

Senate Engrossed House Bill

~~authorized transporters~~
(now: transportation; mental health; patients)

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE BILL 2404

AN ACT

AMENDING TITLE 36, CHAPTER 5, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 36-503.05; RELATING TO MENTAL HEALTH SERVICES.

(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 5, article 1, Arizona Revised
3 Statutes, is amended by adding section 36-503.05, to read:

4 36-503.05. Mental health patients; proposed patients;
5 transportation; use of peace officers
6 prohibited; exceptions

7 A. NOTWITHSTANDING ANY OTHER LAW TO THE CONTRARY, A PEACE OFFICER
8 MAY NOT CONDUCT THE TRANSPORT OF A PERSON FROM A HOSPITAL EMERGENCY
9 DEPARTMENT OR A LOCKED UNIT OF A BEHAVIORAL HEALTH FACILITY TO ANOTHER
10 HEALTH CARE INSTITUTION, AN EVALUATION AGENCY OR A MENTAL HEALTH TREATMENT
11 AGENCY, UNLESS ONE OF THE FOLLOWING APPLIES:

12 1. THE PERSON IS INCARCERATED.

13 2. A COURT, A PERSON, AN EVALUATION AGENCY OR A MENTAL HEALTH
14 TREATMENT AGENCY HAS REASONABLE GROUNDS TO BELIEVE THAT THE PATIENT OR
15 PROPOSED PATIENT CANNOT BE SAFELY APPREHENDED WITHOUT THE ASSISTANCE OF A
16 PEACE OFFICER.

17 3. ANY PERSON REQUESTS A PEACE OFFICER BY DIALING 911 OR A SIMILAR
18 DESIGNATED TELEPHONE NUMBER FOR EMERGENCY CALLS AND NEEDS EMERGENCY
19 ASSISTANCE.

20 B. EXCEPT AS PROVIDED IN SUBSECTION A OF THIS SECTION, AN
21 AUTHORIZED TRANSPORTER SHALL CONDUCT ANY APPREHENSION AND TRANSPORT OF A
22 PATIENT OR PROPOSED PATIENT.

23 Sec. 2. Effective date

24 Section 36-503.05, Arizona Revised Statutes, as added by this act,
25 is effective from and after December 31, 2029.