

forced organ harvesting; insurance; prohibition

State of Arizona  
House of Representatives  
Fifty-sixth Legislature  
Second Regular Session  
2024

# HOUSE BILL 2504

## AN ACT

AMENDING TITLE 20, CHAPTER 4, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-826.05; AMENDING TITLE 20, CHAPTER 4, ARTICLE 9, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1057.20; AMENDING TITLE 20, CHAPTER 6, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1342.08; AMENDING TITLE 20, CHAPTER 6, ARTICLE 5, ARIZONA REVISED STATUTES, BY ADDING SECTION 20-1404.06; AMENDING TITLE 36, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-407.04; AMENDING SECTION 36-857, ARIZONA REVISED STATUTES; AMENDING TITLE 36, CHAPTER 29, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-2907.16; RELATING TO HEALTH INSURANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 20, chapter 4, article 3, Arizona Revised  
3 Statutes, is amended by adding section 20-826.05, to read:

4 20-826.05. Genetic sequencing; organ harvesting; insurance  
5 coverage prohibition; applicability; definitions

6 A. A SUBSCRIPTION CONTRACT MAY LIMIT COVERAGE TO A SUBSCRIBER FOR  
7 GENETIC SEQUENCING IF THE GENETIC SEQUENCING IS PERFORMED ON A DEVICE THAT  
8 IS EITHER OF THE FOLLOWING:

9 1. PRODUCED BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

10 2. PRODUCED BY A COMPANY THAT IS OWNED OR SUBSTANTIALLY CONTROLLED  
11 BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

12 B. A SUBSCRIPTION CONTRACT MAY LIMIT COVERAGE TO A SUBSCRIBER FOR A  
13 HUMAN ORGAN TRANSPLANT OR POST-TRANSPLANT CARE IF EITHER OF THE FOLLOWING  
14 APPLIES:

15 1. THE TRANSPLANT OPERATION IS PERFORMED IN THE PEOPLE'S REPUBLIC  
16 OF CHINA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.

17 2. THE HUMAN ORGAN TO BE TRANSPLANTED WAS PROCURED BY A SALE OR  
18 DONATION ORIGINATING IN THE PEOPLE'S REPUBLIC OF CHINA OR THE HONG KONG  
19 SPECIAL ADMINISTRATIVE REGION.

20 C. THIS SECTION DOES NOT:

21 1. REQUIRE COVERAGE FOR GENETIC SEQUENCING OR HUMAN ORGAN  
22 TRANSPLANTS.

23 2. LIMIT A HOSPITAL SERVICE CORPORATION OR MEDICAL SERVICE  
24 CORPORATION FROM DENYING COVERAGE FOR ANY VALID REASON.

25 D. FOR THE PURPOSES OF THIS SECTION:

26 1. "COMPANY" MEANS A FOR-PROFIT SOLE PROPRIETORSHIP, ORGANIZATION,  
27 ASSOCIATION, CORPORATION, PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP,  
28 LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY COMPANY, INCLUDING A  
29 WHOLLY OWNED SUBSIDIARY, MAJORITY OWNED SUBSIDIARY, PARENT COMPANY OR  
30 AFFILIATE OF THE ENTITIES OR BUSINESS ASSOCIATIONS, OR A NONPROFIT  
31 ORGANIZATION.

32 2. "DOMICILED" MEANS EITHER OF THE FOLLOWING:

33 (a) THE COUNTRY IN WHICH A COMPANY IS REGISTERED.

34 (b) THE LOCATION IN WHICH THE COMPANY'S AFFAIRS ARE PRIMARILY  
35 COMPLETED OR WHERE A MAJORITY OF THE OWNERSHIP SHARES IS HELD.

36 3. "FOREIGN ADVERSARY":

37 (a) MEANS THE PEOPLE'S REPUBLIC OF CHINA, RUSSIA, IRAN, NORTH  
38 KOREA, CUBA, VENEZUELA OR SYRIA OR THE HONG KONG SPECIAL ADMINISTRATIVE  
39 REGION.

40 (b) INCLUDES:

41 (i) A COUNTRY DESIGNATED AS A FOREIGN ADVERSARY BY THE FEDERAL  
42 GOVERNMENT.

43 (ii) ANY AGENT OR ENTITY UNDER SIGNIFICANT CONTROL OF A FOREIGN  
44 ADVERSARY.

1 (iii) ANY COUNTRY OR COMPANY THAT PROCURES ORGANS THROUGH FORCED  
2 ORGAN HARVESTING. FOR THE PURPOSES OF THIS ITEM, "FORCED ORGAN  
3 HARVESTING" MEANS EITHER THE REMOVAL OF ONE OR MORE ORGANS FROM A LIVING  
4 PERSON BY MEANS OF COERCION, ABDUCTION, DECEPTION, FRAUD OR ABUSE OF POWER  
5 OR A POSITION OF VULNERABILITY OR THE REMOVAL OF ORGANS FROM A PERSON WHO  
6 WAS KILLED FOR THE PURPOSE OF REMOVING ONE OR MORE ORGANS.

7 4. "GENETIC SEQUENCING" MEANS ANY METHOD TO DETERMINE THE IDENTITY  
8 AND ORDER OF NUCLEOTIDE BASES IN THE HUMAN GENOME.

9 Sec. 2. Title 20, chapter 4, article 9, Arizona Revised Statutes,  
10 is amended by adding section 20-1057.20, to read:

11 20-1057.20. Genetic sequencing; organ harvesting; insurance  
12 coverage prohibition; applicability;  
13 definitions

14 A. AN EVIDENCE OF COVERAGE MAY LIMIT COVERAGE TO AN ENROLLEE FOR  
15 GENETIC SEQUENCING IF THE GENETIC SEQUENCING IS PERFORMED ON A DEVICE THAT  
16 IS EITHER OF THE FOLLOWING:

17 1. PRODUCED BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

18 2. PRODUCED BY A COMPANY THAT IS OWNED OR SUBSTANTIALLY CONTROLLED  
19 BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

20 B. AN EVIDENCE OF COVERAGE MAY LIMIT COVERAGE TO AN ENROLLEE FOR  
21 THE HUMAN ORGAN TRANSPLANT OR POST-TRANSPLANT CARE IF EITHER OF THE  
22 FOLLOWING APPLIES:

23 1. THE TRANSPLANT OPERATION IS PERFORMED IN THE PEOPLE'S REPUBLIC  
24 OF CHINA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.

25 2. THE HUMAN ORGAN TO BE TRANSPLANTED WAS PROCURED BY A SALE OR  
26 DONATION ORIGINATING IN THE PEOPLE'S REPUBLIC OF CHINA OR THE HONG KONG  
27 SPECIAL ADMINISTRATIVE REGION.

28 C. THIS SECTION DOES NOT:

29 1. REQUIRE COVERAGE FOR GENETIC SEQUENCING OR HUMAN ORGAN  
30 TRANSPLANTS.

31 2. LIMIT A HEALTH CARE SERVICES ORGANIZATION FROM DENYING COVERAGE  
32 FOR ANY VALID REASON.

33 D. FOR THE PURPOSES OF THIS SECTION:

34 1. "COMPANY" MEANS A FOR PROFIT SOLE PROPRIETORSHIP, ORGANIZATION,  
35 ASSOCIATION, CORPORATION, PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP,  
36 LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY COMPANY, INCLUDING A  
37 WHOLLY OWNED SUBSIDIARY, MAJORITY OWNED SUBSIDIARY, PARENT COMPANY OR  
38 AFFILIATE OF THE ENTITIES OR BUSINESS ASSOCIATIONS, OR A NONPROFIT  
39 ORGANIZATION.

40 2. "DOMICILED" MEANS EITHER OF THE FOLLOWING:

41 (a) THE COUNTRY IN WHICH A COMPANY IS REGISTERED.

42 (b) THE LOCATION IN WHICH THE COMPANY'S AFFAIRS ARE PRIMARILY  
43 COMPLETED OR WHERE A MAJORITY OF THE OWNERSHIP SHARES IS HELD.

- 1           3. "FOREIGN ADVERSARY":  
2           (a) MEANS THE PEOPLE'S REPUBLIC OF CHINA, RUSSIA, IRAN, NORTH  
3 KOREA, CUBA, VENEZUELA OR SYRIA OR THE HONG KONG SPECIAL ADMINISTRATIVE  
4 REGION.  
5           (b) INCLUDES:  
6           (i) A COUNTRY DESIGNATED AS A FOREIGN ADVERSARY BY THE FEDERAL  
7 GOVERNMENT.  
8           (ii) ANY AGENT OR ENTITY UNDER SIGNIFICANT CONTROL OF A FOREIGN  
9 ADVERSARY.  
10          (iii) ANY COUNTRY OR COMPANY THAT PROCURES ORGANS THROUGH FORCED  
11 ORGAN HARVESTING. FOR THE PURPOSES OF THIS ITEM, "FORCED ORGAN  
12 HARVESTING" MEANS EITHER THE REMOVAL OF ONE OR MORE ORGANS FROM A LIVING  
13 PERSON BY MEANS OF COERCION, ABDUCTION, DECEPTION, FRAUD OR ABUSE OF POWER  
14 OR A POSITION OF VULNERABILITY OR THE REMOVAL OF ORGANS FROM A PERSON WHO  
15 WAS KILLED FOR THE PURPOSE OF REMOVING ONE OR MORE ORGANS.  
16          4. "GENETIC SEQUENCING" MEANS ANY METHOD TO DETERMINE THE IDENTITY  
17 AND ORDER OF NUCLEOTIDE BASES IN THE HUMAN GENOME.  
18          Sec. 3. Title 20, chapter 6, article 4, Arizona Revised Statutes,  
19 is amended by adding section 20-1342.08, to read:  
20          20-1342.08. Genetic sequencing; organ harvesting; insurance  
21                                   coverage prohibition; applicability;  
22                                   definitions  
23          A. A DISABILITY INSURANCE POLICY MAY LIMIT COVERAGE TO AN INSURED  
24 FOR GENETIC SEQUENCING IF THE GENETIC SEQUENCING IS PERFORMED ON A DEVICE  
25 THAT IS EITHER OF THE FOLLOWING:  
26           1. PRODUCED BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.  
27           2. PRODUCED BY A COMPANY THAT IS OWNED OR SUBSTANTIALLY CONTROLLED  
28 BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.  
29          B. A DISABILITY INSURANCE POLICY MAY LIMIT COVERAGE TO AN INSURED  
30 FOR A HUMAN ORGAN TRANSPLANT OR POST-TRANSPLANT CARE IF EITHER OF THE  
31 FOLLOWING APPLIES:  
32           1. THE TRANSPLANT OPERATION IS PERFORMED IN THE PEOPLE'S REPUBLIC  
33 OF CHINA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.  
34           2. THE HUMAN ORGAN TO BE TRANSPLANTED WAS PROCURED BY A SALE OR  
35 DONATION ORIGINATING IN THE PEOPLE'S REPUBLIC OF CHINA OR THE HONG KONG  
36 SPECIAL ADMINISTRATIVE REGION.  
37          C. THIS SECTION DOES NOT:  
38           1. REQUIRE COVERAGE FOR GENETIC SEQUENCING OR HUMAN ORGAN  
39 TRANSPLANTS.  
40           2. LIMIT A DISABILITY INSURER FROM DENYING COVERAGE FOR ANY VALID  
41 REASON.  
42          D. FOR THE PURPOSES OF THIS SECTION:

1           1. "COMPANY" MEANS A FOR-PROFIT SOLE PROPRIETORSHIP, ORGANIZATION,  
2 ASSOCIATION, CORPORATION, PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP,  
3 LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY COMPANY, INCLUDING A  
4 WHOLLY OWNED SUBSIDIARY, MAJORITY OWNED SUBSIDIARY, PARENT COMPANY OR  
5 AFFILIATE OF THE ENTITIES OR BUSINESS ASSOCIATIONS, OR A NONPROFIT  
6 ORGANIZATION.

7           2. "DOMICILED" MEANS EITHER OF THE FOLLOWING:

8           (a) THE COUNTRY IN WHICH A COMPANY IS REGISTERED.

9           (b) THE LOCATION IN WHICH THE COMPANY'S AFFAIRS ARE PRIMARILY  
10 COMPLETED OR WHERE A MAJORITY OF THE OWNERSHIP SHARES IS HELD.

11          3. "FOREIGN ADVERSARY":

12          (a) MEANS THE PEOPLE'S REPUBLIC OF CHINA, RUSSIA, IRAN, NORTH  
13 KOREA, CUBA, VENEZUELA OR SYRIA OR THE HONG KONG SPECIAL ADMINISTRATIVE  
14 REGION.

15          (b) INCLUDES:

16          (i) A COUNTRY DESIGNATED AS A FOREIGN ADVERSARY BY THE FEDERAL  
17 GOVERNMENT.

18          (ii) ANY AGENT OR ENTITY UNDER SIGNIFICANT CONTROL OF A FOREIGN  
19 ADVERSARY.

20          (iii) ANY COUNTRY OR COMPANY THAT PROCURES ORGANS THROUGH FORCED  
21 ORGAN HARVESTING. FOR THE PURPOSES OF THIS ITEM, "FORCED ORGAN  
22 HARVESTING" MEANS EITHER THE REMOVAL OF ONE OR MORE ORGANS FROM A LIVING  
23 PERSON BY MEANS OF COERCION, ABDUCTION, DECEPTION, FRAUD OR ABUSE OF POWER  
24 OR A POSITION OF VULNERABILITY OR THE REMOVAL OF ORGANS FROM A PERSON WHO  
25 WAS KILLED FOR THE PURPOSE OF REMOVING ONE OR MORE ORGANS.

26          4. "GENETIC SEQUENCING" MEANS ANY METHOD TO DETERMINE THE IDENTITY  
27 AND ORDER OF NUCLEOTIDE BASES IN THE HUMAN GENOME.

28          Sec. 4. Title 20, chapter 6, article 5, Arizona Revised Statutes,  
29 is amended by adding section 20-1404.06, to read:

30          20-1404.06. Genetic sequencing; organ harvesting; insurance  
31                                   coverage prohibition; applicability;  
32                                   definitions

33          A. A GROUP OR BLANKET DISABILITY INSURANCE POLICY MAY LIMIT  
34 COVERAGE TO AN INSURED FOR GENETIC SEQUENCING IF THE GENETIC SEQUENCING IS  
35 PERFORMED ON A DEVICE THAT IS EITHER OF THE FOLLOWING:

36           1. PRODUCED BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

37           2. PRODUCED BY A COMPANY THAT IS OWNED OR SUBSTANTIALLY CONTROLLED  
38 BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

39          B. A GROUP OR BLANKET DISABILITY INSURANCE POLICY MAY LIMIT  
40 COVERAGE TO AN INSURED FOR A HUMAN ORGAN TRANSPLANT OR POST-TRANSPLANT  
41 CARE IF EITHER OF THE FOLLOWING APPLIES:

42           1. THE TRANSPLANT OPERATION IS PERFORMED IN THE PEOPLE'S REPUBLIC  
43 OF CHINA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.



1 THE GENETIC SEQUENCERS OR RESEARCH SOFTWARE IS PRODUCED IN OR BY ANY OF  
2 THE FOLLOWING:

3 1. A FOREIGN ADVERSARY OR THE FOREIGN ADVERSARY'S AFFILIATE,  
4 SUBSIDIARY OR COMPANY.

5 2. A COMPANY, SUBSIDIARY OR ENTERPRISE THAT IS DEEMED A CHINESE  
6 MILITARY COMPANY OR AN AFFILIATE OF THE CHINESE MILITARY COMPANY PURSUANT  
7 TO THE ANNUAL PUBLICATION REQUIREMENTS OF SECTION 1260H OF THE WILLIAM  
8 M. THORNBERRY NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2021  
9 (P.L. 116-283; 134 STAT. 3965).

10 3. A COMPANY, SUBSIDIARY OR ENTERPRISE THAT IS DOMICILED WITHIN A  
11 FOREIGN ADVERSARY OR THE FOREIGN ADVERSARY'S AFFILIATE.

12 4. A COMPANY OWNED OR CONTROLLED SUBSIDIARY OF A COMPANY THAT IS  
13 DOMICILED IN A FOREIGN ADVERSARY OR THE FOREIGN ADVERSARY'S AFFILIATE.

14 B. ALL GENETIC SEQUENCERS AND OPERATIONAL AND RESEARCH SOFTWARE  
15 USED FOR GENETIC SEQUENCERS OR GENETIC SEQUENCING DEVICES THAT ARE  
16 PROHIBITED UNDER SUBSECTION A OF THIS SECTION AND THAT ARE NOT PERMANENTLY  
17 DISABLED SHALL BE REMOVED AND REPLACED WITH GENETIC SEQUENCERS AND  
18 OPERATIONAL AND RESEARCH SOFTWARE USED FOR GENETIC SEQUENCERS OR GENETIC  
19 SEQUENCING DEVICES THAT ARE NOT PROHIBITED BY THIS SECTION.

20 C. ON OR BEFORE DECEMBER 31, 2025 AND EACH YEAR THEREAFTER, AN  
21 ATTORNEY FOR THE HEALTH CARE INSTITUTION OR RESEARCH FACILITY SHALL  
22 CERTIFY IN WRITING THAT THE HEALTH CARE INSTITUTION OR RESEARCH FACILITY  
23 IS IN COMPLIANCE WITH THIS SECTION.

24 D. A HEALTH CARE INSTITUTION OR RESEARCH FACILITY THAT SPENDS STATE  
25 MONIES IN VIOLATION OF THIS SECTION IS SUBJECT TO A CIVIL PENALTY OF  
26 \$20,000 FOR EACH VIOLATION. FOR THE PURPOSES OF THIS SUBSECTION,  
27 "VIOLATION" MEANS EACH INSTANCE OF AN INDIVIDUAL'S GENOME HAVING UNDERGONE  
28 GENETIC SEQUENCING USING PROHIBITED GENETIC SEQUENCERS OR OPERATIONAL AND  
29 RESEARCH SOFTWARE USED FOR GENETIC SEQUENCERS OR GENETIC SEQUENCING.

30 E. ANY INDIVIDUAL MAY NOTIFY THE ATTORNEY GENERAL OF A VIOLATION OR  
31 SUSPECTED VIOLATION OF THIS SECTION AND THE FOLLOWING APPLY:

32 1. IF THE NOTIFYING INDIVIDUAL IS AN EMPLOYEE OF THE HEALTH CARE  
33 INSTITUTION OR RESEARCH FACILITY, THE EMPLOYEE HAS WHISTLEBLOWER  
34 PROTECTION.

35 2. IF THE NOTIFYING INDIVIDUAL IS A PATIENT OR RESEARCH SUBJECT AND  
36 THE PROVIDER OF THE HUMAN GENOME USED IN THE VIOLATION, THAT INDIVIDUAL IS  
37 ENTITLED TO RECOVER STATUTORY DAMAGES OF NOT LESS THAN \$1,000 FOR EACH  
38 INSTANCE IN WHICH THAT INDIVIDUAL'S HUMAN GENOME WAS PROCESSED USING  
39 PROHIBITED TECHNOLOGY.

40 F. ALL GENETIC SEQUENCING DATA SHALL BE STORED IN THE UNITED  
41 STATES. ANY REMOTE ACCESS OF DATA STORAGE, OTHER THAN OPEN DATA, IS  
42 PROHIBITED UNLESS APPROVED IN WRITING BY THE DIRECTOR.

43 G. HEALTH CARE INSTITUTIONS AND RESEARCH FACILITIES THAT STORE  
44 GENETIC SEQUENCING DATA, INCLUDING THROUGH CONTRACTS WITH THIRD-PARTY DATA  
45 STORAGE COMPANIES, SHALL ENSURE THAT THE DATA IS SECURED THROUGH

1 REASONABLE ENCRYPTION METHODS, RESTRICTION ON ACCESS AND OTHER  
2 CYBERSECURITY METHODS.

3 H. FOR THE PURPOSES OF THIS SECTION, "FOREIGN ADVERSARY":

4 1. MEANS THE PEOPLE'S REPUBLIC OF CHINA, RUSSIA, IRAN, NORTH KOREA,  
5 CUBA, VENEZUELA OR SYRIA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.

6 2. INCLUDES:

7 (a) A COUNTRY DESIGNATED AS A FOREIGN ADVERSARY OF THE FEDERAL  
8 GOVERNMENT.

9 (b) ANY AGENT OR ENTITY UNDER SIGNIFICANT CONTROL OF A FOREIGN  
10 ADVERSARY.

11 Sec. 6. Section 36-857, Arizona Revised Statutes, is amended to  
12 read:

13 36-857. Choice of law; presumption of validity; exception;  
14 definition

15 A. A document of gift is valid if executed in accordance with:

16 1. This article.

17 2. The laws of the state or country where it was executed **UNLESS**  
18 **THE GIFT WAS RECEIVED FROM A FOREIGN ADVERSARY.**

19 3. The laws of the state or country where the person making the  
20 anatomical gift was domiciled, has a place of residence or was a national  
21 at the time the document of gift was executed **UNLESS THE GIFT WAS RECEIVED**  
22 **FROM A FOREIGN ADVERSARY.**

23 B. If a document of gift is valid under this section, the laws of  
24 this state govern the interpretation of the document of gift.

25 C. A person may presume that a document of gift or amendment of an  
26 anatomical gift is valid unless that person knows that it was not validly  
27 executed or was revoked.

28 D. FOR THE PURPOSES OF THIS SECTION, "FOREIGN ADVERSARY":

29 1. MEANS THE PEOPLE'S REPUBLIC OF CHINA, RUSSIA, IRAN, NORTH KOREA,  
30 CUBA, VENEZUELA OR SYRIA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.

31 2. INCLUDES:

32 (a) A COUNTRY DESIGNATED AS A FOREIGN ADVERSARY OF THE FEDERAL  
33 GOVERNMENT.

34 (b) ANY AGENT OR ENTITY UNDER SIGNIFICANT CONTROL OF A FOREIGN  
35 ADVERSARY.

36 (c) ANY COUNTRY OR COMPANY THAT PROCURES ORGANS THROUGH FORCED  
37 ORGAN HARVESTING. FOR THE PURPOSES OF THIS SUBDIVISION, "FORCED ORGAN  
38 HARVESTING" MEANS EITHER THE REMOVAL OF ONE OR MORE ORGANS FROM A LIVING  
39 PERSON BY MEANS OF COERCION, ABDUCTION, DECEPTION, FRAUD OR ABUSE OF POWER  
40 OR A POSITION OF VULNERABILITY OR THE REMOVAL OF ORGANS FROM A PERSON WHO  
41 WAS KILLED FOR THE PURPOSE OF REMOVING ONE OR MORE ORGANS.



1           Sec. 7. Title 36, chapter 29, article 1, Arizona Revised Statutes,  
2 is amended by adding section 36-2907.16, to read:

3           36-2907.16. Genetic sequencing; organ harvesting; insurance  
4                                   coverage prohibition; applicability;  
5                                   definitions

6           A. SUBJECT TO THE APPROVAL OF THE CENTERS FOR MEDICARE AND MEDICAID  
7 SERVICES, THE ADMINISTRATION MAY LIMIT COVERAGE TO A MEMBER FOR GENETIC  
8 SEQUENCING IF THE GENETIC SEQUENCING IS PERFORMED ON A DEVICE THAT IS  
9 EITHER OF THE FOLLOWING:

10           1. PRODUCED BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

11           2. PRODUCED BY A COMPANY THAT IS OWNED OR SUBSTANTIALLY CONTROLLED  
12 BY A COMPANY THAT IS DOMICILED IN A FOREIGN ADVERSARY.

13           B. SUBJECT TO THE APPROVAL OF THE CENTERS FOR MEDICARE AND MEDICAID  
14 SERVICES, THE ADMINISTRATION MAY LIMIT COVERAGE TO A MEMBER FOR A HUMAN  
15 ORGAN TRANSPLANT OR POST-TRANSPLANT CARE IF EITHER OF THE FOLLOWING  
16 APPLIES:

17           1. THE TRANSPLANT OPERATION IS PERFORMED IN THE PEOPLE'S REPUBLIC  
18 OF CHINA OR THE HONG KONG SPECIAL ADMINISTRATIVE REGION.

19           2. THE HUMAN ORGAN TO BE TRANSPLANTED WAS PROCURED BY A SALE OR  
20 DONATION ORIGINATING IN THE PEOPLE'S REPUBLIC OF CHINA OR THE HONG KONG  
21 SPECIAL ADMINISTRATIVE REGION.

22           C. THIS SECTION DOES NOT:

23           1. REQUIRE COVERAGE FOR GENETIC SEQUENCING OR HUMAN ORGAN  
24 TRANSPLANTS.

25           2. LIMIT THE ADMINISTRATION FROM DENYING COVERAGE FOR ANY VALID  
26 REASON.

27           D. FOR THE PURPOSES OF THIS SECTION:

28           1. "COMPANY" MEANS A FOR-PROFIT SOLE PROPRIETORSHIP, ORGANIZATION,  
29 ASSOCIATION, CORPORATION, PARTNERSHIP, JOINT VENTURE, LIMITED PARTNERSHIP,  
30 LIMITED LIABILITY PARTNERSHIP, LIMITED LIABILITY COMPANY, INCLUDING A  
31 WHOLLY OWNED SUBSIDIARY, MAJORITY OWNED SUBSIDIARY, PARENT COMPANY OR  
32 AFFILIATE OF THE ENTITIES OR BUSINESS ASSOCIATIONS, OR A NONPROFIT  
33 ORGANIZATION.

34           2. "DOMICILED" MEANS EITHER OF THE FOLLOWING:

35           (a) THE COUNTRY IN WHICH A COMPANY IS REGISTERED.

36           (b) THE LOCATION IN WHICH THE COMPANY'S AFFAIRS ARE PRIMARILY  
37 COMPLETED OR WHERE A MAJORITY OF THE OWNERSHIP SHARES IS HELD.

38           3. "FOREIGN ADVERSARY":

39           (a) MEANS THE PEOPLE'S REPUBLIC OF CHINA, RUSSIA, IRAN, NORTH  
40 KOREA, CUBA, VENEZUELA OR SYRIA OR THE HONG KONG SPECIAL ADMINISTRATIVE  
41 REGION.

1 (b) INCLUDES:

2 (i) A COUNTRY DESIGNATED AS A FOREIGN ADVERSARY BY THE FEDERAL  
3 GOVERNMENT.

4 (ii) ANY AGENT OR ENTITY UNDER SIGNIFICANT CONTROL OF A FOREIGN  
5 ADVERSARY.

6 (iii) ANY COUNTRY OR COMPANY THAT PROCURES ORGANS THROUGH FORCED  
7 ORGAN HARVESTING. FOR THE PURPOSES OF THIS ITEM, "FORCED ORGAN  
8 HARVESTING" MEANS EITHER THE REMOVAL OF ONE OR MORE ORGANS FROM A LIVING  
9 PERSON BY MEANS OF COERCION, ABDUCTION, DECEPTION, FRAUD OR ABUSE OF POWER  
10 OR A POSITION OF VULNERABILITY OR THE REMOVAL OF ORGANS FROM A PERSON WHO  
11 WAS KILLED FOR THE PURPOSE OF REMOVING ONE OR MORE ORGANS.

12 4. "GENETIC SEQUENCING" MEANS ANY METHOD TO DETERMINE THE IDENTITY  
13 AND ORDER OF NUCLEOTIDE BASES IN THE HUMAN GENOME.

14 Sec. 8. Short title

15 This act may be cited as the "Arizona End Organ Harvesting Act".