CHAPTER 130

HOUSE BILL 2585

AN ACT

AMENDING TITLE 23, CHAPTER 10, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 23-1605; RELATING TO EMPLOYMENT STATUS.

(TEXT OF BILL BEGINS ON NEXT PAGE)
Be it enacted by the Legislature of the State of Arizona:

Section 1. Title 23, chapter 10, article 1, Arizona Revised Statutes, is amended by adding section 23-1605, to read:

23-1605. Motor carriers; employment status; safety improvement; definitions

A. THE DEPLOYMENT, IMPLEMENTATION OR USE OF SAFETY IMPROVEMENT BY OR AS REQUIRED BY A MOTOR CARRIER OR ITS RELATED ENTITY, INCLUDING BY CONTRACT, MAY NOT BE CONSIDERED WHEN EVALUATING A PERSON’S STATUS AS AN EMPLOYEE, INDEPENDENT CONTRACTOR OR JOINTLY EMPLOYED EMPLOYEE UNDER ANY STATE LAW.

B. FOR THE PURPOSES OF THIS SECTION:

1. “MOTOR CARRIER” HAS THE SAME MEANING PRESCRIBED IN SECTION 28-5201.

2. “SAFETY IMPROVEMENT” MEANS ANY DEVICE, EQUIPMENT, SOFTWARE, TECHNOLOGY, PROCEDURE, TRAINING, POLICY, PROGRAM OR OPERATIONAL PRACTICE INTENDED AND PRIMARILY USED TO IMPROVE OR FACILITATE ANY OF THE FOLLOWING:

(a) COMPLIANCE WITH TRAFFIC SAFETY OR MOTOR CARRIER SAFETY LAWS.

(b) SAFETY OF A MOTOR VEHICLE.

(c) SAFETY OF THE OPERATION OF A MOTOR VEHICLE.

(d) SAFETY OF THIRD-PARTY USERS OF A PUBLIC HIGHWAY AS DEFINED IN SECTION 28-5201.

APPROVED BY THE GOVERNOR APRIL 13, 2022.