1	State of Arkansas	As Engrossed: H3/30/23 A Bill	
2	94th General Assembly	A DIII	HOUSE DILL 1572
3	Regular Session, 2023		HOUSE BILL 1572
4 5	By: Representatives Hawk	Achor, Brooks, L. Fite, Gazaway, Ray	
6	•	ner, B. Johnson, G. Stubblefield	
7	By. Schators II vill, K. Humin	ner, D. Johnson, G. Studdiefield	
, 8		For An Act To Be Entitled	
9	AN ACT TO PROHIBIT CERTAIN TYPES OF LOCAL REGULATION		
10	OF UNDERGROUND GAS STORAGE FACILITIES, FUEL		
11	RETAILERS, AND RELATED TRANSPORTATION INFRASTRUCTURE;		
12	AND FOR OTHER PURPOSES.		
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15		Subtitle	
16	TO	PROHIBIT CERTAIN TYPES OF LOCAL	
17	REG	ULATION OF UNDERGROUND GAS STORAGE	
18	FAC	ILITIES, FUEL RETAILERS, AND RELATED	
19	TRA	NSPORTATION INFRASTRUCTURE.	
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21			
22	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKA	NSAS:
23			
24	SECTION 1. Ark	ansas Code Title 14, Chapter 1, Subch	apter 1, is amended
25	to add an additional	section to read as follows:	
26	<u>14-1-108. Unde</u>	erground gas storage facilities, fuel	<u>retailers, and</u>
27	related transportatio	<u>on infrastructure — Certain regulation</u>	<u>s and ordinances</u>
28	<u>prohibited — Exceptic</u>	ons — Definitions.	
29	<u>(a) As used in</u>	this section:	
30		el retailer" means a fuel station or r	<u>etail establishment</u>
31	<u>-</u>	covide power to vehicles; and	
32		ated transportation infrastructure" m	-
33	pipelines, or any related equipment that is necessary to deliver fuel to a		
34	-	oense fuel at a fuel retailer.	
35		llity, county, special district, or po	<u>litical subdivision</u>
36	<u>shall not:</u>		



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1	(1) Adopt a law, ordinance, regulation, policy, or resolution		
2	that prohibits the siting, developing, or redeveloping of an underground gas		
3	storage facility described in the Underground Storage of Gas Law, § 15-72-601		
4	et seq., fuel retailer, or the related transportation infrastructure within		
5	the entirety of the jurisdictional boundary of the municipality, county,		
6	special district, or political subdivision;		
7	(2) Adopt or apply a law, ordinance, regulation, policy, or		
8	resolution that results in the de facto prohibition of a fuel retailer or the		
9	related transportation infrastructure within the entirety of the		
10	jurisdictional boundary of a municipality, county, special district, or		
11	political subdivision; or		
12	(3) Require a fuel retailer to install or invest in a particular		
13	kind of fueling infrastructure, including without limitation electric vehicle		
14	charging stations.		
15	(c) This section does not prohibit a municipality, county, special		
16	district, or political subdivision from adopting and implementing a law,		
17	ordinance, regulation, policy, or resolution that is not otherwise		
18	inconsistent with law relating to the siting, developing, or redeveloping of		
19	fuel retailers or related transportation infrastructure if the law,		
20	ordinance, regulation, policy, or resolution does not result in a prohibition		
21	of gas storage facilities, fuel retailers, or related transportation		
22	infrastructure from being sited, developed, or redeveloped within zoning or		
23	land use classifications where the related transportation infrastructure is		
24	consistent with allowable uses.		
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27	/s/Hawk		
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