

Senate Engrossed

~~AHCCCS; personal health information~~
(now: behavioral health; AHCCCS; health facilities)

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

SENATE BILL 1609

AN ACT

AMENDING TITLE 36, CHAPTER 4, ARTICLE 2, ARIZONA REVISED STATUTES, BY
ADDING SECTION 36-425.10; AMENDING TITLE 36, CHAPTER 29, ARTICLE 1,
ARIZONA REVISED STATUTES, BY ADDING SECTIONS 36-2903.14 AND 36-2903.15;
RELATING TO THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM
ADMINISTRATION.

(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 2, Arizona Revised
3 Statutes, is amended by adding section 36-425.10, to read:

4 36-425.10. Patients with serious mental illness; transfer or
5 discharge; medications; documentation

6 IF A PATIENT WITH A SERIOUS MENTAL ILLNESS IS TRANSFERRED OR
7 DISCHARGED FROM A HEALTH CARE INSTITUTION TO ANOTHER HEALTH CARE
8 INSTITUTION, RESIDENTIAL PLACEMENT OR GROUP HOME, THE HEALTH CARE
9 INSTITUTION THAT IS TRANSFERRING OR DISCHARGING THE PATIENT SHALL PROVIDE
10 TO THE PATIENT A THIRTY-DAY SUPPLY OF ALL MEDICATIONS, BOTH PRESCRIPTION
11 AND OVER-THE-COUNTER, THE PATIENT WAS GIVEN IN THE PREVIOUS TEN DAYS THAT
12 ARE ONGOING OR TO BE TAKEN AS NEEDED. EACH MEDICATION MUST INCLUDE CLEAR
13 DOCUMENTED INSTRUCTIONS THAT ARE SIGNED BY THE PATIENT OR THE PATIENT'S
14 PARENT OR GUARDIAN, THE DISCHARGE TEAM AND THE INTAKE TEAM.

15 Sec. 2. Title 36, chapter 29, article 1, Arizona Revised Statutes,
16 is amended by adding sections 36-2903.14 and 36-2903.15, to read:

17 36-2903.14. Personal health information; duplicative
18 paperwork requirements

19 A. THE ADMINISTRATION SHALL REQUIRE ITS CONTRACTED HOUSING PROGRAM
20 ADMINISTRATORS TO REVIEW AND MINIMIZE DUPLICATIVE PAPERWORK REQUIREMENTS
21 FOR AND LIMIT THE NUMBER OF CONTRACTORS AND ENTITIES THAT UNNECESSARILY
22 RECEIVE PERSONAL HEALTH INFORMATION OF MEMBERS WITH SERIOUS MENTAL ILLNESS
23 WHO ARE RECEIVING SERVICES PURSUANT TO THIS CHAPTER OR CHAPTER 34 OF THIS
24 TITLE.

25 B. CONTRACTED HOUSING PROGRAM ADMINISTRATORS MAY NOT SELL OR
26 OTHERWISE SHARE ANY MEMBER'S PERSONAL HEALTH INFORMATION, UNLESS
27 AUTHORIZED OR REQUIRED BY STATE OR FEDERAL LAW, INCLUDING THE HEALTH
28 INSURANCE PORTABILITY AND ACCOUNTABILITY ACT PRIVACY STANDARDS (45 CODE OF
29 FEDERAL REGULATIONS PART 160 AND PART 164, SUBPART E).

30 36-2903.15. Peer specialists; qualifications; oversight;
31 training; annual report

32 A. THE ADMINISTRATION SHALL DEVELOP AND IMPLEMENT PROCESSES TO
33 MONITOR ITS CONTRACTORS' OVERSIGHT OF PEER SPECIALISTS TO ENSURE THAT THE
34 PEER SPECIALISTS MEET QUALIFICATIONS AND RECEIVE THE REQUIRED SUPERVISION
35 AND TRAINING.

36 B. BEGINNING OCTOBER 1, 2025, IN ADDITION TO ANY OTHER
37 QUALIFICATIONS, PEER SPECIALISTS SHALL COMPLETE TRAINING THAT IS DEVELOPED
38 BY THE ADMINISTRATION AND THAT INCLUDES PSYCHOSIS-SPECIFIC CONTENT,
39 INCLUDING ANOSOGNOSIA.

40 C. ON OR BEFORE NOVEMBER 1, 2024 AND EACH NOVEMBER 1 THEREAFTER,
41 THE ADMINISTRATION SHALL PROVIDE AN ANNUAL REPORT TO THE GOVERNOR, THE
42 PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES ON
43 THE DEVELOPMENT, IMPLEMENTATION AND MONITORING PROCESSES REQUIRED BY THIS
44 SECTION.

1 Sec. 3. Arizona health care cost containment system
2 administration; study; report

3 On or before January 31, 2025, the Arizona health care cost
4 containment system administration shall:

5 1. Study the implementation of developing and distributing a
6 real-time, automated survey to members with a serious mental illness, or
7 their representatives, to collect feedback, identify quality of care
8 issues and respond to the needs of members. In studying the implementation
9 of the survey, the administration shall solicit and consider input from
10 the public, including, at a minimum, individuals with a serious mental
11 illness and their representatives.

12 2. Report to the joint legislative budget committee and the
13 chairpersons of the health and human services committees of the senate and
14 house of representatives on the development and implementation costs that
15 would be incurred by the administration.