

REFERENCE TITLE: biomass; forestry and fire management

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

HB 2042

Introduced by
Representative Blackman

AN ACT

AMENDING TITLE 37, CHAPTER 9, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 2; AMENDING TITLE 40, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 40-213; RELATING TO BIOMASS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 37, chapter 9, Arizona Revised Statutes, is
3 amended by adding article 2, to read:

4 ARTICLE 2. BIOMASS ENERGY PROVIDERS

5 37-1341. Biomass energy providers; definition

6 A. NOTWITHSTANDING ANY OTHER LAW, THE ARIZONA DEPARTMENT OF
7 FORESTRY AND FIRE MANAGEMENT SHALL REGULATE BIOMASS ENERGY PROVIDERS IN A
8 MANNER AS DETERMINED BY THE STATE FORESTER BY RULE.

9 B. FOR THE PURPOSES OF THIS SECTION, "BIOMASS" HAS THE SAME MEANING
10 PRESCRIBED IN SECTION 3-3401.

11 Sec. 2. Title 40, chapter 2, article 1, Arizona Revised Statutes,
12 is amended by adding section 40-213, to read:

13 40-213. Biomass energy provider; exception; definition

14 A. NOTWITHSTANDING ANY OTHER LAW, BIOMASS ENERGY PROVIDERS ARE NOT
15 PUBLIC SERVICE CORPORATIONS UNDER ARTICLE XV, SECTION 2, CONSTITUTION OF
16 ARIZONA, AND ARE NOT SUBJECT TO THIS CHAPTER.

17 B. FOR THE PURPOSES OF THIS SECTION, "BIOMASS" HAS THE SAME MEANING
18 PRESCRIBED IN SECTION 3-3401.