

COMMITTEE ON TRANSPORTATION & INFRASTRUCTURE
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2696
(Reference to printed bill)

Amendment instruction key:

[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.

[Green underlining in brackets] indicates text added to new session law or text restoring existing law.

[~~GREEN STRIKEOUT IN BRACKETS~~] indicates new text removed from statute or previously enacted session law.

[~~Green strikeout in brackets~~] indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

<<~~Green strikeout in carets~~>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Title 18, chapter 1, article 1, Arizona Revised
3 Statutes, is amended by adding section 18-105, to read:

4 18-105. Software; critical infrastructure; critical
5 communications infrastructure; annual list;
6 definitions

7 A. ANY SOFTWARE THAT IS USED FOR CRITICAL INFRASTRUCTURE IN THIS
8 STATE MAY NOT BE PRODUCED BY A COMPANY THAT IS HEADQUARTERED IN A FOREIGN
9 ADVERSARY OR THAT IS UNDER THE CONTROL OF A FOREIGN ADVERSARY.

10 B. ANY CRITICAL COMMUNICATIONS INFRASTRUCTURE WITHIN THIS STATE MAY
11 NOT INCLUDE ANY EQUIPMENT THAT IS MANUFACTURED BY A FEDERALLY BANNED
12 CORPORATION.

13 C. ANY EQUIPMENT OF CRITICAL COMMUNICATIONS INFRASTRUCTURE IN THIS
14 STATE THAT IS CURRENTLY MANUFACTURED BY A FEDERALLY BANNED CORPORATION
15 SHALL BE REPLACED WITH EQUIPMENT THAT IS [NOT] MANUFACTURED [~~IN THE UNITED~~
16 ~~STATES~~][BY A FEDERALLY BANNED CORPORATION].

17 [D. ON OR BEFORE JANUARY 1 OF EACH YEAR, IF A CRITICAL
18 COMMUNICATIONS INFRASTRUCTURE PROVIDER IS A PARTICIPANT IN THE SECURE AND
19 TRUSTED COMMUNICATIONS NETWORKS REIMBURSEMENT PROGRAM PURSUANT TO 47
20 UNITED STATES CODE SECTION 1601 (P.L. 116-124), THE CRITICAL
21 COMMUNICATIONS INFRASTRUCTURE PROVIDER SHALL CERTIFY TO THE ARIZONA
22 COMMERCE AUTHORITY ANY INSTANCES OF PROHIBITED CRITICAL COMMUNICATIONS
23 EQUIPMENT USE PURSUANT TO SUBSECTION B OF THIS SECTION, ALONG WITH THE
24 GEOGRAPHIC COORDINATES OF THE AREAS SERVED BY THE PROHIBITED
25 EQUIPMENT. IF THE CRITICAL COMMUNICATIONS INFRASTRUCTURE PROVIDER IS
26 CERTIFIED BY THE ARIZONA COMMERCE AUTHORITY, THE CRITICAL COMMUNICATIONS
27 INFRASTRUCTURE PROVIDER SHALL SUBMIT A STATUS REPORT TO THE ARIZONA
28 COMMERCE AUTHORITY EVERY QUARTER DETAILING COMPLIANCE WITH THE SECURE AND

1 TRUSTED COMMUNICATIONS NETWORKS REIMBURSEMENT PROGRAM PURSUANT TO THIS
2 SUBSECTION. EACH QUARTER, THE ARIZONA COMMERCE AUTHORITY SHALL PRODUCE A
3 MAP OF THIS STATE DETAILING THE AREAS THAT ARE SERVICED BY CRITICAL
4 COMMUNICATIONS INFRASTRUCTURE THAT INCLUDES EQUIPMENT THAT IS MANUFACTURED
5 BY A FEDERALLY BANNED CORPORATION.]

6 ~~[D.]~~ [E.] ANY COMMUNICATIONS PROVIDER THAT REMOVES, DISCONTINUES
7 OR REPLACES ANY COMMUNICATIONS EQUIPMENT THAT IS PROHIBITED BY THIS
8 SECTION IS NOT REQUIRED TO OBTAIN AN ADDITIONAL PERMIT FROM ANY STATE
9 AGENCY OR POLITICAL SUBDIVISION OF THIS STATE FOR THE REMOVAL,
10 DISCONTINUANCE OR REPLACEMENT OF THE PROHIBITED EQUIPMENT.

11 ~~[F.]~~ [E.] A GOVERNMENTAL ENTITY IN THIS STATE MAY NOT ENTER INTO
12 OR RENEW A CONTRACT WITH A WI-FI ROUTER~~[.]~~ ~~[OR MODEM SYSTEM VENDOR]~~[MODEM
13 SYSTEM, LIDAR SYSTEM, CAMERA SYSTEM, BATTERY SYSTEM OR SMART METER VENDOR
14 OR A VENDOR OF ANY OTHER TECHNOLOGY] IF ANY OF THE FOLLOWING APPLIES:

15 1. THE VENDOR IS OWNED BY THE GOVERNMENT OF A FOREIGN ADVERSARY.

16 2. THE GOVERNMENT OF A FOREIGN ADVERSARY HAS A CONTROLLING INTEREST
17 IN THE VENDOR.

18 3. THE VENDOR IS SELLING A PRODUCT THAT IS PRODUCED BY THE
19 GOVERNMENT OF A FOREIGN ADVERSARY, A COMPANY DOMICILED IN A FOREIGN
20 ADVERSARY OR A COMPANY OWNED OR CONTROLLED BY A COMPANY DOMICILED IN A
21 FOREIGN ADVERSARY.

22 [4. THE VENDOR'S PRODUCT INCLUDES CELLULAR INTERNET-OF-THINGS
23 MODULES FROM A FOREIGN ADVERSARY.]

24 5. THE VENDOR'S PRODUCT INCLUDES A PRODUCT PRODUCED BY A CHINESE
25 MILITARY COMPANY OPERATING IN THE UNITED STATES AS IDENTIFIED BY SECTION
26 1260H OF THE WILLIAM M. THORNBERRY NATIONAL DEFENSE AUTHORIZATION ACT FOR
27 FISCAL YEAR 2021 (P.L. 116-283; 134 STAT. 3388).]

28 ~~[F.]~~ [G.] EACH CRITICAL INFRASTRUCTURE SERVICE PROVIDER IN THIS
29 STATE SHALL CERTIFY TO THE ATTORNEY GENERAL THAT THE PROVIDER DOES NOT USE
30 ANY WI-FI ROUTER OR MODEM THAT IS PRODUCED BY ANY OF THE FOLLOWING:

31 1. A COMPANY THAT IS OWNED BY THE GOVERNMENT OF A FOREIGN
32 ADVERSARY.

33 2. A COMPANY IN WHICH A FOREIGN ADVERSARY HAS A CONTROLLING
34 INTEREST.

35 3. THE GOVERNMENT OF A FOREIGN ADVERSARY, A COMPANY DOMICILED IN A
36 FOREIGN ADVERSARY OR A COMPANY OWNED OR CONTROLLED BY A COMPANY DOMICILED
37 IN A FOREIGN ADVERSARY.

38 ~~[G.]~~ [H.] ON OR BEFORE DECEMBER 31, 2025, AND EACH YEAR
39 THEREAFTER, THE ATTORNEY GENERAL SHALL PUBLISH A LIST OF ALL WI-FI ROUTERS
40 AND MODEMS THAT ARE PROHIBITED PURSUANT TO THIS SECTION AND SHALL POST THE
41 LIST ON THE ATTORNEY GENERAL'S WEBSITE.

42 ~~[H.]~~ [I.] FOR THE PURPOSES OF THIS SECTION:

43 1. "COMPANY" MEANS:

44 (a) A SOLE PROPRIETORSHIP, ORGANIZATION, ASSOCIATION, CORPORATION,
45 PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP, LIMITED LIABILITY
46 PARTNERSHIP OR LIMITED LIABILITY COMPANY, INCLUDING A WHOLLY OWNED

1 SUBSIDIARY, MAJORITY-OWNED SUBSIDIARY, PARENT COMPANY OR AFFILIATE OF
2 THOSE ENTITIES OR BUSINESS ASSOCIATIONS, THAT EXISTS TO MAKE A PROFIT.

3 (b) A NONPROFIT ORGANIZATION.

4 2. "CRITICAL COMMUNICATIONS INFRASTRUCTURE" MEANS ALL PHYSICAL
5 BROADBAND INFRASTRUCTURE AND EQUIPMENT THAT SUPPORTS THE TRANSMISSION OF
6 INFORMATION AND THAT ALLOWS THE USER TO ENGAGE IN COMMUNICATIONS,
7 INCLUDING SERVICE PROVIDED DIRECTLY TO THE PUBLIC.

8 3. "CRITICAL INFRASTRUCTURE":

9 (a) MEANS SYSTEMS AND ASSETS, WHETHER PUBLICLY OR PRIVATELY OWNED
10 AND WHETHER PHYSICAL OR VIRTUAL, THAT ARE SO VITAL TO THIS STATE AND THE
11 UNITED STATES THAT THE INCAPACITY OR DESTRUCTION OF THOSE SYSTEMS AND
12 ASSETS WOULD HAVE A DEBILITATING IMPACT ON SECURITY, ECONOMIC SECURITY OR
13 PUBLIC HEALTH OR SAFETY.

14 (b) INCLUDES:

15 (i) GAS AND OIL PRODUCTION, STORAGE OR DELIVERY SYSTEMS.

16 (ii) WATER SUPPLY REFINEMENT, STORAGE OR DELIVERY SYSTEMS.

17 (iii) ELECTRICAL POWER DELIVERY SYSTEMS.

18 (iv) TELECOMMUNICATIONS NETWORKS.

19 (v) TRANSPORTATION SYSTEMS AND SERVICES.

20 (vi) PERSONAL DATA OR OTHERWISE CLASSIFIED INFORMATION STORAGE
21 SYSTEMS, INCLUDING CYBERSECURITY.

22 (vii) EMERGENCY SERVICES.

23 4. "DOMICILED" MEANS LOCATED IN A COUNTRY WHERE EITHER THE COMPANY
24 IS REGISTERED, THE COMPANY'S AFFAIRS ARE PRIMARILY COMPLETED OR THE
25 MAJORITY OF THE COMPANY'S OWNERSHIP SHARES ARE HELD.

26 5. "FEDERALLY BANNED CORPORATION" MEANS ANY COMPANY THAT IS BANNED
27 BY THE FEDERAL COMMUNICATIONS COMMISSION.

28 6. "FOREIGN ADVERSARY" MEANS A COUNTRY THAT IS DETERMINED TO BE A
29 FOREIGN ADVERSARY PURSUANT TO 15 CODE OF FEDERAL REGULATIONS SECTION
30 791.4.

31 Sec. 2. Title 41, chapter 1, article 5, Arizona Revised Statutes,
32 is amended by adding sections 41-197 and 41-197.01, to read:

33 41-197. Critical infrastructure; sale, transfer or
34 investment; attorney general; injunction; judicial
35 denial of sale, transfer or investment; definitions

36 A. AN OWNER OF CRITICAL INFRASTRUCTURE IN THIS STATE SHALL NOTIFY
37 THE ATTORNEY GENERAL OF ANY PROPOSED SALE TO, TRANSFER OF OWNERSHIP TO OR
38 INVESTMENT IN CRITICAL INFRASTRUCTURE BY A FOREIGN ADVERSARY OR AN ENTITY
39 DOMICILED OUTSIDE OF THE UNITED STATES. THE ATTORNEY GENERAL SHALL
40 INVESTIGATE THE SALE, TRANSFER OF OWNERSHIP OR INVESTMENT IN THE CRITICAL
41 INFRASTRUCTURE WITHIN THIRTY DAYS AFTER RECEIVING THE NOTICE PROVIDED
42 PURSUANT TO THIS SUBSECTION. IF THE ATTORNEY GENERAL FINDS THAT THE
43 PROPOSED SALE, TRANSFER OR INVESTMENT THREATENS THE SECURITY OF CRITICAL
44 INFRASTRUCTURE IN THIS STATE, THE ECONOMIC SECURITY OF THIS STATE OR THE
45 PUBLIC HEALTH OR SAFETY, THE ATTORNEY GENERAL SHALL FILE A REQUEST FOR AN
46 INJUNCTION OPPOSING THE PROPOSED SALE, TRANSFER OR INVESTMENT.

1 B. IF A COURT OF COMPETENT JURISDICTION FINDS THAT THE SALE,
2 TRANSFER OF OWNERSHIP OR INVESTMENT IN THE CRITICAL INFRASTRUCTURE
3 PURSUANT TO SUBSECTION A OF THIS SECTION POSES A REASONABLE THREAT TO THIS
4 STATE, THE COURT SHALL DENY THE PROPOSED SALE, TRANSFER OR INVESTMENT.

5 C. FOR THE PURPOSES OF THIS SECTION:

6 1. "CRITICAL INFRASTRUCTURE":

7 (a) MEANS SYSTEMS AND ASSETS, WHETHER PUBLICLY OR PRIVATELY OWNED
8 AND WHETHER PHYSICAL OR VIRTUAL, THAT ARE SO VITAL TO THIS STATE AND THE
9 UNITED STATES THAT THE INCAPACITY OR DESTRUCTION OF THOSE SYSTEMS AND
10 ASSETS WOULD HAVE A DEBILITATING IMPACT ON SECURITY, ECONOMIC SECURITY OR
11 PUBLIC HEALTH OR SAFETY.

12 (b) INCLUDES:

13 (i) GAS AND OIL PRODUCTION, STORAGE OR DELIVERY SYSTEMS.

14 (ii) WATER SUPPLY REFINEMENT, STORAGE OR DELIVERY SYSTEMS.

15 (iii) ELECTRICAL POWER DELIVERY SYSTEMS.

16 (iv) TELECOMMUNICATIONS NETWORKS.

17 (v) TRANSPORTATION SYSTEMS AND SERVICES.

18 (vi) PERSONAL DATA OR OTHERWISE CLASSIFIED INFORMATION STORAGE
19 SYSTEMS, INCLUDING CYBERSECURITY.

20 (vii) EMERGENCY SERVICES.

21 2. "DOMICILED" MEANS LOCATED IN A COUNTRY WHERE EITHER THE ENTITY
22 IS REGISTERED, THE ENTITY'S AFFAIRS ARE PRIMARILY COMPLETED OR THE
23 MAJORITY OF THE ENTITY'S OWNERSHIP SHARES ARE HELD.

24 3. "FOREIGN ADVERSARY" MEANS A COUNTRY THAT IS DETERMINED TO BE A
25 FOREIGN ADVERSARY PURSUANT TO 15 CODE OF FEDERAL REGULATIONS SECTION
26 791.4.

27 ~~[197-01.]~~[41-197.01.] Governmental entities; prohibited
28 vendors; traffic cameras; light detection and
29 ranging technology; annual list; definitions

30 A. A GOVERNMENTAL ENTITY IN THIS STATE MAY NOT ENTER INTO OR RENEW
31 A CONTRACT WITH A VENDOR OF A SCHOOL BUS INFRACTION DETECTION SYSTEM, A
32 SPEED DETECTION SYSTEM, A TRAFFIC INFRACTION DETECTOR OR ANY OTHER VENDOR
33 OF CAMERA EQUIPMENT USED FOR ENFORCING TRAFFIC LAWS IN THIS STATE IF ANY
34 OF THE FOLLOWING APPLIES:

35 1. THE VENDOR IS OWNED BY THE GOVERNMENT OF A FOREIGN ADVERSARY.

36 2. THE GOVERNMENT OF A FOREIGN ADVERSARY HAS A CONTROLLING INTEREST
37 IN THE VENDOR.

38 3. THE VENDOR IS SELLING A PRODUCT THAT IS PRODUCED BY THE
39 GOVERNMENT OF A FOREIGN ADVERSARY, A COMPANY DOMICILED IN A FOREIGN
40 ADVERSARY OR A COMPANY OWNED OR CONTROLLED BY A COMPANY DOMICILED IN A
41 FOREIGN ADVERSARY.

42 B. A GOVERNMENTAL ENTITY IN THIS STATE MAY NOT ENTER INTO OR RENEW
43 A CONTRACT WITH A LIGHT DETECTION AND RANGING TECHNOLOGY VENDOR IF ANY OF
44 THE FOLLOWING APPLIES:

45 1. THE VENDOR IS OWNED BY THE GOVERNMENT OF A FOREIGN ADVERSARY.

46 2. THE GOVERNMENT OF A FOREIGN ADVERSARY HAS A CONTROLLING INTEREST
47 IN THE VENDOR.

1 3. THE VENDOR IS SELLING A PRODUCT THAT IS PRODUCED BY THE
2 GOVERNMENT OF A FOREIGN ADVERSARY, A COMPANY DOMICILED IN A FOREIGN
3 ADVERSARY OR A COMPANY OWNED OR CONTROLLED BY A COMPANY DOMICILED IN A
4 FOREIGN ADVERSARY.

5 C. ON OR BEFORE DECEMBER 31, 2025 AND EACH YEAR THEREAFTER, THE
6 ATTORNEY GENERAL SHALL PUBLISH A LIST OF ALL TRAFFIC CAMERA VENDORS AND
7 LIGHT DETECTION AND RANGING TECHNOLOGY VENDORS THAT ARE PROHIBITED
8 PURSUANT TO THIS SECTION AND SHALL POST THE LIST ON THE ATTORNEY GENERAL'S
9 WEBSITE.

10 D. FOR THE PURPOSES OF THIS SECTION:

11 1. "COMPANY" MEANS:

12 (a) A SOLE PROPRIETORSHIP, ORGANIZATION, ASSOCIATION, CORPORATION,
13 PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP, LIMITED LIABILITY
14 PARTNERSHIP OR LIMITED LIABILITY COMPANY, INCLUDING A WHOLLY OWNED
15 SUBSIDIARY, MAJORITY-OWNED SUBSIDIARY, PARENT COMPANY OR AFFILIATE OF
16 THOSE ENTITIES OR BUSINESS ASSOCIATIONS, THAT EXISTS TO MAKE A PROFIT.

17 (b) A NONPROFIT ORGANIZATION.

18 2. "DOMICILED" MEANS LOCATED IN A COUNTRY WHERE THE COMPANY IS
19 REGISTERED, THE COMPANY'S AFFAIRS ARE PRIMARILY COMPLETED OR THE MAJORITY
20 OF THE COMPANY'S OWNERSHIP SHARES ARE HELD.

21 3. "FOREIGN ADVERSARY" MEANS A COUNTRY THAT IS DETERMINED TO BE A
22 FOREIGN ADVERSARY PURSUANT TO 15 CODE OF FEDERAL REGULATIONS SECTION
23 791.4.

24 Sec. 3. Title 44, Arizona Revised Statutes, is amended by adding
25 chapter 42, to read:

CHAPTER 42

CRITICAL INFRASTRUCTURE

ARTICLE 1. PROHIBITED AGREEMENTS

44-8051. Definitions

30 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

31 1. "COMPANY" MEANS:

32 (a) A SOLE PROPRIETORSHIP, ORGANIZATION, ASSOCIATION, CORPORATION,
33 PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP, LIMITED LIABILITY
34 PARTNERSHIP OR LIMITED LIABILITY COMPANY, INCLUDING A WHOLLY OWNED
35 SUBSIDIARY, MAJORITY-OWNED SUBSIDIARY, PARENT COMPANY OR AFFILIATE OF
36 THOSE ENTITIES OR BUSINESS ASSOCIATIONS, THAT EXISTS TO MAKE A PROFIT.

37 (b) A NONPROFIT ORGANIZATION.

38 2. "CRITICAL INFRASTRUCTURE":

39 (a) MEANS SYSTEMS AND ASSETS, WHETHER PUBLICLY OR PRIVATELY OWNED
40 AND WHETHER PHYSICAL OR VIRTUAL, THAT ARE SO VITAL TO THIS STATE AND THE
41 UNITED STATES THAT THE INCAPACITY OR DESTRUCTION OF THOSE SYSTEMS AND
42 ASSETS WOULD HAVE A DEBILITATING IMPACT ON SECURITY, ECONOMIC SECURITY OR
43 PUBLIC HEALTH OR SAFETY.

44 (b) INCLUDES:

45 (i) GAS AND OIL PRODUCTION, STORAGE OR DELIVERY SYSTEMS.

46 (ii) WATER SUPPLY REFINEMENT, STORAGE OR DELIVERY SYSTEMS.

47 (iii) ELECTRICAL POWER DELIVERY SYSTEMS.

- 1 (iv) TELECOMMUNICATIONS NETWORKS.
- 2 (v) TRANSPORTATION SYSTEMS AND SERVICES.
- 3 (vi) PERSONAL DATA OR OTHERWISE CLASSIFIED INFORMATION STORAGE
- 4 SYSTEMS, INCLUDING CYBERSECURITY.
- 5 (vii) EMERGENCY SERVICES.

6 3. "FOREIGN ADVERSARY" MEANS A COUNTRY THAT IS DETERMINED TO BE A
7 FOREIGN ADVERSARY PURSUANT TO 15 CODE OF FEDERAL REGULATIONS SECTION
8 791.4.

9 4. "FOREIGN PRINCIPAL" MEANS ANY OF THE FOLLOWING:

10 (a) THE GOVERNMENT OR ANY OFFICIAL OF A FOREIGN ADVERSARY OR A
11 FOREIGN POLITICAL PARTY.

12 (b) A PARTNERSHIP, ASSOCIATION, CORPORATION, ORGANIZATION OR OTHER
13 COMBINATION OF PERSONS ORGANIZED UNDER THE LAWS OF OR HAVING ITS PRINCIPAL
14 PLACE OF BUSINESS IN A FOREIGN ADVERSARY.

15 (c) ANY PERSON WHO IS DOMICILED IN A FOREIGN COUNTRY AND WHO IS NOT
16 A CITIZEN OR LAWFUL PERMANENT RESIDENT OF THE UNITED STATES.

17 44-8052. Critical infrastructure; prohibited agreements and
18 contracts; exceptions

19 A. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION, A COMPANY OR
20 A GOVERNMENTAL ENTITY IN THIS STATE MAY NOT ENTER INTO AN AGREEMENT OR
21 CONTRACT INVOLVING CRITICAL INFRASTRUCTURE IN THIS STATE WITH A FOREIGN
22 PRINCIPAL FROM A FOREIGN ADVERSARY IF UNDER THE AGREEMENT OR CONTRACT THE
23 FOREIGN PRINCIPAL, DIRECTLY OR REMOTELY, WOULD BE ABLE TO ACCESS OR
24 CONTROL CRITICAL INFRASTRUCTURE IN THIS STATE.

25 B. A COMPANY OR A GOVERNMENTAL ENTITY IN THIS STATE MAY ENTER INTO
26 AN AGREEMENT OR CONTRACT INVOLVING CRITICAL INFRASTRUCTURE IN THIS STATE
27 WITH A FOREIGN PRINCIPAL FROM A FOREIGN ADVERSARY IF ANY OF THE FOLLOWING
28 APPLIES:

29 1. NO OTHER REASONABLE OPTION EXISTS FOR ADDRESSING A NEED THAT IS
30 RELEVANT TO CRITICAL INFRASTRUCTURE IN THIS STATE.

31 2. THE AGREEMENT OR CONTRACT IS PREAPPROVED BY THE DEPARTMENT OF
32 ADMINISTRATION.

33 3. NOT ENTERING INTO THE AGREEMENT WOULD POSE A GREATER THREAT TO
34 THIS STATE THAN THE THREAT ASSOCIATED WITH ENTERING INTO THE AGREEMENT OR
35 CONTRACT.

36 [C. IN ORDER TO ACCESS CRITICAL INFRASTRUCTURE IN THIS STATE, A
37 COMPANY SHALL FILE A CERTIFICATION FORM PRESCRIBED BY THE ARIZONA COMMERCE
38 AUTHORITY AND PAY A CERTIFICATION FEE.

39 D. TO MAINTAIN REGISTRATION AS A COMPANY WITH ACCESS TO CRITICAL
40 INFRASTRUCTURE IN THIS STATE, A COMPANY MAY NOT USE CLOUD SERVICE
41 PROVIDERS OR DATA CENTERS THAT ARE FOREIGN ENTITIES AND SHALL DO ALL OF
42 THE FOLLOWING:

43 1. IDENTIFY ALL EMPLOYEES OF THE COMPANY WHO HAVE ACCESS TO
44 CRITICAL INFRASTRUCTURE IN THIS STATE.

45 2. BEFORE HIRING AN EMPLOYEE OR BEFORE ALLOWING AN EMPLOYEE TO
46 CONTINUE TO HAVE ACCESS TO CRITICAL INFRASTRUCTURE IN THIS STATE, OBTAIN
47 FROM A PRIVATE ENTITY ANY CRIMINAL HISTORY RECORDS INFORMATION RELATING TO

1 THE EMPLOYEE AND ANY OTHER BACKGROUND INFORMATION NECESSARY TO PROTECT
2 CRITICAL INFRASTRUCTURE IN THIS STATE FROM INFILTRATION OR INTERFERENCE BY
3 A FOREIGN ADVERSARY.

4 3. PROHIBIT FOREIGN NATIONALS FROM A FOREIGN ADVERSARY FROM
5 ACCESSING ANY CRITICAL INFRASTRUCTURE.

6 4. DISCLOSE ANY OWNERSHIP OF, PARTNERSHIPS WITH OR CONTROL FROM ANY
7 ENTITY THAT IS NOT DOMICILED IN THE UNITED STATES.

8 5. STORE AND PROCESS ALL DATA GENERATED BY CRITICAL INFRASTRUCTURE
9 ON DOMESTIC SERVERS.

10 6. IMMEDIATELY REPORT ANY CYBERATTACK, SECURITY BREACH OR
11 SUSPICIOUS ACTIVITY TO THE ARIZONA COMMERCE AUTHORITY.

12 E. THE ARIZONA COMMERCE AUTHORITY SHALL ESTABLISH A SECURE AND
13 DEDICATED COMMUNICATIONS CHANNEL FOR CRITICAL INFRASTRUCTURE PROVIDERS AND
14 MILITARY INSTALLATIONS ACROSS THIS STATE TO CONNECT WITH THE ARIZONA
15 COMMERCE AUTHORITY AND OFFICE OF THE GOVERNOR IN THE EVENT OF AN EMERGENCY
16 THAT DAMAGES CRITICAL COMMUNICATIONS INFRASTRUCTURE. FOR THE PURPOSES OF
17 THIS PARAGRAPH, "CRITICAL COMMUNICATIONS INFRASTRUCTURE" HAS THE SAME
18 MEANING PRESCRIBED IN SECTION 18-105.]

19 Sec. 4. Short title

20 This act may be cited as the "Arizona Critical Infrastructure
21 Protection Act".

22 Enroll and engross to conform

23 Amend title to conform

And, as so amended, it do pass

LEO BIASIUCCI
CHAIRMAN

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