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Winter and COVID-19 Utility Shutoff Moratoriums - NEADA.ORG

8-10 minutes

If this was a normal year, 40 states would have implemented some form of utility shutoff moratoriums during the winter months to protect customers from losing their home heating when the temperature drops. Under normal circumstances, these policies can be difficult to track since they vary between states. This year, the addition of temporary shutoff moratoriums put in place to protect customers affected by the pandemic has muddied the waters even further. As spring approaches and many winter moratoriums end, millions of utility customers are finding themselves unprotected by moratoriums for the first time in over a year. This is a list of all utility actions and state-mandated moratoriums that NEADA is aware of at the time of release. Please contact Mark Wolfe (<u>mwolfe@neada.org</u>) or Cass Lovejoy (<u>clovejoy@neada.org</u>) with questions and Elizabeth Eagles (<u>eeagles@neada.org</u>) with additions or updates with source documentation.

1. How many people were covered by COVID moratoriums

on utility shutoffs?

Over the summer and into the fall of 2020, a patchwork of states implemented temporary moratoriums to prevent shutoffs for customers affected by the pandemic. Some moratoriums were extended beyond their initial end dates to coincide with annual winter shutoff moratoriums that many states implement every year to protect customers during cold winter months. Others were allowed to expire.

Table 1. Population covered by COVID-19 moratoriums, Jul. – Oct. 2020

	31-Jul	31-Aug	30-Sep	31-Oct
Population covered	184,944,156	155,527,034	138,112,481	131,102,944
% of U.S. covered	56%	48%	42%	40%

2. Projected population covered by utility moratoriums January 31 – April 30, 2021

The number of people protected from utility shutoffs is projected to decrease as annual winter moratoriums begin to expire in March and April of 2021. There are three types of state moratoriums currently at play: 1) emergency COVID-19 moratoriums that were first implemented in the spring and summer, 2) annual date-based winter moratoriums that cover all customers for a set period of time, and 3)

temperature-based winter moratoriums, which only prevent utility shut-offs when the temperature drops below a certain threshold. Table 2 shows the actual and projected number of people covered by COVID-19/date-based winter moratoriums. We have combined these because they provide guaranteed coverage for a set time period. Table 3 shows the actual and projected number of people covered by temperature-based winter moratoriums, which only provide temporary protection during cold snaps.

Table 2. Projected population covered by COVID-19/date-based utility moratoriums, January – April 2021

	31-Jan (actual)	28-Feb (actual)	31-Mar (projected)	30-Apr (projected)
Population covered	185,786,993	185,786,993	174,061,751	107,094,65
% of U.S. covered	57%	57%	53%	33%

Table 3. Projected population covered by temperature-based utility moratoriums, January – April 2021

	31-Jan	28-Feb	31-Mar	30-Apr
	(actual)	(actual)	(projected)	(projected)
Population covered	104,354,835	104,354,835	93,737,412	51,665,872

% of U.S.	32%	32%	29%	16%
covered				

3. Active Moratoriums

The intersection of COVID and annual winter moratoriums complicates matters significantly. Some states that had COVID moratoriums in place extended them until winter date-based moratoriums went into effect. Others let theirs lapse for a month or more before winter set in. Some states that would normally have temperature-based moratoriums are still operating under COVID shutoff bans that protect customers regardless of the weather. And then there are states that do not normally have an annual winter shutoff moratorium, some of which have ongoing COVID moratoriums, while others either never had any or let them expire. A full list of COVID and winter shutoff moratoriums, including start and end dates, can be found at the bottom of the page.

Type of moratorium	Count	States
No active COVID-19 or winter moratorium	11	Alaska, Florida, Georgia, Idaho, Indiana, Kentucky, Louisiana, North Dakota, Oregon, Utah, West Virginia
Active annual winter	10	Alabama ⁺ , Arizona ⁺ , Michigan,

moratorium (no additional COVID protection)		Minnesota, Missouri ⁺ , Nebraska, Nevada ⁺ , Oklahoma ⁺ , South Dakota, Wyoming ⁺
Moratoriums that will expire between March and July of 2021	27	Arkansas, California, Colorado, Connecticut, Delaware+, Hawaii, Illinois*+, Iowa*+, Kansas*+, Maine, Maryland+, Massachusetts, Mississippi*, Montana*+, New Hampshire*, New Jersey*, New Mexico, North Carolina*, Ohio*, Pennsylvania*, Rhode Island*, South Carolina+, Tennessee+, Texas+, Vermont, Washington, Wisconsin
Indefinite COVID moratoriums	3	DC, New York, Virginia

⁺ States that only have temperature-based winter moratoriums.

^{*}States with an unprotected gap between COVID-19 moratoriums and winter moratoriums.

When do COVID-19 and winter utility moratoriums start and end in each state?

	COVID-19 Start Date	COVID-19 End Date	Winter Start Date	Winter End Date	Tem
Alabama					≤32°
Alaska	4/9/20	11/15/20			
Arizona					≤32°
Arkansas	4/10/20	5/3/21	11/1/20	3/31/21	≤32°
California	3/16/20	6/30/21			
Colorado	3/20/20	6/12/21			
Connecticut	3/12/20	10/31/20	11/1/20	5/1/21	
Delaware	3/24/20	11/1/20	11/15/20	4/15/21	≤20°
DC	3/17/20	15 days after emergency			≤32°
Florida					
Georgia			11/15/20	3/15/21	≤32°
Hawaii	3/27/20	3/31/21			
Idaho			12/1/20	2/28/21	
Illinois	3/18/20	8/1/20	12/1/20	3/31/21	≤32°

Indiana	3/19/20	8/14/20 (protections till 10/14/20)	12/1/20	3/15/21	
Iowa	3/13/20	7/1/20	11/1/20	4/1/21	≤20°
Kansas	3/16/20	5/31/20	11/1/20	3/31/21	≤35°
Kentucky	3/16/20	11/6/20			
Louisiana	3/13/20	7/16/20			
Maine	3/16/20	11/1/20	11/15/20	4/15/21	
Maryland	3/16/20	11/15/20	11/1/20	3/31/21	If 72 fored ≤32°
Massachusetts	3/13/20	7/1/21	11/15/20	3/15/21	
Michigan			11/1/20	3/31/21	
Minnesota			10/15/20	4/15/21	
Mississippi	3/15/20	6/14/20	12/1/20	3/31/21	
Missouri			11/1/20	3/31/21	≤32°
Montana	3/30/20	6/30/20	11/1/20	4/1/21	≤32° or in
Nebraska			11/1/20	3/31/21	
Nevada					≤20°

New Hampshire	3/17/20	7/15/20	11/15/20	3/31/21	
New Jersey	10/15/20	6/30/21	11/15/20	3/15/21	
New Mexico	3/19/20	Large IOUs (>100,00 meters) under moratorium until 5/14/21 followed by 90-day transition period. Water utilities and smaller gas and electric under moratorium until 3/20/21 with 45-day transition period.			

New York	3/13/20	180 days after emergency or 3/31/21	11/1/20	4/15/21	<32°
North Carolina	3/31/20	8/31/20	11/1/20	3/31/21	
North Dakota					
Ohio	3/13/20	4/1/20	10/20/20	4/15/21	
Oklahoma			11/15/20	4/15/21	≤32° ≤20°
Oregon					
Pennsylvania	3/13/20	11/9/20 if above 300% FPL	12/1/20	3/31/21	
Rhode Island	3/17/20	7/17/20 (11/1/20*)	11/1/20	4/30/21	
South Carolina	3/16/20	5/15/20	12/1/20	3/31/21	Fore F for
South Dakota			11/1/20	3/31/21	
Tennessee	3/31/30	8/29/20			<32°
Texas	3/26/20	8/31/20, (9/30/20*)			≤32°
Utah			11/15/20	3/15/21	

Vermont	3/18/20	Ended 10/15/20, then on 12/22/20, was extended through 3/31/21	11/1/20	3/31/21	≤10° F foi
Virginia	3/16/20	Ended 10/5/20, then on 11/18/20, was extended until 60 days after emergency			
Washington	3/19/20	7/31/21	11/1/20	3/31/21	
West Virginia					
Wisconsin	3/13/20	11/1/20	11/1/20	4/15/21	
Wyoming			11/1/20	4/30/21	≤32°

^{*}Extended moratorium for qualified low-income customers

Note: the above table is only meant to provide a generalized summary of temperature-based moratoriums,

which in some states, have a number of caveats and further age/income restrictions. For a comprehensive list of temperature-based moratoriums, visit https://liheapch.acf.hhs.gov/Disconnect /SeasonalDisconnect.htm