

House Engrossed

~~technical correction; vehicle accident report~~
(now: productivity; collective bargaining; state preemption)

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

HOUSE BILL 2001

AN ACT

AMENDING TITLE 23, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 23-207; AMENDING TITLE 23, CHAPTER 8, ARTICLE 7, ARIZONA
REVISED STATUTES, BY ADDING SECTION 23-1422; RELATING TO EMPLOYMENT
PRACTICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 23, chapter 2, article 1, Arizona Revised
3 Statutes, is amended by adding section 23-207, to read:

4 23-207. Employee labor productivity; state preemption;
5 definition

6 A. A CITY, TOWN OR COUNTY MAY NOT ADOPT AN ORDINANCE, RESOLUTION OR
7 OTHER REGULATION THAT REQUIRES AN EMPLOYER TO ALTER, ADJUST OR IN ANY WAY
8 REGULATE AN EMPLOYEE'S LABOR PRODUCTIVITY DURING WORKING HOURS, UNLESS THE
9 ALTERATION OR ADJUSTMENT IS REQUIRED BY STATE OR FEDERAL LAW. THE
10 REGULATION OF EMPLOYEE LABOR PRODUCTIVITY IS A MATTER OF STATEWIDE CONCERN
11 AND IS NOT SUBJECT TO FURTHER REGULATION BY A CITY, TOWN OR COUNTY.

12 B. FOR THE PURPOSES OF THIS SECTION, "LABOR PRODUCTIVITY" MEANS
13 REAL OUTPUT PER LABOR HOUR OR SHIFT OR TOTAL VOLUME OF LABOR OUTPUT.

14 Sec. 2. Title 23, chapter 8, article 7, Arizona Revised Statutes,
15 is amended by adding section 23-1422, to read:

16 23-1422. Local regulations; labor agreements; state
17 preemption

18 A. A CITY, TOWN, COUNTY OR POLITICAL SUBDIVISION OF THIS STATE MAY
19 NOT WAIVE OR EXCLUDE ANY REQUIREMENT OF A LOCAL ORDINANCE, RESOLUTION OR
20 OTHER REGULATION BASED ON EITHER OF THE FOLLOWING:

21 1. A BUSINESS ENTERING INTO A COLLECTIVE BARGAINING AGREEMENT WITH
22 A LABOR ORGANIZATION.

23 2. A TERM BEING INCLUDED IN OR EXCLUDED FROM A COLLECTIVE
24 BARGAINING AGREEMENT.

25 B. THE REGULATION OF BUSINESSES THAT ENTER INTO COLLECTIVE
26 BARGAINING AGREEMENTS IS A MATTER OF STATEWIDE CONCERN AND IS NOT SUBJECT
27 TO FURTHER REGULATION BY A CITY, TOWN OR COUNTY.