

Senate Engrossed House Bill
hospitalizations; family visitation

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HOUSE BILL 2633

AN ACT

AMENDING TITLE 36, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 36-407.02; 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 36-407.02, to read:

4 36-407.02. Hospitals; visitation policy; exception

5 A. A HOSPITAL SHALL DEVELOP A VISITATION POLICY THAT ALLOWS A
6 PATIENT TO HAVE DAILY IN-PERSON VISITATION BY A DESIGNATED VISITOR OF THE
7 PATIENT'S CHOICE, WHICH MAY INCLUDE THE PATIENT'S SPOUSE OR ONE PARENT OR
8 CHILD OF THE PATIENT. A HOSPITAL'S POLICIES REGARDING VISITATION SHALL
9 ENSURE THAT THE PATIENT AND THE PATIENT'S VISITORS MAY HAVE PHYSICAL
10 CONTACT, ESPECIALLY DURING END-OF-LIFE VISITATION, UNLESS A PHYSICIAN
11 DETERMINES BASED ON THE PATIENT'S CONDITION THAT THE VISITATION DOES NOT
12 MEET HEALTH AND SAFETY STANDARDS OR IS REASONABLY LIKELY TO HARM THE
13 PATIENT. IF A PHYSICIAN DENIES VISITATION WITH A PATIENT PURSUANT TO THIS
14 SECTION, THE PATIENT OR THE PATIENT'S REPRESENTATIVE, WHICH MAY INCLUDE
15 THE PATIENT'S SPOUSE, PARENT OR CHILD, MAY REQUEST A MEETING, AS PROVIDED
16 BY THE VISITATION POLICY, WITH THE PHYSICIAN AND THE HOSPITAL'S CHIEF
17 MEDICAL OFFICER, CHIEF OF STAFF OR CHIEF EXECUTIVE OFFICER TO RECEIVE A
18 REVIEW AND EXPLANATION WITHIN TWENTY-FOUR HOURS OF THE PHYSICIAN'S
19 DECISION TO DENY VISITATION. IF THE DESIGNATED VISITOR'S REQUEST TO VISIT
20 IS DENIED OR NOT RESOLVED AT THE MEETING, THE VISITOR MAY FILE A COMPLAINT
21 WITH THE DEPARTMENT. ALL VISITORS MUST COMPLY WITH REASONABLE HEALTH AND
22 SAFETY PRECAUTIONS IMPOSED BY THE HOSPITAL IN CONNECTION WITH THE VISIT.

23 B. THIS SECTION DOES NOT APPLY TO THE ARIZONA STATE HOSPITAL, ANY
24 OTHER LICENSED FACILITY UNDER THE JURISDICTION OF THE SUPERINTENDENT OF
25 THE ARIZONA STATE HOSPITAL OR CHAPTER 5 OF THIS TITLE.

26 Sec. 2. Short title

27 This act may be cited as the "Glenn Martin Act".