

REFERENCE TITLE: health professionals; website; time limitation

State of Arizona  
House of Representatives  
Fifty-sixth Legislature  
Second Regular Session  
2024

## **HB 2312**

Introduced by  
Representatives Contreras P: Austin, Crews, Ortiz, Sandoval, Schwiebert,  
Seaman, Stahl Hamilton, Sun, Villegas

AN ACT

AMENDING SECTION 32-3214, ARIZONA REVISED STATUTES; RELATING TO HEALTH PROFESSIONALS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 32-3214, Arizona Revised Statutes, is amended to  
3 read:

4 32-3214. Board actions; public access to records; website

5 A. If a health profession regulatory board dismisses a complaint,  
6 the record of that complaint is available to that HEALTH PROFESSION  
7 regulatory board and the public pursuant to section 39-121 but may not  
8 appear on the HEALTH PROFESSION REGULATORY board's website. For the  
9 purposes of this subsection, "dismisses a complaint" means that a HEALTH  
10 PROFESSION REGULATORY board does not issue a disciplinary or  
11 nondisciplinary order or action against a licensee or certificate  
12 holder. A pending complaint or investigation may not be disclosed to the  
13 public.

14 B. All disciplinary actions against a licensee or certificate  
15 holder shall be available on the health profession regulatory board's  
16 website for not more than ~~five~~ TWENTY-FIVE years. If a health profession  
17 regulatory board issues a final nondisciplinary order or action, the  
18 ~~record of the~~ final nondisciplinary order or action, INCLUDING LETTERS OF  
19 CONCERN AND ADVISORY LETTERS, shall be made available on the HEALTH  
20 PROFESSION REGULATORY board's website for not more than ~~five~~ TWENTY-FIVE  
21 years. ~~Letters of concern and advisory letters may not be made available~~  
22 ~~on the website but a copy of such letters are available to the public~~  
23 ~~pursuant to section 39-121 and shall be provided to any person on request.~~

24 C. If a health profession regulatory board maintains a website, the  
25 HEALTH PROFESSION REGULATORY board must display on its website a statement  
26 that a person may obtain additional public records related to any licensee  
27 or certificate holder, including dismissed complaints ~~and nondisciplinary~~  
28 ~~actions and orders~~, by contacting the HEALTH PROFESSION REGULATORY board  
29 directly.

30 D. This section does not prohibit a health profession regulatory  
31 board from conducting its authorized duties in a public meeting.

32 E. Subsections A and B of this section do not apply to meeting  
33 minutes and notices kept by the HEALTH PROFESSION REGULATORY board in  
34 accordance with the public meeting requirements of title 38, chapter 3,  
35 article 3.1.