

Senate Engrossed  
informed consent; signatures

State of Arizona  
Senate  
Fifty-sixth Legislature  
Second Regular Session  
2024

# SENATE BILL 1509

AN ACT

AMENDING TITLE 32, CHAPTER 32, ARTICLE 1, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 32-3228.01; 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 32-3228.01, to read:  
4 32-3228.01. Informed consent; surgical procedures; signature  
5 requirements; definition  
6 A. EXCEPT IN AN EMERGENCY, INFORMED CONSENT FOR A SURGICAL  
7 PROCEDURE OBTAINED BY A PHYSICIAN WHO IS LICENSED PURSUANT TO CHAPTER 13  
8 OR 17 OF THIS TITLE, A NURSE PRACTITIONER WHO IS LICENSED PURSUANT TO  
9 CHAPTER 15 OF THIS TITLE OR A PHYSICIAN ASSISTANT WHO IS LICENSED PURSUANT  
10 TO CHAPTER 25 OF THIS TITLE SHALL INCLUDE THE SIGNATURES OF THE PHYSICIAN,  
11 NURSE PRACTITIONER OR PHYSICIAN ASSISTANT WHO IS PERFORMING THE SURGICAL  
12 PROCEDURE, THE PATIENT OR THE PATIENT'S SURROGATE DECISION MAKER PURSUANT  
13 TO SECTION 36-3231 AND A WITNESS, AS REQUIRED BY THE HEALTH CARE  
14 FACILITY'S POLICIES, IF APPLICABLE, AND THE DATE.  
15 B. IF A PATIENT OR A PATIENT'S SURROGATE DECISION MAKER PURSUANT TO  
16 SECTION 36-3231 IS PHYSICALLY UNABLE TO SIGN OR MARK AN INFORMED CONSENT,  
17 A WITNESS SHALL VERIFY ON THE DOCUMENT THAT THE PATIENT OR THE PATIENT'S  
18 SURROGATE DECISION MAKER DIRECTLY INDICATED TO THE WITNESS THAT THE  
19 PATIENT INTENDED TO CONSENT TO THE SURGICAL PROCEDURE.  
20 C. FOR THE PURPOSES OF THIS SECTION, "SURGICAL PROCEDURE" MEANS THE  
21 EXCISION OF OR INCISION IN A PATIENT'S BODY FOR ANY OF THE FOLLOWING:  
22 1. THE CORRECTION OF A DEFORMITY OR DEFECT.  
23 2. THE REPAIR OF AN INJURY.  
24 3. THE DIAGNOSIS, AMELIORATION OR CURE OF A DISEASE.