CANDACE MCLAREN LANHAM

Chief Deputy Attorney General

CAROLYN A. QUATTROCKI

Deputy Attorney General

LEONARD J. HOWIE III

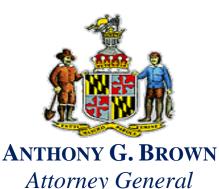
Deputy Attorney General

CHRISTIAN E. BARRERA

Chief Operating Officer

ZENITA WICKHAM HURLEY Chief, Equity, Policy, and Engagement

> PETER V. BERNS General Counsel



WILLIAM D. GRUHN Chief Consumer Protection Division

STATE OF MARYLAND OFFICE OF THE ATTORNEY GENERAL **CONSUMER PROTECTION DIVISION**

Writer's Direct Dial No.

410-576-7040

410-576-7942 kstraughn@oag.state.md.us

February 15, 2024

The Honorable C.T. Wilson To:

Chair, Economic Matters Committee

From: Karen S. Straughn

Consumer Protection Division

House Bill 267 – Electricity and Gas – Retail Supply – Regulation and Consumer Re:

Protection (SUPPORT)

The Consumer Protection Division of the Office of the Attorney General submits the following written testimony in support of House Bill 267 submitted by Vice-Chair Brian M. Crosby. This bill establishes a licensing procedure for salespersons for electricity and gas suppliers and further sets standards for the sale of retail energy supply contracts.

The Consumer Protection Division receives numerous complaints about door-to-door and telephone solicitations by retail energy supplies. These complaints allege misrepresentations about the savings being offered when the contracts generally cost more than standard offer service. In addition, consumers complain that they are being switched without their consent. Although the Division has concurrent authority with the Public Service Commission to bring enforcement action against suppliers and salespeople that engage in deceptive practices, licensing of these salespersons, and increased penalty provisions, will help to enhance the PSC's ability to ensure compliance by sellers of retail energy supply contracts. It will also help to reduce the number of anticompetitive and abusive practices that currently occur in the marketplace.

In addition, the bill prohibits a supplier from offering service through a commission-based system, which could further reduce the frequency of deceptive practices. It sets limits on the types of contracts that may be offered and attempts to ensure that consumers are given greater control over whether they are being contacted by third party suppliers if they wish to remain on standard offer service. It requires reporting by third party suppliers which will help to ensure the accuracy of claims that their rates are competitive with standard offer service. Each of these measures increases the chance that consumers are treated fairly and equitably in accordance with their desired preferences for electric choice.

For these reasons, the Consumer Protection Division asks that the Economic Matters Committee return a favorable report on this bill.

cc: The Honorable Brian M. Crosby Members, Economic Matters Committee