
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1202 Session of
2023

INTRODUCED BY B. MILLER, E. NELSON, ROWE, STAATS, PICKETT,
KAUFFMAN, DEASY, KEEFER, GILLEN, T. JONES, LAWRENCE AND
WENTLING, MAY 23, 2023

REFERRED TO COMMITTEE ON CONSUMER PROTECTION, TECHNOLOGY AND
UTILITIES, MAY 23, 2023

AN ACT

1 Amending Title 66 (Public Utilities) of the Pennsylvania
2 Consolidated Statutes, in restructuring of electric utility
3 industry, further providing for definitions and for duties of
4 electric distribution companies and providing for duties of
5 public utilities.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Section 2803 of Title 66 of the Pennsylvania
9 Consolidated Statutes is amended by adding a definition to read:

10 § 2803. Definitions.

11 The following words and phrases when used in this chapter
12 shall have the meanings given to them in this section unless the
13 context clearly indicates otherwise:

14 * * *

15 "Electromechanical analog meter." A meter attached by a
16 public utility to the wiring of a customer's building or
17 residence for the purpose of measuring the amount of electricity
18 consumed by the customer or to supply pipes for the purpose of

1 measuring the amount of natural gas or water consumed by the
2 customer, which meets all of the following criteria:

3 (1) The meter has no wireless or power line data
4 transmission capabilities.

5 (2) The meter has no wireless or power line reception
6 capabilities.

7 (3) The meter contains no switched-mode power supply.

8 (4) If the meter is attached to the wiring of a
9 customer's building or residence, the meter contains surge
10 protection.

11 * * *

12 Section 2. Section 2807(f)(2) of Title 66 is amended and the
13 section is amended by adding a subsection to read:

14 § 2807. Duties of electric distribution companies.

15 * * *

16 (f) Smart meter technology and time of use rates.--

17 * * *

18 (2) [Electric] Except as provided under subsection
19 (f.1), electric distribution companies shall furnish smart
20 meter technology as follows:

21 (i) Upon request from a customer that agrees to pay
22 the cost of the smart meter at the time of the request.

23 (ii) In new building construction.

24 (iii) In accordance with a depreciation schedule not
25 to exceed 15 years.

26 * * *

27 (f.1) Electromechanical analog meters.--Notwithstanding the
28 provisions of subsection (f), a customer may elect to have an
29 electromechanical analog meter for use on the customer's
30 property instead of a smart meter at any time with all

1 consequent actual costs to be recovered from the customer as
2 approved by the commission. The following shall apply:

3 (1) A customer may select an electromechanical analog
4 meter by providing a notice to the electric distribution
5 company of the customer's selection. Upon request by the
6 customer, the electric distribution company shall provide a
7 form for the customer to make a selection under this
8 subsection by certified mail or electronically through the
9 electric distribution company's publicly accessible Internet
10 website.

11 (2) If an electric distribution company has previously
12 installed smart meter technology on a customer's property,
13 the electric distribution company may charge the customer for
14 the installation of an electromechanical analog meter and the
15 actual costs incurred to provide service through the
16 electromechanical analog meter as approved by the commission
17 on a full and current basis.

18 (3) An electric distribution company may not assess any
19 other additional fees, monthly or otherwise, to a customer
20 who has paid for the installation of an electromechanical
21 analog meter under paragraph (2).

22 (4) A customer who qualifies for a customer assistance
23 program or LIHEAP as defined in section 1403 (relating to
24 definitions) or other assistance with financial hardship in
25 accordance with a public utility's guidelines shall qualify
26 for assistance in paying for the installation of an
27 electromechanical analog meter under paragraph (2).

28 (5) An electric distribution company shall complete the
29 installation of an electromechanical analog meter within a
30 reasonable time period, but no later than 60 days after the

1 customer's request to switch to an electromechanical analog
2 meter under paragraph (1).

3 * * *

4 Section 3. Title 66 is amended by adding a section to read:
5 § 2807.1. Duties of public utilities.

6 (a) Usage reporting.--A public utility shall provide a
7 customer with easily accessible methods to report energy usage
8 on a monthly basis, including by phone, certified mail and
9 online reporting.

10 (b) Meter switching.--No less than once annually, a public
11 utility shall inform a customer of the option to switch the
12 customer's current meter to an electromechanical analog meter.

13 (c) Natural gas distribution utilities.--A natural gas
14 distribution utility as defined in section 1403 (relating to
15 definitions) shall provide a customer with the option of a
16 usage-measuring meter that does not transmit or receive
17 wirelessly in accordance with the same requirements applicable
18 to an electromechanical analog meter under section 2807(f.1)
19 (relating to duties of electric distribution companies).

20 (d) Water distribution utilities.--A water distribution
21 utility as defined in section 1403 shall provide a customer with
22 the option of a usage-measuring meter that does not transmit or
23 receive wirelessly in accordance with the same requirements
24 applicable to an electromechanical analog meter under section
25 2807(f.1).

26 Section 4. This act shall take effect in 60 days.