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**HOUSE BILL NO. 2332**

AMENDMENT IN THE NATURE OF A SUBSTITUTE  
(Proposed by the House Committee on Commerce and Labor  
on January 31, 2019)

(Patron Prior to Substitute—Delegate Keam)

A *BILL* to require the State Corporation Commission to convene a stakeholder group on consumer data protection issues.

**Be it enacted by the General Assembly of Virginia:**

1. § 1. That by September 1, 2019, the State Corporation Commission (Commission) shall convene and facilitate a Data Access Stakeholder group to assist the Commission in the development of draft regulations that (i) ensure the protection of the personally identifiable information of customers of each electric utility and (ii) provide mechanisms by which customers can access and obtain the customer's utility usage data as specified by the customer. The subjects considered by the Data Access Stakeholder group shall include the following:

1. Customer privacy considerations and the protection of personally identifiable information and energy usage data resulting from the deployment of advanced metering infrastructure by the electric utility;

2. The impact of data sharing on the physical and cybersecurity of utility infrastructure and systems;

3. Aggregating anonymized energy usage data;

4. The format for data access that is customer-friendly and computer-friendly;

5. Opt-in/opt-out conditions for access to customers' utility usage data by the electric utility, a contracted agent, and a third-party;

6. Customer privacy considerations and the protection of personally identifiable information and energy usage data resulting from the deployment of advanced metering infrastructure by the electric utility;

7. Current data access and sharing provisions resulting from the deployment of advanced metering infrastructure implemented by other utilities in the Commonwealth;

8. Costs of and cost recovery mechanisms for changes to electric utility infrastructure needed to implement the regulations.

The Data Access Stakeholder group shall conclude its work no later than April 1, 2020, and the Commission, shall report the recommendations of the Data Access Stakeholder group to the General Assembly.

HOUSE SUBSTITUTE

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