

PROPOSED

SENATE AMENDMENTS TO H.B. 2635

(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 32-3228, Arizona Revised Statutes, is amended to  
3 read:

4 32-3228. Informed consent; breast implant surgery;  
5 requirements; unprofessional conduct; work group;  
6 definition

7 A. ~~Beginning January 1, 2022,~~ Before performing breast implant  
8 surgery, a physician who is licensed pursuant to chapter 13 or 17 of this  
9 title must provide the patient with the following, in writing or in an  
10 electronic format, based on the information that is then generally  
11 available to physicians who perform breast implant surgery:

12 1. A description of the risks of breast implants and of the surgical  
13 procedures used in breast implant surgery.

14 2. Manufacturer patient information materials, in a hard copy or an  
15 electronic format, on the implants that will be used in the surgery,  
16 including warning requirements prescribed by the United States food and  
17 drug administration.

18 3. The informed consent checklist developed pursuant to subsection D  
19 of this section that includes, at a minimum, information on:

20 (a) Breast implant-associated anaplastic large cell lymphoma.

21 (b) Breast implant illness.

22 (c) The national breast implant registry.

23 4. Information on how the patient can report adverse events  
24 associated with breast implants through the United States food and drug  
25 administration's medwatch program or any similar program.

1           B. A physician must provide the information required by subsection A  
2 of this section and obtain written informed consent for the procedure from  
3 the patient before performing the breast implant surgery.

4           C. A physician who knowingly violates this section commits an act of  
5 unprofessional conduct and is subject to disciplinary action.

6           D. ~~On or before December 1, 2021,~~ The Arizona medical board and the  
7 Arizona board of osteopathic examiners in medicine and surgery shall  
8 convene a work group that includes licensee representatives and patient  
9 advocates to jointly develop an informed consent checklist for physicians  
10 to discuss with patients before breast implant surgery. The informed  
11 consent checklist shall include the information prescribed in subsection A  
12 of this section and any other information the boards and the work group  
13 determine to be necessary. The work group shall review the checklist and  
14 provide updates as necessary.

15           E. For the purposes of this section, "breast implant surgery" means  
16 the surgical placement of a ~~cosmetic~~ breast implant **FOR COSMETIC OR**  
17 **RECONSTRUCTIVE PURPOSES."**

18 Amend title to conform

NANCY BARTO

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03/17/2022  
03:29 PM  
C: MH