

Senate Engrossed

State of Arizona
Senate
Forty-fifth Legislature
First Regular Session
2001

CHAPTER 20

SENATE BILL 1064

AN ACT

AMENDING SECTION 36-2023, ARIZONA REVISED STATUTES; RELATING TO THE
EVALUATION AND TREATMENT OF PERSONS IMPAIRED BY ALCOHOLISM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 36-2023, Arizona Revised Statutes, is amended to
3 read:

4 36-2023. Rules

5 A. ~~The division, with the approval of the director,~~ DEPARTMENT shall
6 adopt and enforce rules which TO establish standards for approved public and
7 private treatment facilities which THAT must be met for a treatment facility
8 to be approved. The ~~division~~ DEPARTMENT periodically shall inspect approved
9 facilities at reasonable times and in a reasonable manner. Each approved
10 public and private treatment facility shall file with the ~~division~~ DEPARTMENT
11 on request ~~data, statistics, schedules or information~~ the ~~division~~ reasonably
12 DEPARTMENT requires PURSUANT TO RULE. THE DEPARTMENT SHALL REMOVE FROM THE
13 LIST OF APPROVED TREATMENT FACILITIES an approved facility that without good
14 cause fails to furnish ~~any data, statistics, schedules or information~~ as
15 requested or that files fraudulent returns thereof ~~shall be removed from the~~
16 ~~list of approved treatment facilities~~ INFORMATION.

17 B. The ~~division~~ DEPARTMENT in compliance with subsection A shall adopt
18 and may amend or repeal rules for the acceptance of persons into a treatment
19 program, in light of the available treatment resources and facilities, with
20 a view to the early and effective provision of evaluation and treatment for
21 alcoholics and intoxicated persons. In establishing the rules, the ~~division~~
22 DEPARTMENT shall be guided by the following standards:

23 1. An intoxicated person or person incapacitated by alcohol, who
24 voluntarily seeks treatment or who is transported to an approved facility by
25 a peace officer or other person, shall be initially brought to and evaluated
26 at a local alcoholism reception center.

27 2. A person shall receive an initial evaluation.

28 3. A patient shall be initially assigned or transferred to outpatient
29 treatment or intermediate treatment, unless he THE PERSON is found to require
30 inpatient treatment.

31 4. A person shall not be denied treatment solely because he THE PERSON
32 has withdrawn from treatment against medical advice on a prior occasion or
33 because he THE PERSON has relapsed after earlier treatment.

34 5. An individualized treatment plan shall be prepared and maintained
35 on a current basis for each patient.

36 6. Provision shall be made for a continuum of coordinated treatment
37 services, so that a person who leaves the facility or another form of
38 treatment will have available and utilize USE other appropriate treatment.

39 C. The ~~division~~ DEPARTMENT shall:

40 1. Enlist the assistance of all public and private agencies,
41 organizations and individuals engaged in the prevention of alcoholism and
42 treatment of alcoholics and intoxicated persons at approved public and
43 private facilities.

1 2. Cooperate with the state department of corrections in establishing
2 and conducting programs to provide treatment for alcoholics in penal
3 institutions and alcoholics on parole or community supervision from penal
4 institutions at approved public and private facilities.

5 3. Cooperate with the department of education, schools, police
6 departments, courts and other public and private agencies, organizations and
7 individuals in establishing programs for the prevention of alcoholism and
8 treatment of alcoholics and intoxicated persons and in preparing curriculum
9 materials thereon for use at all levels of school education.

10 4. Specify a uniform method for keeping statistical information by
11 approved public and private treatment facilities and collect and make
12 available relevant statistical information including the number of persons
13 treated, frequency of admission, and readmission and frequency and duration
14 of treatment.

15 5. Cooperate with the department of transportation in establishing and
16 conducting programs designed to deal with the problem of persons operating
17 motor vehicles while intoxicated.

18 6. Prepare an annual report on drug abuse treatment programs in this
19 state that receive funds from the division DEPARTMENT to be submitted by
20 January 1 of each year to the governor, the president of the senate and the
21 speaker of the house of representatives and to be made available to the
22 general public through the Arizona drug and gang prevention resource
23 center. The report shall include:

24 (a) The name and location of each program.

25 (b) The amount and sources of funding for each program.

26 (c) The number of clients who received services during the preceding
27 fiscal year.

28 (d) A description of the demographic characteristics of the client
29 population served by each program including age groups, gender, and
30 ethnicity.

31 (e) A description of client problems addressed by the programs
32 including the types of substances abused.

33 (f) A summary of the numbers and types of services available and
34 provided during the preceding fiscal year.

35 (g) An evaluation of the results achieved by the programs.

APPROVED BY THE GOVERNOR MARCH 22, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 23, 2001.

Passed the House March 15, 20 01,

by the following vote: 47 Ayes,

6 Nays, 7 Not Voting

Jake Flake

Speaker of the House
Pro Tempore

Norman L. Moore

Chief Clerk of the House

Passed the Senate January 24, 20 01,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Robert Ant

President of the Senate

Charmin Bellington

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

19 day of March, 2001,

at 10:00 o'clock A M.

Sandra Ramirez
Secretary to the Governor

Approved this 22 day of

March, 2001,

at 2:35 o'clock P M.

Jane Dee Hull
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 23rd day of March, 2001,

at 1:25 o'clock PM M.

Gregory Bayless
Secretary of State

S.B. 1064