



# ARIZONA HOUSE OF REPRESENTATIVES

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Majority Research Staff

House: All DPA 4-3-0-0 | Third Read 32-22-5-0-1

## **HB 2457: public utilities; plant construction; colocation**

**Sponsor: Representative Wilmeth, LD 2**

**House Engrossed**

### **Overview**

Allows a utility to construct a new plant without a certificate of environmental compatibility (Certificate) if outlined conditions are met.

### **History**

The Arizona Corporation Commission (ACC) is authorized by statute to govern the sale of securities in Arizona, license investment advisers and their representatives, register securities dealers and salesmen, regulate public utilities in Arizona, register corporations and enforce regulations for railroad and pipeline safety ([ACC](#)).

Statute requires every utility that plans to construct a plant or transmission line to file an application with the ACC for a Certificate. No utility may construct a plant or transmission line in Arizona until a Certificate has been granted by the Arizona Power Plant and Transmission Line Siting Committee and approved by the ACC (A.R.S. §§ [40-360.03](#), [40-360.07](#)).

### **Provisions**

1. Permits a utility after providing 30 days' written notice to the ACC and holding one public comment session in the county where the plant is located, to construct a new plant without filing for or receiving a Certificate for the new plant on the conditions that:
  - a. the new plant is collocated with a high load factor customer that has received all applicable zoning entitlements; and
  - b. the utility is a public service corporation or public power entity doing business in Arizona. (Sec. 1)

Prop 105 (45 votes)

Prop 108 (40 votes)

Emergency (40 votes)

Fiscal Note