

COMMITTEE ON HEALTH & HUMAN SERVICES
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1162
(Reference to Senate engrossed bill)

Amendment instruction key:
[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.
[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously enacted session law.
[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.
<<Green carets>> indicate a section added to the bill.
<<Green strikeout in carets>> indicates a section removed from the bill.

1 The bill as proposed to be amended is reprinted as follows:

2 Section 1. Title 36, chapter 4, article 1, Arizona Revised
3 Statutes, is amended by adding section 36-405.04, to read:

4 36-405.04. Licensing and monitoring of health care
5 institutions; joint review of monitoring and
6 compliance functions; reporting requirement

7 A. THE DEPARTMENT SHALL LICENSE AND MONITOR THE OPERATION OF HEALTH
8 CARE INSTITUTIONS TO ENSURE COMPLIANCE WITH THIS CHAPTER.

9 B. THE DEPARTMENT AND THE ARIZONA HEALTH CARE COST CONTAINMENT
10 SYSTEM SHALL COORDINATE TO REVIEW MONITORING AND COMPLIANCE FUNCTIONS TO
11 IDENTIFY AREAS OF OVERLAP RELATED TO HEALTH CARE INSTITUTION LICENSING
12 STANDARDS. THE REVIEW MUST INCLUDE, AT A MINIMUM:

13 1. LICENSING, CERTIFICATION AND ENROLLMENT REQUIREMENTS.

14 2. ON-SITE SURVEYS, INSPECTIONS, AUDITS AND OTHER COMPLIANCE
15 ACTIVITIES.

16 3. DATA COLLECTION AND REPORTING REQUIREMENTS.

17 4. CORRECTIVE ACTION AND ENFORCEMENT PROCESSES APPLICABLE TO HEALTH
18 CARE INSTITUTIONS.

19 C. THE DEPARTMENT AND THE ARIZONA HEALTH CARE COST CONTAINMENT
20 SYSTEM SHALL:

21 1. IDENTIFY OPPORTUNITIES TO ELIMINATE OR REDUCE DUPLICATIVE,
22 REDUNDANT OR INCONSISTENT REQUIREMENTS WHILE MAINTAINING PATIENT SAFETY
23 AND APPROPRIATE REGULATORY OVERSIGHT.

24 2. COORDINATE OR ALIGN POLICIES, PROCEDURES AND OPERATIONAL
25 PRACTICES TO MINIMIZE ADMINISTRATIVE BURDENS ON HEALTH CARE INSTITUTIONS.

1 D. THIS SECTION DOES NOT REQUIRE ANY ACTION THAT IS INCONSISTENT
2 WITH FEDERAL MEDICAID CONDITIONS OF PARTICIPATION[~~;~~] [OR] CONDITIONS OF
3 PAYMENT OR OTHER APPLICABLE FEDERAL REQUIREMENTS.

4 E. ON OR BEFORE DECEMBER 31, 2026 AND ON OR BEFORE OCTOBER 31 EVERY
5 FOUR YEARS THEREAFTER, THE DEPARTMENT SHALL SUBMIT A WRITTEN REPORT TO THE
6 HOUSE OF REPRESENTATIVES AND THE SENATE HEALTH AND HUMAN SERVICES
7 COMMITTEES, OR THEIR SUCCESSOR COMMITTEES, THAT SUMMARIZES THE FINDINGS OF
8 THE REVIEW, IDENTIFIES AREAS OF DUPLICATION OR OVERLAP AND INCLUDES
9 RECOMMENDATIONS FOR STATUTORY, REGULATORY OR ADMINISTRATIVE CHANGES.

10 [F. ON OR BEFORE DECEMBER 31, 2026, THE DEPARTMENT AND THE ARIZONA
11 HEALTH CARE COST CONTAINMENT SYSTEM SHALL REVIEW THEIR RULES AND POLICIES
12 RELATING TO BEHAVIORAL HEALTH TECHNICIANS TO ENSURE ALIGNMENT WITH ARTICLE
13 4.1 OF THIS CHAPTER.]

14 <<Sec. 2. Title 36, chapter 4, Arizona Revised Statutes, is amended
15 by adding article 4.1, to read:

16 ARTICLE 4.1. BEHAVIORAL HEALTH TECHNICIANS

17 36-444. Definition of behavioral health technician

18 [IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES, "BEHAVIORAL
19 HEALTH TECHNICIAN":

20 1. MEANS AN INDIVIDUAL TO WHOM ALL OF THE FOLLOWING APPLY:

21 (a) IS EMPLOYED BY A BEHAVIORAL HEALTH FACILITY THAT IS A LICENSED
22 HEALTH CARE INSTITUTION PURSUANT TO THIS CHAPTER.

23 (b) PROVIDES BEHAVIORAL HEALTH SERVICES UNDER THE SUPERVISION OR
24 CLINICAL OVERSIGHT OF A LICENSED BEHAVIORAL HEALTH PROFESSIONAL OR A
25 REGISTERED NURSE WHO IS LICENSED PURSUANT TO TITLE 32, CHAPTER 15.

26 (c) PERFORMS ONLY DELEGATED CLINICAL AND SUPPORTIVE FUNCTIONS
27 CONSISTENT WITH THE INDIVIDUAL'S DEMONSTRATED TRAINING AND COMPETENCE AND
28 THE EMPLOYING BEHAVIORAL HEALTH FACILITY'S POLICIES AND PROCEDURES.

29 2. INCLUDES A REGISTERED NURSE WHO IS LICENSED PURSUANT TO TITLE
30 32, CHAPTER 15, WHO IS ACTING WITHIN THE REGISTERED NURSE'S SCOPE OF
31 PRACTICE AND WHO PERFORMS THE FUNCTIONS OF A BEHAVIORAL HEALTH
32 TECHNICIAN.]

33 36-444.01. Qualifications; standards

34 [A. A BEHAVIORAL HEALTH TECHNICIAN SHALL:

35 1. BE AT LEAST EIGHTEEN YEARS OF AGE.

36 2. POSSESS A MINIMUM OF A HIGH SCHOOL DIPLOMA OR THE EQUIVALENT.

37 3. SUCCESSFULLY COMPLETE ANY REQUIRED BACKGROUND CHECKS.

38 B. BEFORE PROVIDING SUPERVISED DIRECT SERVICES, A BEHAVIORAL HEALTH
39 TECHNICIAN SHALL COMPLETE TRAINING THAT ADDRESSES:

40 1. BEHAVIORAL HEALTH SYSTEM ORIENTATION.

41 2. CONFIDENTIALITY AND COMPLIANCE.

42 3. PROFESSIONAL BOUNDARIES AND ETHICS.

43 4. CRISIS RESPONSE AND DE-ESCALATION TECHNIQUES AND SKILLS.

44 5. TRAUMA-INFORMED AND RECOVERY-ORIENTED CARE.

1 C. A BEHAVIORAL HEALTH FACILITY MAY ADOPT INTERNAL STANDARDS FOR
2 BEHAVIORAL HEALTH TECHNICIANS THAT EXCEED STATUTORY MINIMUMS. THE
3 EMPLOYING BEHAVIORAL HEALTH FACILITY SHALL PROVIDE ONGOING TRAINING THAT
4 THE BEHAVIORAL HEALTH FACILITY REQUIRES OR THAT IS REQUIRED BY LAW.]
5 36-444.02. Duties
6 [A. A BEHAVIORAL HEALTH TECHNICIAN MAY PROVIDE SERVICES CONSISTENT
7 WITH THE INDIVIDUAL'S TRAINING, DELEGATION AND SUPERVISION, INCLUDING:
8 1. IMPLEMENTING CLIENT TREATMENT, SERVICE OR RECOVERY PLANS.
9 2. PROVIDING SKILLS TRAINING AND SUPPORTIVE COUNSELING TO SUPPORT
10 BEHAVIORAL, EMOTIONAL AND RECOVERY-ORIENTED FUNCTIONING OF CLIENTS.
11 3. ASSISTING WITH CLIENT SELF-ADMINISTRATION OF MEDICATION AS
12 AUTHORIZED BY LAW OR WITHIN AN APPLICABLE SCOPE OF PRACTICE.
13 4. COMPLETING DOCUMENTATION AND CLERICAL ACTIVITIES RELATED TO
14 CLIENT CARE.
15 5. CONTRIBUTING TO CLIENT ASSESSMENTS AND SERVICE PLANNING,
16 INCLUDING:
17 (a) INTERVIEWING AND RECORDING CLIENT HISTORY, CURRENT STATUS AND
18 DESIRED GOALS.
19 (b) GATHERING AND RECORDING COLLATERAL AND SUPPORTIVE DOCUMENTATION
20 TO ASSIST IN DEVELOPING THE SERVICE PLAN.
21 (c) RECORDING STRENGTHS, NEEDS, ABILITIES AND PREFERENCES INTO A
22 SERVICE PLAN.
23 6. PROVIDING EDUCATION REGARDING TREATMENT OPTIONS AND COMMUNITY
24 RESOURCES.
25 7. SUBMITTING ALLOWABLE BILLING CONSISTENT WITH PAYER REQUIREMENTS.
26 8. SUPPORTING MOBILE CRISIS TEAMS AND THEIR INTERVENTIONS,
27 INCLUDING ENGAGEMENT, DE-ESCALATION, SAFETY PLANNING, FOLLOW-UP
28 COORDINATION, COLLECTION OF COLLATERAL INFORMATION AND ASSISTANCE WITH
29 ASSESSMENT ACTIVITIES.
30 9. PROVIDING CLIENT TRANSPORTATION, MEAL PREPARATION AND DAILY
31 LIVING SUPPORTS CONSISTENT WITH TREATMENT GOALS.
32 10. SCHEDULING CLIENT APPOINTMENTS AND PROVIDING CASE MANAGEMENT
33 SUPPORT ACTIVITIES.
34 11. MONITORING AND DOCUMENTING VITAL SIGNS OF CLIENTS AND OTHER
35 HEALTH INDICATORS FOR WHICH THE BEHAVIORAL HEALTH TECHNICIAN HAS RECEIVED
36 APPROPRIATE TRAINING AND AUTHORIZATION.
37 12. PROVIDING OTHER SUPPORTIVE OR REHABILITATIVE SERVICES
38 CONSISTENT WITH THE INDIVIDUAL'S TRAINING AND SUPERVISION AND THE
39 EMPLOYING BEHAVIORAL HEALTH FACILITY'S LICENSE.

1 B. THIS SECTION DOES NOT AUTHORIZE ANY BEHAVIORAL HEALTH TECHNICIAN
2 TO DIAGNOSE MEDICAL OR BEHAVIORAL HEALTH CONDITIONS, PRESCRIBE MEDICATIONS
3 OR PROVIDE SERVICES BEYOND THOSE THAT ARE DELEGATED TO THE BEHAVIORAL
4 HEALTH TECHNICIAN AND SUPERVISED BY A LICENSED BEHAVIORAL HEALTH
5 PROFESSIONAL OR A REGISTERED NURSE WHO IS LICENSED PURSUANT TO TITLE 32,
6 CHAPTER 15.]>>

7 Enroll and engross to conform
8 Amend title to conform
And, as so amended, it do pass

SELINA BLISS
CHAIRMAN

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