

REFERENCE TITLE: firefighters; employment status

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

HB 2138

Introduced by
Representatives Way: Lopez

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 A MEMBER OF A CITY, TOWN, COUNTY OR FIRE**
19 **DISTRICT FIRE DEPARTMENT.**