State of Arizona  
House of Representatives  
Fifty-fifth Legislature  
Second Regular Session  
2022

CHAPTER 132  
HOUSE BILL 2724  
AN ACT  
AMENDING TITLE 9, CHAPTER 4, ARTICLE 6.1, ARIZONA REVISED STATUTES, BY ADDING SECTION 9-462.09; AMENDING TITLE 11, CHAPTER 6, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 11-820.02; RELATING TO LOCAL PLANNING.  

(TEXT OF BILL BEGINS ON NEXT PAGE)
Be it enacted by the Legislature of the State of Arizona:

Section 1. Title 9, chapter 4, article 6.1, Arizona Revised Statutes, is amended by adding section 9-462.09, to read:

9-462.09. Assisted living; distance requirements; administrative procedure; notice; definition

A. If a municipality has a zoning ordinance that restricts the distance between assisted living homes, the municipality shall establish an administrative procedure in which a deviation from the separation requirement may be granted as a reasonable accommodation under the Fair Housing Act (P.L. 90-281; 82 Stat. 81; 42 United States Code section 3604).

B. On registration as an assisted living home or when a land use application for an assisted living home is filed, the municipality shall provide written notice of the administrative procedure to request a reasonable accommodation as prescribed in subsection A of this section.

C. If a municipality has a zoning ordinance that restricts the distance between assisted living homes, the distance shall be measured on a linear foot basis from lot line to lot line.

D. For the purposes of this section, "assisted living home" has the same meaning prescribed in Section 36-401.

Sec. 2. Title 11, chapter 6, article 2, Arizona Revised Statutes, is amended by adding section 11-820.02, to read:

11-820.02. Assisted living; distance requirements; administrative procedure; notice; definition

A. If a county has a zoning regulation that restricts the distance between assisted living homes, the county shall establish an administrative procedure in which a deviation from the separation requirement may be granted as a reasonable accommodation under the Fair Housing Act (P.L. 90-281; 82 Stat. 81; 42 United States Code section 3604).

B. On registration as an assisted living home or when a land use application for an assisted living home is filed, the county shall provide written notice of the administrative procedure to request a reasonable accommodation as prescribed in subsection A of this section.

C. If a county has a zoning regulation that restricts the distance between assisted living homes, the distance shall be measured on a linear foot basis from lot line to lot line.

D. For the purposes of this section, "assisted living home" has the same meaning prescribed in Section 36-401.

APPROVED BY THE GOVERNOR APRIL 13, 2022.