.