

State of Arizona
House of Representatives
Fifty-second Legislature
Second Regular Session
2016

House Engrossed
FILED
MICHELE REAGAN
SECRETARY OF STATE

CHAPTER 37

HOUSE BILL 2144

AN ACT

AMENDING SECTION 20-448.02, ARIZONA REVISED STATUTES; RELATING TO GENETIC TESTING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 20-448.02, Arizona Revised Statutes, is amended to
3 read:

4 20-448.02. Genetic testing; informed consent; definitions

5 A. Except as otherwise specifically authorized or required by this
6 state or by federal law, a person shall not ORDER OR require the performance
7 of ~~or perform~~ a genetic test without first receiving the specific written
8 informed consent of the subject of the test who has the capacity to consent
9 or, if the person subject to the test lacks the capacity to consent, of a
10 person authorized pursuant to law to consent for that person. Written
11 consent shall be in a form ~~as~~ prescribed by the director. The results of a
12 genetic test performed ~~pursuant to this subsection~~ are privileged and
13 confidential and may not be released to any party without the expressed
14 EXPRESS consent of the subject of the test OR THE PERSON AUTHORIZED PURSUANT
15 TO LAW TO CONSENT FOR THAT PERSON.

16 B. ~~As used in~~ FOR THE PURPOSES OF this section:

17 1. "Gene products" means gene fragments, nucleic acids or proteins
18 derived from deoxyribonucleic acids that would be a reflection of or indicate
19 DNA sequence information.

20 2. "Genetic test" means an analysis of an individual's DNA, gene
21 products or chromosomes that indicates a propensity for or susceptibility to
22 illness, disease, impairment or other disorders, whether physical or mental,
23 or that demonstrates genetic or chromosomal damage due to environmental
24 factors, or carrier status for A disease or disorder.

APPROVED BY THE GOVERNOR MARCH 17, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 18, 2016.

Passed the House February 4, 2016

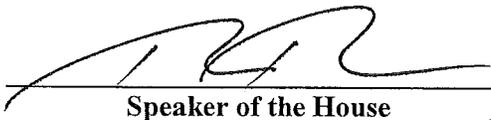
Passed the Senate March 15, 2016

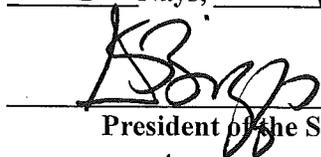
by the following vote: 56 Ayes,

by the following vote: 29 Ayes,

0 Nays, 4 Not Voting

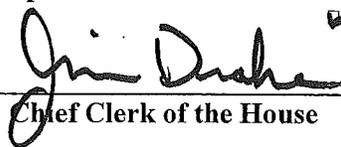
0 Nays, 1 Not Voting

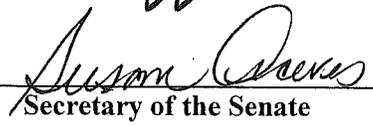




Speaker of the House

President of the Senate


Chief Clerk of the House

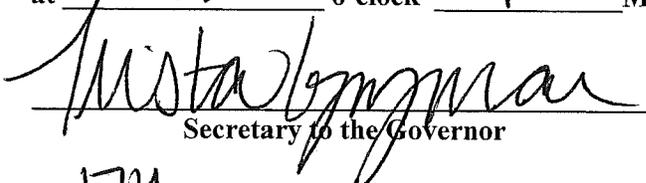

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

10th day of March, 2016

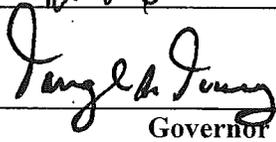
at 4:02 o'clock P. M.


Secretary to the Governor

Approved this 17th day of

March

at 12:26 o'clock P. M.

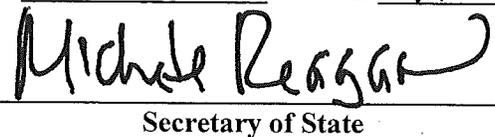

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 18 day of March, 2016

at 9:09 o'clock A. M.


Secretary of State

H.B. 2144