

House Engrossed

behavioral health; temporary licensure; graduates

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HOUSE BILL 2001

AN ACT

AMENDING SECTIONS 32-3279, 41-619.51, 41-1758 AND 41-1758.01, ARIZONA
REVISED STATUTES; RELATING TO THE BOARD OF BEHAVIORAL HEALTH EXAMINERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 32-3279, Arizona Revised Statutes, is amended to
3 read:

4 32-3279. Probationary and temporary licenses

5 A. If an applicant does not meet the basic requirements for
6 licensure prescribed in section 32-3275, the board may issue a
7 probationary license that is subject to any of the following:

- 8 1. A requirement that the licensee's practice be supervised.
- 9 2. A restriction on the licensee's practice.
- 10 3. A requirement that the licensee begin or continue medical or
11 psychiatric treatment.
- 12 4. A requirement that the licensee participate in a specified
13 rehabilitation program.
- 14 5. A requirement that the licensee abstain from alcohol and other
15 drugs.

16 B. If the board offers a probationary license, the board shall
17 notify the applicant in writing of the:

- 18 1. Applicant's specific deficiencies.
- 19 2. Probationary period.
- 20 3. Applicant's right to reject the terms of probation.
- 21 4. Applicant's right to a hearing on the board's denial of the
22 application.

23 C. The board by rule may prescribe a procedure to issue temporary
24 licenses. At a minimum, these rules must include the following
25 provisions:

- 26 1. A person issued a temporary license may practice behavioral
27 health only under the direct supervision of a licensee.
- 28 2. A temporary license expires on the date specified by the board
29 and not more than one year after the date of issuance.
- 30 3. A temporary license may contain restrictions as to time, place
31 and supervision that the board deems appropriate.
- 32 4. The board may summarily revoke a temporary license without a
33 hearing.
- 34 5. The board's denial of a licensure application terminates a
35 temporary license.

36 D. NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE BOARD
37 SHALL ISSUE A TEMPORARY LICENSE TO A PERSON WHO HAS COMPLETED THE PERSON'S
38 COURSE OF STUDY IN SOCIAL WORK, COUNSELING, MARRIAGE AND FAMILY THERAPY OR
39 ADDICTION COUNSELING FROM A REGIONALLY ACCREDITED INSTITUTION OF HIGHER
40 EDUCATION, WHO HAS GRADUATED, WHO POSSESSES A VALID FINGERPRINT CLEARANCE
41 CARD ISSUED PURSUANT TO TITLE 41, CHAPTER 12, ARTICLE 3.1 AND WHO IS IN
42 THE PROCESS OF APPLYING FOR AN ASSOCIATE LEVEL LICENSE PURSUANT TO THIS
43 CHAPTER IF THE PERSON'S ACTIVITIES ARE PERFORMED UNDER QUALIFIED
44 SUPERVISION BY A PERSON WHO PROVIDED DIRECT SUPERVISION DURING THE COURSE

1 OF STUDY OR INTERNSHIP. THE TEMPORARY LICENSURE IS VALID FOR NINETY DAYS
2 AFTER THE PERSON'S DATE OF GRADUATION. THE PERSON MAY APPLY ANY DIRECT
3 CLIENT CONTACT WORK EXPERIENCE OBTAINED DURING THE TEMPORARY LICENSURE
4 TIME FRAME PURSUANT TO THIS SUBSECTION TOWARD THE PERSON'S DIRECT CLIENT
5 CONTACT WORK EXPERIENCE LICENSURE REQUIREMENTS.

6 Sec. 2. Section 41-619.51, Arizona Revised Statutes, is amended to
7 read:

8 41-619.51. Definitions

9 In this article, unless the context otherwise requires:

10 1. "Agency" means the supreme court, the department of economic
11 security, the department of child safety, the department of education, the
12 department of health services, the department of juvenile corrections, the
13 department of emergency and military affairs, the department of public
14 safety, the department of transportation, the state real estate
15 department, the department of insurance and financial institutions, the
16 Arizona game and fish department, the Arizona department of agriculture,
17 the board of examiners of nursing care institution administrators and
18 assisted living facility managers, the state board of dental examiners,
19 the Arizona state board of pharmacy, the board of physical therapy, the
20 state board of psychologist examiners, the board of athletic training, the
21 board of occupational therapy examiners, the state board of podiatry
22 examiners, the acupuncture board of examiners, the state board of
23 technical registration, ~~or~~ the board of massage therapy, THE BOARD OF
24 BEHAVIORAL HEALTH EXAMINERS or the Arizona department of housing.

25 2. "Board" means the board of fingerprinting.

26 3. "Central registry exception" means notification to the
27 department of economic security, the department of child safety or the
28 department of health services, as appropriate, pursuant to section
29 41-619.57 that the person is not disqualified because of a central
30 registry check conducted pursuant to section 8-804.

31 4. "Expedited review" means an examination, in accordance with
32 board rule, of the documents an applicant submits by the board or its
33 hearing officer without the applicant being present.

34 5. "Good cause exception" means the issuance of a fingerprint
35 clearance card to an employee pursuant to section 41-619.55.

36 6. "Person" means a person who is required to be fingerprinted
37 pursuant to this article or who is subject to a central registry check and
38 any of the following:

39 (a) Section 3-314.

40 (b) Section 8-105.

41 (c) Section 8-322.

42 (d) Section 8-463.

43 (e) Section 8-509.

44 (f) Section 8-802.

1 (g) Section 8-804.
2 (h) Section 15-183.
3 (i) Section 15-503.
4 (j) Section 15-512.
5 (k) Section 15-534.
6 (l) Section 15-763.01.
7 (m) Section 15-782.02.
8 (n) Section 15-1330.
9 (o) Section 15-1881.
10 (p) Section 17-215.
11 (q) Section 28-3228.
12 (r) Section 28-3413.
13 (s) Section 32-122.02.
14 (t) Section 32-122.05.
15 (u) Section 32-122.06.
16 (v) Section 32-823.
17 (w) Section 32-1232.
18 (x) Section 32-1276.01.
19 (y) Section 32-1284.
20 (z) Section 32-1297.01.
21 (aa) Section 32-1904.
22 (bb) Section 32-1941.
23 (cc) Section 32-1982.
24 (dd) Section 32-2022.
25 (ee) Section 32-2063.
26 (ff) Section 32-2108.01.
27 (gg) Section 32-2123.
28 (hh) Section 32-2371.
29 (ii) SECTION 32-3279.
30 ~~(jj)~~ (jj) Section 32-3430.
31 ~~(kk)~~ (kk) Section 32-3620.
32 ~~(ll)~~ (ll) Section 32-3668.
33 ~~(mm)~~ (mm) Section 32-3669.
34 ~~(nn)~~ (nn) Section 32-3922.
35 ~~(oo)~~ (oo) Section 32-3924.
36 ~~(pp)~~ (pp) Section 32-4222.
37 ~~(qq)~~ (qq) Section 32-4128.
38 ~~(rr)~~ (rr) Section 36-113.
39 ~~(ss)~~ (ss) Section 36-207.
40 ~~(tt)~~ (tt) Section 36-411.
41 ~~(uu)~~ (uu) Section 36-425.03.
42 ~~(vv)~~ (vv) Section 36-446.04.
43 ~~(ww)~~ (ww) Section 36-594.01.
44 ~~(xx)~~ (xx) Section 36-594.02.

1 ~~(xx)~~ (yy) Section 36-766.01.
2 ~~(yy)~~ (zz) Section 36-882.
3 ~~(zz)~~ (aaa) Section 36-883.02.
4 ~~(aaa)~~ (bbb) Section 36-897.01.
5 ~~(bbb)~~ (ccc) Section 36-897.03.
6 ~~(ccc)~~ (ddd) Section 36-3008.
7 ~~(ddd)~~ (eee) Section 41-619.53.
8 ~~(eee)~~ (fff) Section 41-1964.
9 ~~(fff)~~ (ggg) Section 41-1967.01.
10 ~~(ggg)~~ (hhh) Section 41-1968.
11 ~~(hhh)~~ (iii) Section 41-1969.
12 ~~(iii)~~ (jjj) Section 41-2814.
13 ~~(jjj)~~ (kkk) Section 41-4025.
14 ~~(kkk)~~ (lll) Section 46-141, subsection A or B.
15 ~~(lll)~~ (mmm) Section 46-321.
16 Sec. 3. Section 41-1758, Arizona Revised Statutes, is amended to
17 read:
18 41-1758. Definitions
19 In this article, unless the context otherwise requires:
20 1. "Agency" means the supreme court, the department of economic
21 security, the department of child safety, the department of education, the
22 department of health services, the department of juvenile corrections, the
23 department of emergency and military affairs, the department of public
24 safety, the department of transportation, the state real estate
25 department, the department of insurance and financial institutions, the
26 board of fingerprinting, the Arizona game and fish department, the Arizona
27 department of agriculture, the board of examiners of nursing care
28 institution administrators and assisted living facility managers, the
29 state board of dental examiners, the Arizona state board of pharmacy, the
30 board of physical therapy, the state board of psychologist examiners, the
31 board of athletic training, the board of occupational therapy examiners,
32 the state board of podiatry examiners, the acupuncture board of examiners,
33 the state board of technical registration, the board of massage therapy,
34 THE BOARD OF BEHAVIORAL HEALTH EXAMINERS or the Arizona department of
35 housing.
36 2. "Division" means the fingerprinting division in the department
37 of public safety.
38 3. "Electronic or internet-based fingerprinting services" means a
39 secure system for digitizing applicant fingerprints and transmitting the
40 applicant data and fingerprints of a person or entity submitting
41 fingerprints to the department of public safety for any authorized purpose
42 under this title. For the purposes of this paragraph, "secure system"
43 means a system that complies with the information technology security
44 policy approved by the department of public safety.

1 4. "Good cause exception" means the issuance of a fingerprint
2 clearance card to an applicant pursuant to section 41-619.55.

3 5. "Person" means a person who is required to be fingerprinted
4 pursuant to any of the following:

- 5 (a) Section 3-314.
- 6 (b) Section 8-105.
- 7 (c) Section 8-322.
- 8 (d) Section 8-463.
- 9 (e) Section 8-509.
- 10 (f) Section 8-802.
- 11 (g) Section 15-183.
- 12 (h) Section 15-503.
- 13 (i) Section 15-512.
- 14 (j) Section 15-534.
- 15 (k) Section 15-763.01.
- 16 (l) Section 15-782.02.
- 17 (m) Section 15-1330.
- 18 (n) Section 15-1881.
- 19 (o) Section 17-215.
- 20 (p) Section 28-3228.
- 21 (q) Section 28-3413.
- 22 (r) Section 32-122.02.
- 23 (s) Section 32-122.05.
- 24 (t) Section 32-122.06.
- 25 (u) Section 32-823.
- 26 (v) Section 32-1232.
- 27 (w) Section 32-1276.01.
- 28 (x) Section 32-1284.
- 29 (y) Section 32-1297.01.
- 30 (z) Section 32-1904.
- 31 (aa) Section 32-1941.
- 32 (bb) Section 32-1982.
- 33 (cc) Section 32-2022.
- 34 (dd) Section 32-2063.
- 35 (ee) Section 32-2108.01.
- 36 (ff) Section 32-2123.
- 37 (gg) Section 32-2371.
- 38 (hh) SECTION 32-3279.
- 39 ~~(hh)~~ (ii) Section 32-3430.
- 40 ~~(ii)~~ (jj) Section 32-3620.
- 41 ~~(jj)~~ (kk) Section 32-3668.
- 42 ~~(kk)~~ (ll) Section 32-3669.
- 43 ~~(ll)~~ (mm) Section 32-3922.
- 44 ~~(mm)~~ (nn) Section 32-3924.

1 ~~(nn)~~ (oo) Section 32-4128.
2 ~~(oo)~~ (pp) Section 32-4222.
3 ~~(pp)~~ (qq) Section 36-113.
4 ~~(qq)~~ (rr) Section 36-207.
5 ~~(rr)~~ (ss) Section 36-411.
6 ~~(ss)~~ (tt) Section 36-425.03.
7 ~~(tt)~~ (uu) Section 36-446.04.
8 ~~(uu)~~ (vv) Section 36-594.01.
9 ~~(vv)~~ (ww) Section 36-594.02.
10 ~~(ww)~~ (xx) Section 36-766.01.
11 ~~(xx)~~ (yy) Section 36-882.
12 ~~(yy)~~ (zz) Section 36-883.02.
13 ~~(zz)~~ (aaa) Section 36-897.01.
14 ~~(aaa)~~ (bbb) Section 36-897.03.
15 ~~(bbb)~~ (ccc) Section 36-3008.
16 ~~(ccc)~~ (ddd) Section 41-619.52.
17 ~~(ddd)~~ (eee) Section 41-619.53.
18 ~~(eee)~~ (fff) Section 41-1964.
19 ~~(fff)~~ (ggg) Section 41-1967.01.
20 ~~(ggg)~~ (hhh) Section 41-1968.
21 ~~(hhh)~~ (iii) Section 41-1969.
22 ~~(iii)~~ (jjj) Section 41-2814.
23 ~~(jjj)~~ (kkk) Section 41-4025.
24 ~~(kkk)~~ (lll) Section 46-141, subsection A or B.
25 ~~(lll)~~ (mmm) Section 46-321.
26 6. "Rap back services" has the same meaning prescribed in section
27 41-1750.
28 7. "Vulnerable adult" has the same meaning prescribed in section
29 13-3623.
30 Sec. 4. Section 41-1758.01, Arizona Revised Statutes, is amended to
31 read:
32 41-1758.01. Fingerprinting division; powers and duties
33 A. The fingerprinting division is established in the department of
34 public safety and shall:
35 1. Conduct fingerprint background checks for persons and applicants
36 who are seeking licenses from state agencies, employment with licensees,
37 contract providers and state agencies or employment or educational
38 opportunities with agencies that require fingerprint background checks
39 pursuant to sections 3-314, 8-105, 8-322, 8-463, 8-509, 8-802, 15-183,
40 15-503, 15-512, 15-534, 15-763.01, 15-782.02, 15-1330, 15-1881, 17-215,
41 28-3228, 28-3413, 32-122.02, 32-122.05, 32-122.06, 32-823, 32-1232,
42 32-1276.01, 32-1284, 32-1297.01, 32-1904, 32-1941, 32-1982, 32-2022,
43 32-2063, 32-2108.01, 32-2123, 32-2371, 32-3279, 32-3430, 32-3620, 32-3668,
44 32-3669, 32-3922, 32-3924, 32-4128, 32-4222, 36-113, 36-207, 36-411,

1 36-425.03, 36-446.04, 36-594.01, 36-594.02, 36-766.01, 36-882, 36-883.02,
2 36-897.01, 36-897.03, 36-3008, 41-619.52, 41-619.53, 41-1964, 41-1967.01,
3 41-1968, 41-1969, 41-2814, ~~AND~~ 41-4025, section 46-141, subsection A or B
4 and section 46-321.

5 2. Issue fingerprint clearance cards. On issuance, a fingerprint
6 clearance card becomes the personal property of the cardholder and the
7 cardholder shall retain possession of the fingerprint clearance card.

8 3. On submission of an application for a fingerprint clearance
9 card, collect the fees established by the board of fingerprinting pursuant
10 to section 41-619.53 and deposit, pursuant to sections 35-146 and 35-147,
11 the monies collected in the board of fingerprinting fund.

12 4. Inform in writing each person who submits fingerprints for a
13 fingerprint background check of the right to petition the board of
14 fingerprinting for a good cause exception pursuant to section 41-1758.03,
15 41-1758.04 or 41-1758.07.

16 5. If after conducting a state and federal criminal history records
17 check the division determines that it is not authorized to issue a
18 fingerprint clearance card to a person, inform the person in writing that
19 the division is not authorized to issue a fingerprint clearance card. The
20 notice shall include the criminal history information on which the denial
21 was based. This criminal history information is subject to dissemination
22 restrictions pursuant to section 41-1750 and Public Law 92-544.

23 6. Notify the person in writing if the division suspends, revokes
24 or places a driving restriction notation on a fingerprint clearance card
25 pursuant to section 41-1758.04. The notice shall include the criminal
26 history information on which the suspension, revocation or placement of
27 the driving restriction notation was based. This criminal history
28 information is subject to dissemination restrictions pursuant to section
29 41-1750 and Public Law 92-544.

30 7. Administer and enforce this article.

31 B. The fingerprinting division may contract for electronic or
32 internet-based fingerprinting services through an entity or entities for
33 the acquisition and transmission of applicant fingerprint and data
34 submissions to the department, including identity verified fingerprints
35 pursuant to section 15-106. The entity or entities contracted by the
36 department of public safety may charge the applicant a fee for services
37 provided pursuant to this article. The entity or entities contracted by
38 the department of public safety shall comply with:

39 1. All information privacy and security measures and submission
40 standards established by the department of public safety.

41 2. The information technology security policy approved by the
42 department of public safety.