

House Engrossed

firefighters; employment status

State of Arizona  
House of Representatives  
Fifty-seventh Legislature  
Second Regular Session  
2026

## **CHAPTER 47**

# **HOUSE BILL 2138**

AN ACT

AMENDING SECTION 23-1021.01, ARIZONA REVISED STATUTES; RELATING TO  
FIREFIGHTERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 23-1021.01, Arizona Revised Statutes, is amended  
3 to read:  
4 23-1021.01. Peace officers; firefighters; employment status;  
5 definition  
6 A. A peace officer or ~~fire fighter as defined in section 1-215~~  
7 **FIREFIGHTER** who is injured or killed while traveling directly to or from  
8 work as a peace officer **OR FIREFIGHTER** shall be considered in the course  
9 and scope of employment solely for the purposes of eligibility for  
10 workers' compensation benefits, provided that the peace officer or ~~fire~~  
11 ~~fighter~~ **FIREFIGHTER** is not engaged in criminal activity.  
12 B. ~~Nothing in~~ This section ~~shall~~ **DOES NOT** create any liability on  
13 the part of the peace officer's or ~~fire fighter's~~ **FIREFIGHTER'S** employer  
14 for any civil damages occurring through the peace officer's or ~~fire~~  
15 ~~fighter's~~ **FIREFIGHTER'S** negligent or intentional conduct while traveling  
16 to or from work as a peace officer.  
17 C. **FOR THE PURPOSES OF THIS SECTION, "FIREFIGHTER" MEANS A**  
18 **PROFESSIONAL FIREFIGHTER WHO IS ANY OF THE FOLLOWING:**  
19 1. A STATE FIREFIGHTER.  
20 2. A MEMBER OF A CITY OR TOWN FIRE DEPARTMENT.  
21 3. A MEMBER OF A FIRE DISTRICT FIRE DEPARTMENT.  
22 4. A MEMBER OF A FIRE AUTHORITY.

APPROVED BY THE GOVERNOR APRIL 13, 2026.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 13, 2026.