

REFERENCE TITLE: **business; discrimination prohibition; social criteria**

State of Arizona
Senate
Fifty-sixth Legislature
Second Regular Session
2024

SB 1014

Introduced by
Senators Hoffman: Wadsack; Representatives Chaplik, Heap, Hendrix, Jones,
McGarr, Parker B, Parker J

AN ACT

AMENDING TITLE 6, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 6-194; AMENDING TITLE 20, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-111; AMENDING TITLE 44, CHAPTER 11, ARTICLE 6, ARIZONA REVISED STATUTES, BY ADDING SECTION 44-1698.03; RELATING TO BUSINESS PRACTICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 6, chapter 2, article 1, Arizona Revised Statutes,
3 is amended by adding section 6-194, to read:

4 6-194. Certain affiliations; discrimination prohibited;
5 statewide concern

6 A. A FINANCIAL INSTITUTION DOING BUSINESS IN THIS STATE, EITHER
7 DIRECTLY OR THROUGH A CONTRACTOR, MAY NOT DISCRIMINATE AGAINST ANY PERSON
8 BASED ON EITHER:

9 1. A POLITICAL AFFILIATION.

10 2. OTHER SOCIAL CREDIT, ENVIRONMENTAL, SOCIAL JUSTICE OR
11 GOVERNMENTAL SCORE OR SIMILAR VALUES-BASED OR IMPACT CRITERIA.

12 B. NOTWITHSTANDING ANY OTHER LAW, A FINANCIAL INSTITUTION MAY OFFER
13 INVESTMENTS, PRODUCTS OR SERVICES TO A POTENTIAL CUSTOMER OR INVESTOR THAT
14 INCLUDE SUBJECTIVE STANDARDS IF THE STANDARDS ARE FULLY DISCLOSED AND
15 EXPLAINED TO THE POTENTIAL CUSTOMER OR INVESTOR BEFORE ENTERING INTO A
16 CONTRACT FOR THE INVESTMENTS, PRODUCTS OR SERVICES.

17 C. THIS SECTION DOES NOT INTERFERE WITH A FINANCIAL INSTITUTION'S
18 ABILITY TO DISCONTINUE OR REFUSE TO CONDUCT BUSINESS WITH A PERSON WHEN
19 THE ACTION IS NECESSARY FOR THE PHYSICAL SAFETY OF THE FINANCIAL
20 INSTITUTION'S EMPLOYEES.

21 D. THE LEGISLATURE DECLARES THAT THE PRACTICE OF DISCRIMINATION
22 AGAINST PERSONS OR ENTITIES IN THIS STATE BY USING THEIR SOCIAL CREDIT,
23 ENVIRONMENTAL, SOCIAL JUSTICE AND GOVERNMENTAL SCORE IS A MATTER OF
24 STATEWIDE CONCERN, THAT DISCRIMINATION BASED ON SUCH SCORES NOT ONLY
25 THREATENS THE RIGHTS AND PROPER PRIVILEGES OF THIS STATE'S INHABITANTS BUT
26 MENACES THE INSTITUTIONS AND FOUNDATION OF A FREE DEMOCRATIC STATE AND
27 THREATENS THE PEACE, ORDER, HEALTH, SAFETY AND GENERAL WELFARE OF THIS
28 STATE AND ITS INHABITANTS.

29 Sec. 2. Title 20, chapter 1, article 1, Arizona Revised Statutes,
30 is amended by adding section 20-111, to read:

31 20-111. Certain affilations; discrimination prohibited;
32 statewide concern

33 A. AN INSURER DOING BUSINESS IN THIS STATE, EITHER DIRECTLY OR
34 THROUGH A CONTRACTOR, MAY NOT DISCRIMINATE AGAINST ANY PERSON BASED ON
35 EITHER:

36 1. A POLITICAL AFFILIATION.

37 2. OTHER SOCIAL CREDIT, ENVIRONMENTAL, SOCIAL JUSTICE OR
38 GOVERNMENTAL SCORE OR SIMILAR VALUES-BASED OR IMPACT CRITERIA.

39 B. THIS SECTION DOES NOT INTERFERE WITH AN INSURER'S ABILITY TO
40 DISCONTINUE OR REFUSE TO CONDUCT BUSINESS WITH A PERSON WHEN THAT ACTION
41 IS NECESSARY FOR THE PHYSICAL SAFETY OF THE INSURER'S EMPLOYEES.

42 C. THE LEGISLATURE DECLARES THAT THE PRACTICE OF DISCRIMINATION
43 AGAINST PERSONS OR ENTITIES IN THIS STATE BY USING THEIR SOCIAL CREDIT,
44 ENVIRONMENTAL, SOCIAL JUSTICE AND GOVERNMENTAL SCORE IS A MATTER OF
45 STATEWIDE CONCERN, THAT DISCRIMINATION BASED ON SUCH SCORES NOT ONLY

1 THREATENS THE RIGHTS AND PROPER PRIVILEGES OF THIS STATE'S INHABITANTS BUT
2 MENACES THE INSTITUTIONS AND FOUNDATION OF A FREE DEMOCRATIC STATE AND
3 THREATENS THE PEACE, ORDER, HEALTH, SAFETY AND GENERAL WELFARE OF THIS
4 STATE AND ITS INHABITANTS.

5 Sec. 3. Title 44, chapter 11, article 6, Arizona Revised Statutes,
6 is amended by adding section 44-1698.03, to read:

7 44-1698.03. Certain affiliations; discrimination prohibited;
8 statewide concern

9 A. A CREDIT REPORTING AGENCY DOING BUSINESS IN THIS STATE, EITHER
10 DIRECTLY OR THROUGH A CONTRACTOR, MAY NOT DISCRIMINATE AGAINST ANY PERSON
11 BASED ON EITHER:

12 1. A POLITICAL AFFILIATION.

13 2. OTHER SOCIAL CREDIT, ENVIRONMENTAL, SOCIAL JUSTICE OR
14 GOVERNMENTAL SCORE OR SIMILAR VALUES-BASED OR IMPACT CRITERIA.

15 B. THIS SECTION DOES NOT INTERFERE WITH A CREDIT REPORTING AGENCY'S
16 ABILITY TO DISCONTINUE OR REFUSE TO CONDUCT BUSINESS WITH A PERSON WHEN
17 THAT ACTION IS NECESSARY FOR THE PHYSICAL SAFETY OF THE CREDIT REPORTING
18 AGENCY'S EMPLOYEES.

19 C. THE LEGISLATURE DECLARES THAT THE PRACTICE OF DISCRIMINATION
20 AGAINST PERSONS OR ENTITIES IN THIS STATE BY USING THEIR SOCIAL CREDIT,
21 ENVIRONMENTAL, SOCIAL JUSTICE AND GOVERNMENTAL SCORE IS A MATTER OF
22 STATEWIDE CONCERN, THAT DISCRIMINATION BASED ON SUCH SCORES NOT ONLY
23 THREATENS THE RIGHTS AND PROPER PRIVILEGES OF THIS STATE'S INHABITANTS BUT
24 MENACES THE INSTITUTIONS AND FOUNDATION OF A FREE DEMOCRATIC STATE AND
25 THREATENS THE PEACE, ORDER, HEALTH, SAFETY AND GENERAL WELFARE OF THIS
26 STATE AND ITS INHABITANTS.