

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1207

5 By: Representative D. Altes  
6

## For An Act To Be Entitled

8 AN ACT TO PROVIDE CONSUMER CHOICE IN THE INSTALLATION  
9 OF SMART METER GATEWAY DEVICES; AND FOR OTHER  
10 PURPOSES.  
11

## Subtitle

12  
13 AN ACT TO PROVIDE CONSUMER CHOICE IN THE  
14 INSTALLATION OF SMART METER GATEWAY  
15 DEVICES.  
16  
17  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
20

21 SECTION 1. Arkansas Code § 23-3-403 is amended to read as follows:  
22 23-3-403. Energy conservation programs and measures – Definitions.  
23 As used in this subchapter,:

24 (1) ~~“energy~~ Energy conservation programs and measures” may  
25 include, but ~~shall not be~~ is not limited to:

26 ~~(1)(A)~~ (A) Programs of residential, commercial, or industrial  
27 insulation, including measures to facilitate the financing of ~~such~~ the  
28 insulation;

29 ~~(2)(B)~~ (B) Programs ~~which~~ that result in the improvement of  
30 load factors, contribute to reductions in peak power demands, and promote  
31 efficient load management, including the adoption of interruptible service  
32 equipment and alternative or additional metering equipment designed to  
33 implement new rate structures; and

34 ~~(3)(C)~~ (C) Programs ~~which~~ that encourage the use of renewable  
35 energy technologies or sources, including solar energy, wind power,  
36 geothermal energy, biomass conversion, or the energy available from



1 municipal, industrial, silvicultural, or agricultural wastes~~r~~; and

2 (2) "Smart meter gateway device" means an electric utility meter  
 3 or its component, including a load control device or similar attachment,  
 4 that:

5 (A) Is located at the consumer's residence or business;  
 6 and

7 (B) Serves as a communications gateway or portal:

8 (i) To electrical appliances, equipment, or devices  
 9 within the consumer's residence or business; or

10 (ii) Otherwise communicates with, monitors, or  
 11 controls an electrical appliance, equipment, or device.

12  
 13 SECTION 2. Arkansas Code § 23-3-405(a), concerning the authority of  
 14 the Arkansas Public Service Commission, is amended to add an additional  
 15 subdivision to read as follows:

16 (4)(A) A utility company shall implement a procedure approved by  
 17 the commission that allows a consumer to refuse installation of a smart meter  
 18 gateway device at the consumer's residence or business.

19 (B) If a consumer refuses the installation of a smart  
 20 meter gateway device at the consumer's residence or business as provided  
 21 under subdivision (a)(4)(A) of this section, the consumer is not required to  
 22 pay an additional fee to the utility company or incur any additional cost for  
 23 the refusal.