

Senate Engrossed

FILED

MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
Senate
Fifty-third Legislature
First Regular Session
2017

CHAPTER 71

SENATE BILL 1325

AN ACT

AMENDING TITLE 36, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 36-417; 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 1, Arizona Revised
3 Statutes, is amended by adding section 36-417, to read:

4 36-417. Use of compliance surveys; advertisement;
5 requirements

6 A. THE RESULTS OF A DEPARTMENT STATE COMPLIANCE SURVEY OF A NURSING
7 CARE INSTITUTION, ASSISTED LIVING CENTER OR ASSISTED LIVING HOME OR A
8 FEDERAL CERTIFICATION SURVEY OF A SKILLED NURSING FACILITY MAY NOT BE USED
9 IN AN ADVERTISEMENT, UNLESS THE ADVERTISEMENT INCLUDES ALL OF THE
10 FOLLOWING:

11 1. THE DATE THE SURVEY WAS CONDUCTED.

12 2. A STATEMENT THAT THE DEPARTMENT CONDUCTS A SURVEY OF ALL
13 LICENSED LONG-TERM CARE FACILITIES AND ASSISTED LIVING FACILITIES AT LEAST
14 ONCE EVERY FIFTEEN MONTHS.

15 3. IF A FINDING OR DEFICIENCY CITED IN THE STATEMENT OF
16 DEFICIENCIES HAS BEEN SUBSTANTIALLY CORRECTED, A STATEMENT THAT THE
17 FINDING OR DEFICIENCY HAS BEEN SUBSTANTIALLY CORRECTED AND THE DATE THE
18 FINDING OR DEFICIENCY WAS SUBSTANTIALLY CORRECTED.

19 4. THE NUMBER OF FINDINGS AND DEFICIENCIES CITED IN THE STATEMENT
20 OF DEFICIENCIES ON THE BASIS OF THE SURVEY.

21 5. THE AVERAGE NUMBER OF FINDINGS AND DEFICIENCIES CITED IN A
22 STATEMENT OF DEFICIENCIES FOR A NURSING CARE INSTITUTION OR ASSISTED
23 LIVING CENTER OR ASSISTED LIVING HOME DURING THE SAME CALENDAR YEAR AS THE
24 SURVEY USED IN THE ADVERTISEMENT.

25 6. A STATEMENT THAT THE ADVERTISEMENT IS NEITHER AUTHORIZED NOR
26 ENDORSED BY THE DEPARTMENT OR ANY OTHER GOVERNMENT AGENCY.

27 B. THIS SECTION DOES NOT PROHIBIT THE RESULTS OF A SURVEY, A
28 STATEMENT OF DEFICIENCIES OR THE FINDINGS AND DEFICIENCIES CITED IN THAT
29 STATEMENT ON THE BASIS OF THE SURVEY UNDER THIS SECTION FROM BEING USED IN
30 A CRIMINAL INVESTIGATION OR PROSECUTION.

APPROVED BY THE GOVERNOR MARCH 24, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 24, 2017.

Passed the House March 20, 20 17,

Passed the Senate February 13, 20 17,

by the following vote: 57 Ayes,

by the following vote: 30 Ayes,

0 Nays, 3 Not Voting

0 Nays, 0 Not Voting

Th. R. Egan
Speaker of the House
Pro Tempore

Dresko
President of the Senate
Pro Tempore

Jim Drake
Chief Clerk of the House

Susan Alvarez
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

21st day of March, 20 17,

at 1:50 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 24th day of

March, 20 17,

at 3:20 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 24 day of March, 20 17,

at 5:05 o'clock P M.

[Signature]
Secretary of State

S.B. 1325