

Senate Engrossed House Bill

medical assistants; training requirements

State of Arizona
House of Representatives
Fifty-fifth Legislature
First Regular Session
2021

CHAPTER 259

HOUSE BILL 2266

AN ACT

AMENDING SECTIONS 32-1456, 32-1559, 32-1803 AND 32-1853.01, ARIZONA
REVISED STATUTES; RELATING TO THE ARIZONA MEDICAL BOARD.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 32-1456, Arizona Revised Statutes, is amended to
3 read:

4 32-1456. Medical assistants; allowable tasks; training; use
5 of title; violation; classification

6 A. A medical assistant may perform the following medical procedures
7 under the direct supervision of a doctor of medicine, physician assistant
8 or nurse practitioner:

- 9 1. Take body fluid specimens.
- 10 2. Administer injections.

11 B. The board by rule may prescribe other medical procedures ~~which~~
12 ~~THAT~~ a medical assistant may perform under the direct supervision of a
13 doctor of medicine, physician assistant or nurse practitioner on a
14 determination by the board that the procedures may be competently
15 performed by a medical assistant.

16 C. Without the direct supervision of a doctor of medicine,
17 physician assistant or nurse practitioner, a medical assistant may ~~perform~~
18 ~~DO~~ the following tasks:

- 19 1. ~~PERFORM~~ billing and coding.
- 20 2. ~~Verifying~~ ~~VERIFY~~ insurance.
- 21 3. ~~Making~~ ~~MAKE~~ patient appointments.
- 22 4. ~~PERFORM~~ scheduling.
- 23 5. ~~Recording~~ ~~RECORD~~ a doctor's findings in patient charts and
24 ~~transcribing~~ ~~TRANSCRIBE~~ materials in patient charts and records.
- 25 6. ~~Performing~~ ~~PERFORM~~ visual acuity screening as part of a routine
26 physical.
- 27 7. ~~Taking~~ ~~TAKE~~ and ~~recording~~ ~~RECORD~~ patient vital signs and medical
28 history on medical records.

29 D. The board by rule shall prescribe medical assistant training
30 requirements. ~~THE TRAINING REQUIREMENTS FOR A MEDICAL ASSISTANT MAY BE~~
31 ~~SATISFIED THROUGH A TRAINING PROGRAM THAT MEETS ALL OF THE FOLLOWING:~~

- 32 1. ~~IS DESIGNED AND OFFERED BY A PHYSICIAN.~~
- 33 2. ~~MEETS OR EXCEEDS ANY OF THE APPROVED TRAINING PROGRAM~~
34 ~~REQUIREMENTS SPECIFIED IN RULE.~~
- 35 3. ~~VERIFIES THE ENTRY-LEVEL COMPETENCIES OF A MEDICAL ASSISTANT AS~~
36 ~~PRESCRIBED BY RULE.~~
- 37 4. ~~PROVIDES WRITTEN VERIFICATION TO THE INDIVIDUAL OF SUCCESSFUL~~
38 ~~COMPLETION OF THE TRAINING PROGRAM.~~

39 E. A person who uses the title medical assistant or a related
40 abbreviation is guilty of a class 3 misdemeanor unless that person is
41 working as a medical assistant under the direct supervision of a doctor of
42 medicine, physician assistant or nurse practitioner ~~OR POSSESSES WRITTEN~~
43 ~~VERIFICATION OF SUCCESSFUL COMPLETION OF A TRAINING PROGRAM PROVIDED~~
44 ~~PURSUANT TO SUBSECTION D OF THIS SECTION.~~

1 Sec. 2. Section 32-1559, Arizona Revised Statutes, is amended to
2 read:

3 32-1559. Naturopathic medical assistants; certification;
4 supervision; duties; training; use of title

5 A. A person who wishes to be certified as a naturopathic medical
6 assistant shall submit an application as prescribed in section 32-1524.

7 B. A certified naturopathic medical assistant may assist a doctor
8 of naturopathic medicine who is licensed under this chapter.

9 C. The board by rule may prescribe naturopathic medical treatment
10 procedures that a naturopathic medical assistant certified under this
11 section may perform under the direct supervision of a doctor of
12 naturopathic medicine who is licensed under this chapter if the board
13 determines that these procedures:

14 1. May be competently performed by the assistant.

15 2. Do not exceed the procedures that the supervising doctor of
16 naturopathic medicine has been licensed by this state to perform.

17 D. THE BOARD BY RULE SHALL PRESCRIBE NATUROPATHIC MEDICAL ASSISTANT
18 TRAINING REQUIREMENTS. THE TRAINING REQUIREMENTS FOR A NATUROPATHIC
19 MEDICAL ASSISTANT MAY BE SATISFIED THROUGH A TRAINING PROGRAM THAT MEETS
20 ALL OF THE FOLLOWING:

21 1. IS DESIGNED AND OFFERED BY A PHYSICIAN.

22 2. MEETS OR EXCEEDS ANY OF THE APPROVED TRAINING PROGRAM
23 REQUIREMENTS SPECIFIED IN RULE.

24 3. VERIFIES THE ENTRY-LEVEL COMPETENCIES OF A NATUROPATHIC MEDICAL
25 ASSISTANT AS PRESCRIBED BY RULE.

26 4. PROVIDES WRITTEN VERIFICATION TO THE INDIVIDUAL OF SUCCESSFUL
27 COMPLETION OF THE PROGRAM.

28 ~~D.~~ E. A naturopathic medical assistant may ~~do~~ PERFORM clerical
29 tasks without direct supervision if the tasks do not involve ~~the treatment~~
30 ~~of~~ TREATING a person's condition or other procedures that are prohibited
31 under this chapter.

32 ~~E.~~ F. A person shall not use the title "medical assistant" or a
33 related abbreviation unless that person is working as a naturopathic
34 medical assistant pursuant to this section OR POSSESSES WRITTEN
35 VERIFICATION OF SUCCESSFUL COMPLETION OF A TRAINING PROGRAM PROVIDED
36 PURSUANT TO SUBSECTION D OF THIS SECTION.

37 Sec. 3. Section 32-1803, Arizona Revised Statutes, is amended to
38 read:

39 32-1803. Powers and duties

40 A. The board shall:

41 1. Protect the public from unlawful, incompetent, unqualified,
42 impaired and unprofessional practitioners of osteopathic medicine.

43 2. Issue licenses, conduct hearings, place physicians on probation,
44 revoke or suspend licenses, enter into stipulated orders, issue letters of
45 concern or decrees of censure and administer and enforce this chapter.

1 3. Maintain a record of its acts and proceedings, including the
2 issuance, denial, renewal, suspension or revocation of licenses to
3 practice according to this chapter. The board shall delete records of
4 complaints only as follows:

5 (a) If the board dismisses a complaint, the board shall delete the
6 public record of the complaint five years after it dismissed the
7 complaint.

8 (b) If the board has issued a letter of concern but has taken no
9 further action on the complaint, the board shall delete the public record
10 of the complaint five years after it issued the letter of concern.

11 (c) If the board has required additional continuing medical
12 education pursuant to section 32-1855 but has not taken further action,
13 the board shall delete the public record of the complaint five years after
14 the person satisfies this requirement.

15 4. Maintain a public directory of all osteopathic physicians and
16 surgeons who are or were licensed pursuant to this chapter that includes:

17 (a) The name of the physician.

18 (b) The physician's current or last known address of record.

19 (c) The date and number of the license issued to the physician
20 pursuant to this chapter.

21 (d) The date the license is scheduled to expire if not renewed or
22 the date the license expired or was revoked, suspended or canceled.

23 (e) Any disciplinary actions taken against the physician by the
24 board.

25 (f) Letters of concern, remedial continuing medical education
26 ordered and dismissals of complaints against the physician until deleted
27 from the public record pursuant to paragraph 3 of this subsection.

28 5. Adopt rules regarding the regulation, ~~and the~~ qualifications AND
29 TRAINING of medical assistants. THE TRAINING REQUIREMENTS FOR A MEDICAL
30 ASSISTANT MAY BE SATISFIED THROUGH A TRAINING PROGRAM THAT MEETS ALL OF
31 THE FOLLOWING:

32 (a) IS DESIGNED AND OFFERED BY A PHYSICIAN.

33 (b) MEETS OR EXCEEDS ANY OF THE APPROVED TRAINING PROGRAM
34 REQUIREMENTS SPECIFIED IN RULE.

35 (c) VERIFIES THE ENTRY-LEVEL COMPETENCIES OF A MEDICAL ASSISTANT AS
36 PRESCRIBED BY RULE.

37 (d) PROVIDES WRITTEN VERIFICATION TO THE INDIVIDUAL OF SUCCESSFUL
38 COMPLETION OF THE PROGRAM.

39 6. Discipline and rehabilitate osteopathic physicians.

40 7. Determine whether a prospective or current Arizona licensed
41 physician has the training or experience to demonstrate the physician's
42 ability to treat and manage opiate-dependent patients as a qualifying
43 physician pursuant to 21 United States Code section 823(g)(2)(G)(ii).

44 B. The public records of the board are open to inspection at all
45 times during office hours.

1 C. The board may:
2 1. Adopt rules necessary or proper to administer this chapter.
3 2. Appoint one of its members to the jurisdiction arbitration panel
4 pursuant to section 32-2907, subsection B.
5 3. Accept and spend federal monies and private grants, gifts,
6 contributions and devises. These monies do not revert to the state
7 general fund at the end of a fiscal year.
8 4. Develop and publish advisory opinions and standards governing
9 the profession.
10 D. The board shall adopt and use a seal, the imprint of which,
11 together with the signature of either the president, vice president or
12 executive director, is evidence of its official acts.
13 E. In conducting investigations pursuant to this chapter, the board
14 may receive and review confidential internal staff reports relating to
15 complaints and malpractice claims.
16 F. The board may make available to academic and research
17 organizations public records regarding statistical information on doctors
18 of osteopathic medicine and applicants for licensure.
19 Sec. 4. Section 32-1853.01, Arizona Revised Statutes, is amended to
20 read:
21 32-1853.01. Use of title by a medical assistant
22 It is unlawful for a person to use the title "medical assistant" or
23 a related abbreviation unless the person is working as a medical assistant
24 under the supervision of a doctor of osteopathic medicine pursuant to
25 rules adopted by the board OR POSSESSES WRITTEN VERIFICATION OF SUCCESSFUL
26 COMPLETION OF A TRAINING PROGRAM PROVIDED PURSUANT TO RULES ADOPTED BY THE
27 BOARD.

APPROVED BY THE GOVERNOR APRIL 20, 2021.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 20, 2021.