

House Engrossed

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Fiftieth Legislature  
First Regular Session  
2011

CHAPTER 266

# HOUSE BILL 2478

AN ACT

AMENDING SECTION 8-245, ARIZONA REVISED STATUTES; AMENDING TITLE 31, CHAPTER 1, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 31-165; AMENDING SECTION 36-717, ARIZONA REVISED STATUTES; RELATING TO COUNTY REVENUES AND EXPENDITURES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 8-245, Arizona Revised Statutes, is amended to  
3 read:

4 8-245. Physical and mental care

5 A. When a child under the jurisdiction of the juvenile court appears  
6 to be in need of medical or surgical care, the juvenile court may order the  
7 parent, guardian or custodian to provide treatment for the child in a  
8 hospital or otherwise. If the parent, guardian or custodian fails to provide  
9 the care as ordered, the juvenile court may enter an order therefor, and the  
10 expense, when approved by the juvenile court, shall be a county charge. The  
11 juvenile court may adjudge that the person required by law to support the  
12 child pay part or all of the expenses of treatment in accordance with  
13 ~~provisions of section 8-243.~~

14 B. A COUNTY WITH A POPULATION OF MORE THAN ONE MILLION PERSONS SHALL  
15 PAY CLAIMS APPROVED BY THE COUNTY FROM A FACILITY OR PROVIDER FOR MEDICAL OR  
16 SURGICAL CARE TO A CHILD THAT IS A COUNTY CHARGE PURSUANT TO SUBSECTION A OF  
17 THIS SECTION, UNLESS OTHERWISE PROVIDED BY AN INTERGOVERNMENTAL AGREEMENT, AS  
18 FOLLOWS:

19 1. FOR INPATIENT AND OUTPATIENT HOSPITAL SERVICES, THE COUNTY SHALL  
20 REIMBURSE AT A LEVEL THAT DOES NOT EXCEED THE REIMBURSEMENT METHODOLOGY  
21 ESTABLISHED PURSUANT TO SECTION 36-2903.01, SUBSECTION H.

22 2. FOR HEALTH AND MEDICAL SERVICES, THE COUNTY SHALL REIMBURSE AT A  
23 LEVEL THAT DOES NOT EXCEED THE CAPPED FEE-FOR-SERVICE SCHEDULE THAT IS  
24 ADOPTED BY THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM ADMINISTRATION  
25 PURSUANT TO TITLE 36, CHAPTER 29, ARTICLE 1 AND THAT IS IN EFFECT AT THE TIME  
26 THE SERVICES ARE DELIVERED.

27 Sec. 2. Title 31, chapter 1, article 4, Arizona Revised Statutes, is  
28 amended by adding section 31-165, to read:

29 31-165. Inmate medical services; rate structure

30 IF AN INMATE IN A COUNTY JAIL IN A COUNTY WITH A POPULATION OF MORE  
31 THAN ONE MILLION PERSONS OR A PERSON WHO, BUT FOR THE CIRCUMSTANCES, WOULD  
32 OTHERWISE BE TREATED IN THE COUNTY JAIL REQUIRES HEALTH CARE SERVICES THAT  
33 THE COUNTY JAIL CANNOT PROVIDE, THE COUNTY SHALL PAY CLAIMS APPROVED BY THE  
34 COUNTY FROM A FACILITY OR PROVIDER THAT PROVIDES THESE SERVICES, UNLESS  
35 OTHERWISE PROVIDED BY AN INTERGOVERNMENTAL AGREEMENT, AS FOLLOWS:

36 1. FOR INPATIENT AND OUTPATIENT HOSPITAL SERVICES, THE COUNTY SHALL  
37 REIMBURSE AT A LEVEL THAT DOES NOT EXCEED THE REIMBURSEMENT METHODOLOGY  
38 ESTABLISHED PURSUANT TO SECTION 36-2903.01, SUBSECTION H.

39 2. FOR HEALTH AND MEDICAL SERVICES, THE COUNTY SHALL REIMBURSE AT A  
40 LEVEL THAT DOES NOT EXCEED THE CAPPED FEE-FOR-SERVICE SCHEDULE THAT IS  
41 ADOPTED BY THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM ADMINISTRATION  
42 PURSUANT TO TITLE 36, CHAPTER 29, ARTICLE 1 AND THAT IS IN EFFECT AT THE TIME  
43 THE SERVICES ARE DELIVERED.

1           Sec. 3. Section 36-717, Arizona Revised Statutes, is amended to read:  
2           36-717. Responsibility for care or treatment by counties

3           A. The local board of health, through the board of supervisors of the  
4 county, shall be responsible for providing or arranging for the provision of  
5 medical care and treatment of persons in the county infected with  
6 tuberculosis.

7           B. A COUNTY WITH A POPULATION OF MORE THAN ONE MILLION PERSONS SHALL  
8 PAY CLAIMS APPROVED BY THE COUNTY FROM A FACILITY OR PROVIDER FOR MEDICAL  
9 CARE OR TREATMENT THAT ARE A COUNTY CHARGE PURSUANT TO SUBSECTION A OF THIS  
10 SECTION, UNLESS OTHERWISE PROVIDED BY AN INTERGOVERNMENTAL AGREEMENT, AS  
11 FOLLOWS:

12           1. FOR INPATIENT AND OUTPATIENT HOSPITAL SERVICES, THE COUNTY SHALL  
13 REIMBURSE AT A LEVEL THAT DOES NOT EXCEED THE REIMBURSEMENT METHODOLOGY  
14 ESTABLISHED PURSUANT TO SECTION 36-2903.01, SUBSECTION H.

15           2. FOR HEALTH AND MEDICAL SERVICES, THE COUNTY SHALL REIMBURSE AT A  
16 LEVEL THAT DOES NOT EXCEED THE CAPPED FEE-FOR-SERVICE SCHEDULE THAT IS  
17 ADOPTED BY THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM ADMINISTRATION  
18 PURSUANT TO CHAPTER 29, ARTICLE 1 OF THIS TITLE AND THAT IS IN EFFECT AT THE  
19 TIME THE SERVICES ARE DELIVERED.

APPROVED BY THE GOVERNOR APRIL 26, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 26, 2011.

Passed the House February 14, 20 11

Passed the Senate April 19, 20 11

by the following vote: 60 Ayes,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

0 Nays, 0 Not Voting

[Signature]  
Speaker of the House

[Signature]  
President of the Senate

Cheryl Laube  
Chief Clerk of the House

Charmine Bellinger  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

20 day of April, 20 11

at 8:30 o'clock A. M.

[Signature]  
Secretary to the Governor

Approved this 26<sup>th</sup> day of

April

at 12:30 o'clock P. M.

[Signature]  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 26<sup>th</sup> day of April, 20 11

at 4:57 o'clock P. M.

[Signature]  
Secretary of State

H.B. 2478