

House Engrossed Senate Bill

~~residential property; transient occupant; remedies~~
(now: Pacific conflict; assessment)

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

CHAPTER 243
SENATE BILL 1638

AN ACT

PROVIDING FOR A PACIFIC REGIONAL SUPPLY CHAIN RISK ASSESSMENT BY THE
DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Department of emergency and military affairs; risk
3 assessment; Pacific conflict; annual briefing;
4 exemption; delayed repeal; definitions

5 A. It is the policy of this state to:

6 1. Support the civilian and military command of the United States
7 of America and its efforts to promote and maintain prosperity, peace and
8 security for the United States and the United States of America's allies.

9 2. Enhance the defensive posture of this state to protect the
10 citizens and assets of this state and to contribute to the defensive
11 posture of the United States of America by reducing security
12 vulnerabilities within this state.

13 3. Exercise foresight and make reasonable preparations for a
14 potential regional or global conflict centered in the Pacific that could
15 involve attacks on the United States of America and the United States of
16 America's allies in the Pacific, could involve asymmetrical attacks on the
17 United States of America and could cause the disruption or complete
18 severing of supply chains between this state, its vendors and other
19 countries in the Pacific.

20 B. The department of emergency and military affairs, to the extent
21 possible, shall identify any threats posed to this state in the event of a
22 Pacific conflict. The department, to the extent possible, shall:

23 1. Complete a comprehensive risk assessment, including all
24 vulnerabilities and recommendations for emergency response strategies, for
25 all of the following areas:

- 26 (a) Critical infrastructure.
- 27 (b) Telecommunications infrastructure.
- 28 (c) Military installations located within this state.
- 29 (d) The state supply chain for critical procurements.
- 30 (e) The state vendor supply chain for critical procurements.
- 31 (f) State cybersecurity.
- 32 (g) Public health, safety and security in this state.

33 2. Provide mitigation strategies and suggestions to limit or
34 eliminate the risk posed to all of the following in the event of a Pacific
35 conflict:

- 36 (a) Critical infrastructure and other assets.
- 37 (b) The safety and security of this state or nation.

38 C. On or before December 31 of each year, the department shall
39 conduct an annual briefing before the governor, or the governor's
40 designee, the president of the senate, or the president's designee, and
41 the speaker of the house of representatives, or the speaker's
42 designee. The department shall address compliance with this section and
43 provide any recommendations for legislative action pertaining to the risk
44 assessment.

1 D. This section is exempt from the requirements of title 38,
2 chapter 3, article 3.1, Arizona Revised Statutes, and title 39, chapter 1,
3 article 2, Arizona Revised Statutes.

4 E. Agencies in this state shall cooperate with the department for
5 the purposes of this section.

6 F. This section is repealed from and after December 31, 2028.

7 G. For the purposes of this section:

8 1. "Critical infrastructure":

9 (a) Means systems and assets, whether physical or virtual, that are
10 so vital to this state and the United States that the incapacity or
11 destruction of those systems and assets would have a debilitating impact
12 on security, economic security, public health or safety.

13 (b) Includes:

14 (i) Gas and oil production, storage or delivery systems.

15 (ii) Water supply refinement, storage or delivery systems.

16 (iii) Electrical power delivery systems.

17 (iv) Telecommunications networks.

18 (v) Transportation systems and services.

19 (vi) Personal data or otherwise classified information storage
20 systems, including cybersecurity.

21 2. "Pacific conflict":

22 (a) Means a declared war or armed conflict between the United
23 States or any of the allies of the United States and another nation that
24 occurs on land or sea or in the air in the Pacific Ocean and threatens or
25 could reasonably escalate to threaten the supply chains, critical
26 infrastructure, safety or security of this state or the United States.

27 (b) Includes a serious deterioration of diplomatic ties or economic
28 engagement between the United States or the allies of the United States
29 and another nation that threatens the status quo of Pacific trade, travel
30 and military operations or exercises.

31 3. "State supply chain" means the end-to-end process for shipping
32 goods, purchased by this state or shipped to this state, beginning at the
33 point of origin through a point or points of distribution to the
34 destination.

35 4. "State vendor supply chain" means the end-to-end process for
36 shipping goods, purchased by this state from state vendors or shipped to
37 the vendors, beginning at the point of origin through a point or points of
38 distribution to the destination.

39 Sec. 2. Short title

40 This act may be cited as the "Pacific Conflict Stress Test Act".

APPROVED BY THE GOVERNOR JUNE 21, 2024.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 21, 2024.