

House Engrossed  
software licensure

State of Arizona  
House of Representatives  
Fifty-sixth Legislature  
First Regular Session  
2023

# HOUSE BILL 2206

AN ACT

AMENDING TITLE 18, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 18-105; RELATING TO SOFTWARE LICENSURE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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. Public agencies; software licensure; prohibition;  
5 definition

6 A. A CONTRACT ENTERED INTO BY A PUBLIC AGENCY FOR THE LICENSING OF  
7 SOFTWARE APPLICATIONS DESIGNED TO RUN ON GENERALLY AVAILABLE DESKTOP OR  
8 SERVER HARDWARE MAY NOT RESTRICT THE PUBLIC AGENCY'S ABILITY TO INSTALL OR  
9 RUN THE SOFTWARE ON THE HARDWARE OF THE PUBLIC AGENCY'S CHOOSING,  
10 INCLUDING THAT SUCH A CONTRACT MAY NOT REQUIRE THAT THE SOFTWARE RUN ON  
11 HARDWARE DEDICATED SOLELY TO THE AGENCY.

12 B. FOR THE PURPOSES OF THIS SECTION, "PUBLIC AGENCY":

13 1. MEANS THIS STATE, THE ARIZONA BOARD OF REGENTS OR A CITY,  
14 CHARTER CITY, COUNTY, DISTRICT, PUBLIC AUTHORITY OR OTHER POLITICAL  
15 SUBDIVISION OF THIS STATE.

16 2. DOES NOT INCLUDE A POLITICAL SUBDIVISION THAT OPERATES A FEDERAL  
17 RECLAMATION PROJECT.

18 Sec. 2. Applicability

19 This act applies to any contract or addendum entered into from and  
20 after the effective date of this act.