

NY SENATE BILL NUMBER: S6795 and NY ASSEMBLY BILL NUMBER: A7714

Senate: <https://www.nysenate.gov/legislation/bills/2025/S6795>

Assembly: <https://www.nysenate.gov/legislation/bills/2025/A7714>

SENATE SPONSOR: PETE HARCKHAM. Co-Sponsors: Leroy Comrie, Peter Oberacker, Shelley B. Mayer.

ASSEMBLY SPONSOR: Steven Otis. Co-Sponsors: Sarahana Shrestha, Rebecca Seawright, Zohron Mamdani, William Colton.

TITLE OF BILL:

An act to amend the general business law, in relation to consumer protection and utility meter choice

PURPOSE:

Relates to consumer protection and utility meter choice

Urge our representatives to co-sponsor this bill:

NY Senator Michelle Hinchey:
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NY Assemblywoman Didi Barrett:
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SUMMARY OF PROVISIONS:

Section 1 amends the general business law by adding a new section to provide the right of every consumer of an electric or gas corporation, at no penalty, fee, or service charge, to decline permission to their electric corporation or gas corporation:

- (a) to replace an existing analog utility meter that is assigned to such a consumer's account with a digital utility meter; or
- (b) to install a digital utility meter at their property without such consumer's consent. Such a consumer shall have the right to decline permission for their electric corporation, gas corporation, or water-works corporation from installing a digital utility meter with no fee, penalty, or service charge; and, at any point in time following the installation of a digital utility meter, the consumer may require the removal of such a device to be replaced with an analog utility meter.

Electric, gas, and waterworks corporations must comply with such consumer's instructions within ten days of receipt of a written notice that such consumer suffers from electromagnetic sensitivity and that the transmitted and unintended radio-frequency radiation from both transmitting and non-transmitting digital utility meters poses a health threat to such consumer or within thirty days of receipt in all other cases.

Additionally, this section provides the public service commission with the jurisdiction to prescribe such rules and regulations to effectuate this section as it may deem necessary.

Section 2 states the effective date.

JUSTIFICATION:

Currently, New York does not allow for a state-wide opt-out program in regards to digital utility meters (smart meters). Nationwide, six states including California have allowed utility consumers the option to opt-out of switching to smart meters, favoring those who prefer analog meters. This bill will afford utility customers the freedom of decision on whether or not they would like to decline or opt-out of a digital utility meter, or "smart meter", and remain with an analog meter in its place.

LEGISLATIVE HISTORY:

2023-2024: S532A/A9148 - Died in Consumer Protection/Died in Energy

2021-2022: S8765/10555 - Died in Consumer Protection/ Died in Consumer Affairs and Protection

FISCAL IMPLICATIONS:

None to the state.

EFFECTIVE DATE:

This act shall take effect immediately.