

REFERENCE TITLE: technical correction; electric generation suppliers

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

## **HB 2401**

Introduced by  
Representative Gress

AN ACT

AMENDING SECTION 40-209, ARIZONA REVISED STATUTES; RELATING TO THE  
CORPORATION COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 40-209, Arizona Revised Statutes, is amended to  
3 read:

4 40-209. Franchises; electric generation suppliers;  
5 limitations

6 Regulation of electricity suppliers providing electric generation  
7 service is a matter of statewide concern. Cities, including charter  
8 cities, towns and counties shall not require franchises for electricity  
9 suppliers to provide electric generation service within ~~its~~ THEIR  
10 jurisdiction and shall not impose rents, charges or taxes on the use of  
11 public streets, roads and alleys on electricity suppliers for the  
12 provision of electric generation service within ~~its~~ THEIR jurisdiction,  
13 except that a fee equal to the franchise fee of the electric distribution  
14 utility may be charged to the electricity supplier on any portion of a  
15 retail electricity sale not otherwise subject to a franchise fee made  
16 using electric distribution facilities in service territories that are  
17 franchised ~~as of the effective date of this section~~ FROM AND AFTER AUGUST  
18 20, 1998. Nothing in this ~~subsection~~ SECTION affects the authority of  
19 cities, including charter cities, towns and counties to require franchises  
20 for electricity suppliers providing electric distribution service within  
21 their jurisdiction.