STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

April 11, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on April 11th, 2019:

H.B. 2008 duty to report; supervisor; administrator (Kavanagh)
H.B. 2053 competency evaluations; reports (J. Allen)
H.B. 2092 health care directives; definitions (Grantham)
H.B. 2107 municipalities; parking; public vehicles (Grantham)
H.B. 2137 workers' compensation; excess insurance policies (Biasiucci)
H.B. 2166 insurance; cost-sharing; calculation (Barto)
H.B. 2229 cable licensing; video service providers (J. Allen)
H.B. 2272 G&F; resident; definition (Dunn)
H.B. 2487 state veterans' homes (Lawrence)
H.B. 2695 funds; repeal (Udall)
H.B. 2721 town elected officials; term limits (Lawrence)
S.B. 1077 emergency medical services council; continuation (Brophy-McGee)
S.B. 1142 trust land fund monies; distributions (D. Farnsworth)
S.B. 1170 nonprescription drug permits; repeal (Carter)
S.B. 1184 schools; economics; personal financial management (S. Allen)
S.B. 1256 school districts: procurement practices; auditors (Gray)
S.B. 1346 school; assessments; instruction; reporting (S. Allen)

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary

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Chief Clerk of the House of Representatives
Arizona News Service

House Engrossed

FILED
KATIE HOBBS
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 72
HOUSE BILL 2092

AN ACT

AMENDING SECTION 36-3201, ARIZONA REVISED STATUTES; RELATING TO HEALTH CARE DIRECTIVES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 36-3201, Arizona Revised Statutes, is amended to read:

36-3201. Definitions

In this chapter, unless the context otherwise requires:

1. "Agent" means an adult who has the authority to make health care treatment decisions for another person, referred to as the principal, pursuant to a health care power of attorney.

2. "Artificially administered" means providing food or fluid through a medically invasive procedure.

3. "Attending physician" means a physician who has the primary responsibility for a principal's health care.

4. "Comfort care" means treatment given in an attempt to protect and enhance the quality of life without artificially prolonging that life.

5. "Health care directive" means a document drafted in substantial compliance with this chapter, including a mental health care power of attorney, to deal with a person's future health care decisions.

6. "Health care power of attorney" means a written designation of an agent to make health care decisions that meets the requirements of section 36-3221 and that comes into effect and is durable as provided in section 36-3223, subsection A.

7. "Health care provider" means a natural person who is licensed under title 32, chapter 11, 13, 15, 17 or 25, a hospice as defined in section 36-401 that is licensed under chapter 4 of this title or an organization that is licensed under this title, that renders health care designed to prevent, diagnose or treat illness or injury and that employs persons licensed under title 32, chapter 11, 13, 15, 17 or 25.

8. "Inpatient psychiatric facility" means a hospital that contains an organized psychiatric services unit or a special hospital that is licensed to provide psychiatric services.

9. "Interested person" means the patient, a person listed under section 36-3231, subsection A, a health care provider directly involved in the patient's medical care or an employee of a health care provider.

10. "Living will" means a statement written either by a person who has not written a health care power of attorney or by the principal as an attachment to a health care power of attorney and intended to guide or control the health care treatment decisions that can be made on that person's behalf.

11. "Mental health care power of attorney" means a written designation of an agency to make mental health care decisions that meets the requirements of section 36-3281.

12. "Physician" means a doctor of medicine licensed pursuant to title 32, chapter 13 or doctor of ~~osteopathy~~ OSTEOPATHIC MEDICINE licensed pursuant to title 32, chapter 17.

13. "Principal" means a person who is the subject of a health care power of attorney.

14. "Surrogate" means a person authorized to make health care decisions for a patient by a power of attorney, a court order or the provisions of section 36-3231.

APPROVED BY THE GOVERNOR APRIL 11, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2019.

Passed the House February 25, 2019

by the following vote: 60 Ayes,

0 Nays, 0 Not Voting

Speaker of the House

☐ Pro Tempore

Chief Clerk of the House

Passed the Senate April 4, 2019

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

President of the Senate

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

8 day of April, 2019

at 3:29 o'clock P M.

Secretary to the Governor

Approved this 11th day of

April 2019

at 10:06 o'clock A M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 11 day of April, 2019

at 4:55 o'clock P. M.

Secretary of State

H.B. 2092