

State of Arizona
Senate
Fifty-second Legislature
First Regular Session
2015

SENATE BILL 1404

AN ACT

AMENDING SECTION 36-3209, ARIZONA REVISED STATUTES; RELATING TO HEALTH CARE DIRECTIVES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 36-3209, Arizona Revised Statutes, is amended to
3 read:

4 36-3209. Health care directives; conflicts

5 A. If there are conflicts among the provisions of valid health care
6 directives, the most recent directive is deemed to represent the wishes of
7 the patient.

8 B. NOTWITHSTANDING ANY OTHER LAW, IF THERE IS A CONFLICT BETWEEN A
9 PROVISION OF A VALID HEALTH CARE DIRECTIVE, THE DECISION OF A PATIENT'S AGENT
10 PURSUANT TO A VALID HEALTH CARE POWER OF ATTORNEY OR THE DECISION OF A
11 SURROGATE DECISION MAKER PURSUANT TO SECTION 36-3231 AND A HEALTH CARE
12 PROVIDER'S ORDER, INCLUDING AN ORDER REGARDING LIFE-SUSTAINING TREATMENT OR A
13 SIMILAR DOCUMENT, THE HEALTH CARE DIRECTIVE, THE DECISION OF THE PATIENT'S
14 AGENT OR THE DECISION OF THE SURROGATE DECISION MAKER IS PRESUMED TO
15 REPRESENT THE DECISION OF THE PATIENT.