

REFERENCE TITLE: line siting; interstate transmission lines

State of Arizona  
Senate  
Fiftieth Legislature  
First Regular Session  
2011

## **SB 1547**

Introduced by  
Senator Melvin

AN ACT

AMENDING TITLE 40, CHAPTER 2, ARTICLE 6.2, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 40-360.14; RELATING TO POWER PLANT AND TRANSMISSION LINE  
SITING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Title 40, chapter 2, article 6.2, Arizona Revised Statutes,  
3 is amended by adding section 40-360.14, to read:

4 40-360.14. Applicability of article: high voltage interstate  
5 transmission lines: certificate of environmental  
6 compatibility

7 A. THIS ARTICLE DOES NOT APPLY TO A PERSON WHO IS CONTEMPLATING  
8 CONSTRUCTION OF AN INTERSTATE TRANSMISSION LINE THAT WILL BE OPERATING AT OR  
9 ABOVE ONE HUNDRED FIFTEEN VOLTS IN THIS STATE AND THAT HAS BEEN THE SUBJECT  
10 OF A NATIONAL ENVIRONMENTAL POLICY ACT PROCESS THAT HAS CAUSED THE ISSUANCE  
11 OF A FINAL ENVIRONMENTAL IMPACT STATEMENT IN THE FEDERAL REGISTER BY THE LEAD  
12 FEDERAL AGENCY CONDUCTING THE ANALYSIS.

13 B. A PERSON WHO MEETS THE REQUIREMENTS PRESCRIBED IN SUBSECTION A  
14 SHALL FILE WITH DOCKET CONTROL OF THE COMMISSION EVIDENCE OF THE ISSUANCE OF  
15 A FINAL ENVIRONMENTAL IMPACT STATEMENT IN THE FEDERAL REGISTER. THE  
16 COMMISSION SHALL HOLD A PUBLIC MEETING AT WHICH THE COMMISSION MAY TAKE  
17 PUBLIC COMMENT AND, WITHIN SEVENTY-FIVE DAYS AFTER THE FILING WITH DOCKET  
18 CONTROL, MAY ISSUE A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY TO THE PERSON  
19 THAT STATES THAT THE PROJECT HAS COMPLIED WITH THE LINE SITING LAWS OF THIS  
20 STATE AND THAT THE PROJECT MAY BE CONSTRUCTED AND OPERATED IN THIS STATE  
21 AFTER OBTAINING ANY OTHER NECESSARY PERMITS AND LICENSES REQUIRED FROM  
22 APPROPRIATE JURISDICTIONS IN THIS STATE. THE CERTIFICATE OF ENVIRONMENTAL  
23 COMPATIBILITY SHALL BE ISSUED FOR NO LESS THAN FIFTEEN YEARS AND SHALL BE  
24 ELIGIBLE FOR RENEWAL.

25 C. IF THE COMMISSION FAILS TO TAKE ACTION ON THE CERTIFICATE OF  
26 ENVIRONMENTAL COMPATIBILITY WITHIN SEVENTY-FIVE DAYS AFTER THE PERSON'S  
27 FILING WITH DOCKET CONTROL OF THE COMMISSION, THE CERTIFICATE OF  
28 ENVIRONMENTAL COMPATIBILITY SHALL BE DEEMED TO BE ISSUED BY THE COMMISSION.