

REFERENCE TITLE: psychologist board; complaint-related documents

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

HB 2441

Introduced by
Representative Keshe1

AN ACT

AMENDING SECTION 32-2082, ARIZONA REVISED STATUTES; RELATING TO THE STATE
BOARD OF PSYCHOLOGIST EXAMINERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 32-2082, Arizona Revised Statutes, is amended to
3 read:

4 32-2082. Right to examine and copy evidence; subpoenas; right
5 to counsel; appeal

6 A. In connection with an investigation conducted pursuant to this
7 chapter, at all reasonable times the board and ~~its~~ THE BOARD'S authorized
8 agents may examine and copy documents, reports, records and other physical
9 evidence wherever located relating to the licensee's professional
10 competence, unprofessional conduct or mental or physical ability to safely
11 practice psychology.

12 B. The board and ~~its~~ THE BOARD'S authorized agents may issue
13 subpoenas to compel the attendance and testimony of witnesses and the
14 production of documents and other physical evidence as prescribed in
15 subsection A of this section. The board may petition the superior court
16 to enforce a subpoena.

17 C. Within five days ~~of~~ AFTER receiving a subpoena, a person may
18 petition the board to revoke, limit or modify the subpoena. The board
19 shall take this action if ~~it~~ THE BOARD determines that the evidence
20 demanded is not relevant to the investigation. The person may petition
21 the superior court for this relief without first petitioning the board.

22 D. A person appearing before the board or ~~its~~ THE BOARD'S
23 authorized agents may be represented by an attorney.

24 E. EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, documents
25 associated with an investigation are not open to the public and shall
26 remain confidential. ~~No~~ Documents may NOT be released without a court
27 order compelling their production. THE PARTY THAT FILED THE COMPLAINT IS
28 ENTITLED TO AND SHALL BE PROVIDED COPIES OF ALL DOCUMENTS RECEIVED AND
29 REVIEWED BY THE BOARD IN CONNECTION WITH THE INVESTIGATION, EXCEPT AS
30 OTHERWISE RESTRICTED UNDER STATE OR FEDERAL LAW.

31 F. Nothing in this section or any other provision of law making
32 communications between a psychologist and client or patient privileged
33 applies to an investigation conducted pursuant to this chapter. The
34 board, its employees and its agents shall keep in confidence the names of
35 clients or patients whose records are reviewed during an investigation.