

REFERENCE TITLE: health care directives registry; access

State of Arizona  
Senate  
Fifty-fifth Legislature  
Second Regular Session  
2022

## **SB 1190**

Introduced by  
Senator Shope

AN ACT

AMENDING SECTION 36-3295, ARIZONA REVISED STATUTES; RELATING TO THE HEALTH CARE DIRECTIVES REGISTRY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 36-3295, Arizona Revised Statutes, is amended to  
3 read:

4 36-3295. Registry information; confidentiality; health care  
5 provider access; use and transfer of information;  
6 definition

7 A. Information maintained by the qualifying health information  
8 exchange organization pursuant to this article is confidential and shall  
9 not be disclosed except as allowed by state or federal law.

10 B. The person who submits a document described in section 36-3292,  
11 ~~and~~ the person who is the subject of the document **AND THE SURROGATE OF THE**  
12 **PRINCIPAL** may access the document in the health care directives registry  
13 in a manner prescribed by the qualifying health information exchange  
14 organization.

15 C. Notwithstanding subsection A of this section, a health care  
16 provider may access the health care directives registry and receive a  
17 patient's health care directive documents for the provision of health care  
18 services.

19 D. The qualifying health information exchange organization shall  
20 use information contained in the registry only for purposes prescribed in  
21 this article.

22 E. At the request of the person who submitted a document described  
23 in section 36-3292, the qualifying health information exchange  
24 organization may transmit the information received regarding the document  
25 to the registry system of another jurisdiction.

26 F. For the purposes of this section, "health care provider"  
27 includes an emergency medical service provider and emergency service  
28 technician providing emergency medical services as defined in section  
29 36-2201 and the organ procurement organization that maintains the donor  
30 registry established pursuant to section 36-858.