

House Engrossed

~~electric service providers; energy reliability~~
(now: electric utility; reliable energy standard)

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE BILL 2331

AN ACT

AMENDING TITLE 30, CHAPTER 6, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 30-812; AMENDING TITLE 40, CHAPTER 2, ARTICLE 1, ARIZONA
REVISED STATUTES, BY ADDING SECTION 40-207; RELATING TO RELIABLE ELECTRIC
RESOURCES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 30, chapter 6, article 1, Arizona Revised
3 Statutes, is amended by adding section 30-812, to read:

4 30-812. Public power entity; generating capacity; reliable
5 resources; definitions

6 A. ON OR AFTER JANUARY 1, 2030, A PUBLIC POWER ENTITY THAT SERVES
7 MORE THAN ONE MILLION CUSTOMERS IN THIS STATE SHALL ENSURE THAT AT LEAST
8 EIGHTY-FIVE PERCENT OF THE GENERATING CAPACITY THAT IS RELIED ON TO SERVE
9 RETAIL LOAD CUSTOMERS CONSISTS OF RELIABLE RESOURCES.

10 B. FOR THE PURPOSES OF THIS SECTION:

11 1. "GENERATING CAPACITY":

12 (a) MEANS THE NAMEPLATE ALTERNATING CURRENT CAPACITY, MEASURED IN
13 MEGAWATTS, OF ELECTRIC GENERATION RESOURCES THAT ARE OWNED, CONTROLLED,
14 CONTRACTED FOR OR OTHERWISE RELIED ON BY A PUBLIC POWER ENTITY TO SERVE
15 RETAIL LOAD IN THIS STATE.

16 (b) INCLUDES CAPACITY FROM UTILITY-OWNED RESOURCES AND CAPACITY
17 FROM PURCHASED POWER OR TOLLING ARRANGEMENTS THAT PROVIDE CAPACITY VALUE
18 TO THE PUBLIC POWER ENTITY.

19 2. "INTERMITTENT AVAILABILITY" MEANS RESOURCE AVAILABILITY THAT IS
20 PRIMARILY DEPENDENT ON WEATHER CONDITIONS, SOLAR IRRADIANCE, WIND SPEEDS
21 OR OTHER NATURALLY VARIABLE CONDITIONS BEYOND THE OPERATOR'S CONTROL AND
22 THAT CANNOT BE DISPATCHED ON DEMAND TO MEET SYSTEM NEEDS AS DETERMINED BY
23 THE CORPORATION COMMISSION.

24 3. "RELIABLE RESOURCE" MEANS AN ELECTRIC GENERATION RESOURCE THAT
25 IS DISPATCHABLE OR IS CAPABLE OF PROVIDING BASELOAD ENERGY AND THAT IS NOT
26 SUBJECT TO INTERMITTENT AVAILABILITY, EXCEPT FOR ROUTINE MAINTENANCE AND
27 REPAIRS.

28 Sec. 2. Title 40, chapter 2, article 1, Arizona Revised Statutes,
29 is amended by adding section 40-207, to read:

30 40-207. Electric public service corporation; generating
31 capacity; reliable resources; definitions

32 A. ON OR AFTER JANUARY 1, 2030, AN ELECTRIC PUBLIC SERVICE
33 CORPORATION SHALL ENSURE THAT AT LEAST EIGHTY-FIVE PERCENT OF THE
34 GENERATING CAPACITY THAT IS RELIED ON TO SERVE RETAIL LOAD CUSTOMERS
35 CONSISTS OF RELIABLE RESOURCES.

36 B. FOR THE PURPOSES OF THIS SECTION:

37 1. "GENERATING CAPACITY":

38 (a) MEANS THE NAMEPLATE ALTERNATING CURRENT CAPACITY, MEASURED IN
39 MEGAWATTS, OF ELECTRIC GENERATION RESOURCES THAT ARE OWNED, CONTROLLED,
40 CONTRACTED FOR OR OTHERWISE RELIED ON BY AN ELECTRIC PUBLIC SERVICE
41 CORPORATION TO SERVE RETAIL LOAD IN THIS STATE.

42 (b) INCLUDES CAPACITY FROM UTILITY-OWNED RESOURCES AND CAPACITY
43 FROM PURCHASED POWER OR TOLLING ARRANGEMENTS THAT PROVIDE CAPACITY VALUE
44 TO THE ELECTRIC PUBLIC SERVICE CORPORATION.

1 2. "INTERMITTENT AVAILABILITY" MEANS RESOURCE AVAILABILITY THAT IS
2 PRIMARILY DEPENDENT ON WEATHER CONDITIONS, SOLAR IRRADIANCE, WIND SPEEDS
3 OR OTHER NATURALLY VARIABLE CONDITIONS BEYOND THE OPERATOR'S CONTROL AND
4 THAT CANNOT BE DISPATCHED ON DEMAND TO MEET SYSTEM NEEDS AS DETERMINED BY
5 THE COMMISSION.

6 3. "RELIABLE RESOURCE" MEANS AN ELECTRIC GENERATION RESOURCE THAT IS
7 DISPATCHABLE OR IS CAPABLE OF PROVIDING BASELOAD ENERGY AND THAT IS NOT
8 SUBJECT TO INTERMITTENT AVAILABILITY, EXCEPT FOR ROUTINE MAINTENANCE AND
9 REPAIRS.

10 Sec. 3. Legislative intent

11 The legislature intends that this act is necessary for the
12 convenience, comfort and safety of and the preservation of the health of
13 public service corporation patrons.

14 Sec. 4. Short title

15 This act may be cited as the "Energy Reliability Standards Act".