

Conference Engrossed

State of Arizona
House of Representatives
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 269

HOUSE BILL 2359

AN ACT

AMENDING TITLE 36, CHAPTER 4, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-423; RELATING TO HEALTH CARE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 36, chapter 4, article 2, Arizona Revised Statutes,
3 is amended by adding section 36-423, to read:

4 36-423. Hemodialysis technicians; minimum requirements;
5 definition

6 A. EXCEPT AS PROVIDED IN SUBSECTION B, BEGINNING ON APRIL 1, 2003, A
7 FACILITY THAT PROVIDES HEMODIALYSIS TREATMENT SHALL ONLY USE A HEMODIALYSIS
8 TECHNICIAN WHO IS CERTIFIED BY A NATIONAL ORGANIZATION THAT CERTIFIES
9 HEMODIALYSIS TECHNICIANS.

10 B. BEGINNING ON APRIL 1, 2003, AN EMPLOYEE WHO PROVIDES HEMODIALYSIS
11 TREATMENT AND WHO IS NOT CERTIFIED PURSUANT TO SUBSECTION A IS A HEMODIALYSIS
12 TECHNICIAN TRAINEE. A HEMODIALYSIS TECHNICIAN TRAINEE MAY PROVIDE
13 HEMODIALYSIS TREATMENT IN ANY FACILITY UNLESS THE TRAINEE FAILS TO PASS THE
14 NATIONAL CERTIFICATION EXAMINATION WITHIN TWO YEARS AFTER EMPLOYMENT. THE
15 DEPARTMENT OF HEALTH SERVICES SHALL ESTABLISH BY RULE APPROPRIATE CLINICAL
16 PRACTICE RESTRICTIONS FOR HEMODIALYSIS TECHNICIAN TRAINEES. AN EMPLOYEE WHO
17 IS EMPLOYED TO PROVIDE HEMODIALYSIS TREATMENT BEFORE APRIL 1, 2003 MUST MEET
18 THE REQUIREMENTS OF THIS SECTION ON OR BEFORE APRIL 1, 2006.

19 C. A FACILITY THAT PROVIDES HEMODIALYSIS TREATMENT MUST MAINTAIN THE
20 VERIFICATION OF CERTIFICATION IN THE HEMODIALYSIS TECHNICIAN'S PERSONNEL
21 FILE.

22 D. FOR THE PURPOSES OF THIS SECTION, "HEMODIALYSIS TECHNICIAN" MEANS
23 A PERSON WHO, UNDER THE DIRECT SUPERVISION OF A PHYSICIAN LICENSED PURSUANT
24 TO TITLE 32, CHAPTER 13 OR 17, OR A REGISTERED NURSE LICENSED PURSUANT TO
25 TITLE 32, CHAPTER 15, PROVIDES ASSISTANCE IN THE TREATMENT OF PATIENTS WHO
26 RECEIVE DIALYSIS TREATMENT FOR END STAGE RENAL DISEASE.

27 Sec. 2. Exemption from rule making

28 A. On or before March 31, 2003, the department of health services
29 shall adopt rules for appropriate clinical practice restrictions for
30 hemodialysis technician trainees after providing the public with an
31 opportunity to comment on the proposed rules.

32 B. For the purposes of this act, the department of health services is
33 exempt from the rule making requirements of title 41, chapter 6, Arizona
34 Revised Statutes, for one year after the effective date of this act.

~~APPROVED BY THE GOVERNOR MAY 21, 2002.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 22, 2002.~~

Passed the House March 18, 2002,

Passed the Senate April 10, 2002,

by the following vote: 54 Ayes,

by the following vote: 27 Ayes,

0 Nays, 6 Not Voting

2 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

 day of , 20 ,

at o'clock M.

Secretary to the Governor

Approved this day of

 , 20 ,

at o'clock M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this day of , 20 ,

at o'clock M.

Secretary of State

H.B. 2359

HOUSE FINAL PASSAGE
as per Joint Conference

Passed the House May 15, 2002,

by the following vote: 57 Ayes,
0 Nays, 3 Not Voting


Speaker of the House

Norman L. Moore
Chief Clerk of the House

SENATE FINAL PASSAGE
as per Joint Conference

Passed the Senate May 16, 2002,

by the following vote: 25 Ayes,
2 Nays, 3 Not Voting


President of the Senate

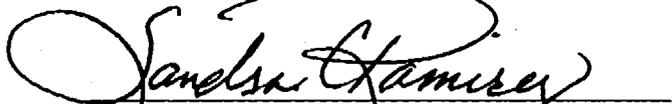
Cherrin Billington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 17 day of May, 2002,

at 8:45 o'clock A M.


Secretary to the Governor

Approved this 21st day of
May, 2002,

at 12:40 o'clock P M.

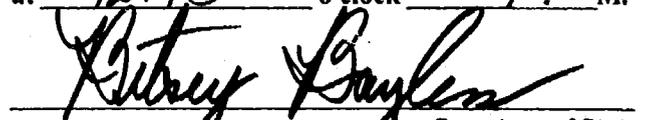

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 22 day of May, 2002,

at 12:13 o'clock P M.


Secretary of State

H.B. 2359