

REFERENCE TITLE: counties; maximum acreage; energy production

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

HB 2130

Introduced by
Representative Griffin

AN ACT

AMENDING TITLE 11, CHAPTER 2, ARTICLE 4, ARIZONA REVISED STATUTES, BY
ADDING SECTION 11-269.29; RELATING TO COUNTY BOARDS OF SUPERVISORS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 11, chapter 2, article 4, Arizona Revised
3 Statutes, is amended by adding section 11-269.29, to read:
4 11-269.29. Board of supervisors; ordinances; maximum acreage;
5 energy production; definition
6 A. THE BOARD OF SUPERVISORS IN EACH COUNTY MAY ADOPT ORDINANCES OR
7 INCLUDE IN THE COUNTY COMPREHENSIVE PLAN A MAXIMUM ACREAGE ALLOWED IN THE
8 COUNTY THAT MAY BE DEDICATED TO OR DEVELOPED FOR ELECTRIC ENERGY
9 PRODUCTION. THE MAXIMUM ACREAGE ALLOWANCE MAY INCLUDE ANY OF THE
10 FOLLOWING:
11 1. A SET NUMBER OF ACRES.
12 2. A PERCENTAGE OF THE TOTAL LAND SURFACE AREA OF THE COUNTY.
13 3. A PERCENTAGE OF STATE-OWNED LAND WITHIN THE COUNTY.
14 4. A PERCENTAGE OF FEDERALLY OWNED LAND WITHIN THE COUNTY.
15 5. A PERCENTAGE OF PRIVATELY OWNED LAND WITHIN THE COUNTY.
16 B. IF THE COUNTY ADOPTS A MAXIMUM ACREAGE ALLOWANCE PURSUANT TO
17 SUBSECTION A OF THIS SECTION, THE COUNTY SHALL INCLUDE ENOUGH ACREAGE TO
18 ENCOMPASS THE EXISTING ELECTRIC ENERGY PRODUCTION FACILITIES IN THE COUNTY
19 AT THE TIME THE BOARD OF SUPERVISORS ADOPTS THE MAXIMUM ACREAGE.
20 C. WHEN CALCULATING THE MAXIMUM ACREAGE ALLOWANCE, BOTH OF THE
21 FOLLOWING APPLY:
22 1. THE ACREAGE ATTRIBUTED TO WIND FARMS OR WIND TURBINES IS THE
23 TOTAL ACREAGE OF THE BOUNDARY OF THE WIND FARM OR SITE.
24 2. THE MAXIMUM ACREAGE DOES NOT INCLUDE ABOVE-GROUND TRANSMISSION
25 INFRASTRUCTURE, INCLUDING PIPELINES AND TRANSMISSION LINES.
26 D. THE BOARD OF SUPERVISORS IN EACH COUNTY SHALL CONVENE WITHIN
27 NINETY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION TO DETERMINE WHETHER
28 THE BOARD WILL ESTABLISH A MAXIMUM ACREAGE ALLOWANCE PURSUANT TO
29 SUBSECTION A OF THIS SECTION AND THE AMOUNT OF THE MAXIMUM ACREAGE
30 ALLOWANCE.
31 E. THE BOARD OF SUPERVISORS MAY AMEND OR REPEAL ORDINANCES ADOPTED
32 PURSUANT TO THIS SECTION AS PRESCRIBED BY SECTION 11-251.05.
33 F. FOR THE PURPOSES OF THIS SECTION, "ELECTRIC ENERGY PRODUCTION"
34 INCLUDES ENERGY PRODUCED FROM ANY ELECTRIC GENERATING RESOURCE, INCLUDING
35 CONVENTIONAL ENERGY RESOURCES AND RENEWABLE ENERGY RESOURCES.