

House Engrossed Senate Bill

~~licensed secure facility; incompetent defendants~~
(now: licensed secure health facility; defendants)

State of Arizona
Senate
Fifty-seventh Legislature
First Regular Session
2025

CHAPTER 113
SENATE BILL 1604

AN ACT

AMENDING SECTION 36-425.06, ARIZONA REVISED STATUTES; RELATING TO SECURE FACILITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 36-425.06, Arizona Revised Statutes, is amended
3 to read:

4 36-425.06. Secure behavioral health residential facilities;
5 license; annual report; definition

6 A. The department shall license secure behavioral health
7 residential facilities to provide secure twenty-four-hour on-site
8 supportive treatment and supervision by staff with behavioral health
9 training for persons who have been determined to be seriously mentally
10 ill, who are chronically resistant to treatment for a mental disorder and
11 who are placed in the facility pursuant to a court order issued pursuant
12 to section 36-550.09 or who have been committed pursuant to a court order
13 issued pursuant to section 13-4521. A secure behavioral health
14 residential facility may provide services only to persons placed in or
15 committed to the facility pursuant to a court order issued pursuant to
16 section 36-550.09 or 13-4521 and may not provide services to any other
17 persons on that facility's premises. PATIENTS WHO ARE COMMITTED PURSUANT
18 TO SECTION 36-550.09 MAY NOT BE TREATED IN A SECURE BEHAVIORAL HEALTH
19 RESIDENTIAL FACILITY THAT TREATS PATIENTS WHO ARE COMMITTED PURSUANT TO
20 SECTION 13-4521. A secure behavioral health residential facility may not
21 have more than sixteen beds.

22 B. On or before September 1 of each year, the director of the
23 Arizona health care cost containment system administration shall submit a
24 report to the governor, the legislature and the supreme court that
25 includes all of the following information:

26 1. An accounting of where the monies appropriated to the Arizona
27 health care cost containment system administration for secure behavioral
28 health residential facilities were used during the previous year.

29 2. The number of available beds in each secure behavioral health
30 residential facility.

31 C. For the purposes of this section, "secure" means premises that
32 limit a patient's egress in the least restrictive manner consistent with
33 the patient's court-ordered treatment plan.

APPROVED BY THE GOVERNOR MAY 2, 2025.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 2, 2025.