

REFERENCE TITLE: **critical infrastructure; prohibited agreements**

State of Arizona  
Senate  
Fifty-sixth Legislature  
First Regular Session  
2023

## **SB 1658**

Introduced by  
Senator Rogers

AN ACT

AMENDING TITLE 44, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 41;  
RELATING TO CRITICAL INFRASTRUCTURE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 44, Arizona Revised Statutes, is amended by adding  
3 chapter 41, to read:

4 CHAPTER 41

5 CRITICAL INFRASTRUCTURE

6 ARTICLE 1. PROHIBITED AGREEMENTS IN CONNECTION  
7 WITH CRITICAL INFRASTRUCTURE

8 44-8031. Critical infrastructure; prohibited agreements;  
9 definitions

10 A. A BUSINESS IN THIS STATE OR GOVERNMENTAL ENTITY IN THIS STATE  
11 MAY NOT ENTER INTO AN AGREEMENT INVOLVING CRITICAL INFRASTRUCTURE IN THIS  
12 STATE WITH A COMPANY IF ALL OF THE FOLLOWING APPLY:

13 1. UNDER THE AGREEMENT, THE COMPANY, DIRECTLY OR REMOTELY, WOULD BE  
14 ABLE TO ACCESS OR CONTROL CRITICAL INFRASTRUCTURE IN THIS STATE, EXCEPT  
15 FOR ACCESS THAT IS SPECIFICALLY ALLOWED FOR PRODUCT WARRANTY AND SUPPORT  
16 PURPOSES.

17 2. THE COMPANY IS OWNED BY OR CONTROLLED BY ANY OF THE FOLLOWING:

18 (a) CITIZENS OF CHINA, IRAN, NORTH KOREA OR RUSSIA.

19 (b) A COMPANY OR OTHER ENTITY, INCLUDING A GOVERNMENTAL ENTITY,  
20 THAT IS OWNED OR CONTROLLED BY CITIZENS OF OR IS DIRECTLY CONTROLLED BY  
21 THE GOVERNMENT OF CHINA, IRAN, NORTH KOREA OR RUSSIA OR THAT IS  
22 HEADQUARTERED IN CHINA, IRAN, NORTH KOREA OR RUSSIA.

23 B. THE GOVERNOR, IN CONSULTATION WITH THE DEPARTMENT OF PUBLIC  
24 SAFETY, MAY DESIGNATE A COUNTRY AS A THREAT TO CRITICAL INFRASTRUCTURE IN  
25 THIS STATE.

26 C. FOR THE PURPOSES OF THIS SECTION:

27 1. "COMPANY" MEANS A SOLE PROPRIETORSHIP, ORGANIZATION,  
28 ASSOCIATION, CORPORATION, PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP,  
29 LIMITED LIABILITY PARTNERSHIP OR LIMITED LIABILITY COMPANY, INCLUDING A  
30 WHOLLY OWNED SUBSIDIARY, MAJORITY-OWNED SUBSIDIARY, PARENT COMPANY OR  
31 AFFILIATE OF THOSE ENTITIES OR BUSINESS ASSOCIATIONS, THAT EXISTS TO MAKE  
32 A PROFIT.

33 2. "CRITICAL INFRASTRUCTURE" HAS THE SAME MEANING PRESCRIBED IN  
34 SECTION 41-1801.