

REFERENCE TITLE: **sexual orientation; conversion therapy; prohibition.**

State of Arizona
Senate
Fifty-fourth Legislature
First Regular Session
2019

SB 1047

Introduced by
Senators Bowie: Brophy McGee, Carter; Representative Hernandez D

AN ACT

**AMENDING TITLE 32, CHAPTER 32, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 32-3226; RELATING TO HEALTH PROFESSIONALS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 32, chapter 32, article 1, Arizona Revised
3 Statutes, is amended by adding section 32-3226, to read:

4 32-3226. Conversion therapy: unprofessional conduct:
5 definitions

6 A. IT IS AN ACT OF UNPROFESSIONAL CONDUCT FOR A PSYCHOTHERAPIST TO
7 PROVIDE ANY CONVERSION THERAPY TO A PERSON WHO IS UNDER EIGHTEEN YEARS OF
8 AGE REGARDLESS OF THE WILLINGNESS OF THE PERSON OR THE PERSON'S PARENT OR
9 LEGAL GUARDIAN TO AUTHORIZE THE CONVERSION THERAPY. THE PSYCHOTHERAPIST
10 IS SUBJECT TO DISCIPLINARY ACTION BY THE APPROPRIATE HEALTH PROFESSION
11 REGULATORY BOARD FOR A VIOLATION OF THIS SUBSECTION.

12 B. FOR THE PURPOSES OF THIS SECTION:

13 1. "CONVERSION THERAPY":

14 (a) MEANS ANY PRACTICE OR TREATMENT THAT SEEKS TO CHANGE THE SEXUAL
15 ORIENTATION OR GENDER IDENTITY OF A PERSON, INCLUDING A PRACTICE OR
16 TREATMENT THAT SEEKS TO CHANGE BEHAVIORS OR GENDER EXPRESSIONS OR TO
17 ELIMINATE OR REDUCE SEXUAL OR ROMANTIC ATTRACTIONS OR FEELINGS TOWARD
18 PERSONS OF THE SAME GENDER.

19 (b) DOES NOT INCLUDE A PRACTICE OR TREATMENT THAT EITHER:

20 (i) PROVIDES ASSISTANCE TO A PERSON WHO IS UNDERGOING GENDER
21 TRANSITION.

22 (ii) PROVIDES ACCEPTANCE OF AND SUPPORT AND UNDERSTANDING TO A
23 PERSON OR FACILITATES A PERSON'S ABILITY TO COPE OR PROVIDES SOCIAL
24 SUPPORT AND IDENTITY EXPLORATION AND DEVELOPMENT, INCLUDING AN
25 INTERVENTION TO PREVENT OR ADDRESS UNLAWFUL CONDUCT OR UNSAFE SEXUAL
26 PRACTICES THAT IS NEUTRAL AS TO AND DOES NOT SEEK TO CHANGE THE SEXUAL
27 ORIENTATION OR GENDER IDENTITY OF THE PERSON RECEIVING THE INTERVENTION.

28 2. "PSYCHOTHERAPIST" MEANS ANY OF THE FOLLOWING:

29 (a) A PHYSICIAN WHO IS LICENSED PURSUANT TO CHAPTER 13 OF THIS
30 TITLE AND WHO SPECIALIZES IN THE PRACTICE OF PSYCHIATRY.

31 (b) A HOMEOPATHIC PHYSICIAN WHO IS LICENSED PURSUANT TO CHAPTER 29
32 OF THIS TITLE.

33 (c) A PSYCHOLOGIST WHO IS LICENSED PURSUANT TO CHAPTER 19.1 OF THIS
34 TITLE.

35 (d) A BEHAVIORAL HEALTH PROFESSIONAL WHO IS LICENSED PURSUANT TO
36 CHAPTER 33 OF THIS TITLE.