

House Engrossed

replacement lines; structures; commission hearings

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

CHAPTER 248
HOUSE BILL 2003

AN ACT

AMENDING SECTION 40-360.03, ARIZONA REVISED STATUTES; RELATING TO PUBLIC UTILITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 40-360.03, Arizona Revised Statutes, is amended
3 to read:

4 40-360.03. Application for certificate of environmental
5 compatibility before construction of facilities;
6 exception

7 A. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION, every
8 utility ~~planning~~ THAT PLANS to construct a plant, ~~OR~~ transmission line,
9 or both, in this state shall first file with the commission an application
10 for a certificate of environmental compatibility. The application shall
11 be in a form prescribed by the commission and shall be accompanied by
12 information with respect to the proposed type of facilities and
13 description of the site, including the areas of jurisdiction affected and
14 the estimated cost of the proposed facilities and site. ~~Also~~ The
15 application shall ALSO be accompanied by a receipt ~~evidencing~~ THAT
16 EVIDENCES payment of the appropriate fee required by section 40-360.09.
17 The COMMISSION SHALL PROMPTLY REFER THE application and accompanying
18 information ~~shall be promptly referred by the commission~~ to the chairman
19 of the committee for the committee's review and decision.

20 B. A UTILITY MAY REPLACE A CONDUCTOR OR WIRE ON A TRANSMISSION LINE
21 OR MAY REPLACE AN EXISTING TRANSMISSION LINE STRUCTURE OR STRUCTURES WITH
22 A NEW TRANSMISSION LINE STRUCTURE OR STRUCTURES WITHOUT SEEKING A NEW
23 CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND WITHOUT HOLDING A HEARING
24 UNDER THIS ARTICLE IF THE REPLACEMENT IS ON A TRANSMISSION LINE THAT
25 PREVIOUSLY RECEIVED A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY OR THAT
26 WAS IN USE OR AUTHORIZED BEFORE AUGUST 13, 1971. ALL REPLACEMENT
27 CONDUCTORS OR STRUCTURES SHALL COMPLY WITH THE TERMS AND CONDITIONS OF THE
28 APPLICABLE EXISTING CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY.

APPROVED BY THE GOVERNOR JUNE 21, 2024.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 21, 2024.