

REFERENCE TITLE: health care directives registry.

State of Arizona
Senate
Fifty-sixth Legislature
Second Regular Session
2024

SB 1252

Introduced by
Senator Shope

AN ACT

AMENDING SECTION 36-3294, 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 36-3294, Arizona Revised Statutes, is amended to
3 read:

4 36-3294. Submission of documents to registry; corrected
5 information; maintenance of registry

6 A. The qualifying health information exchange organization shall
7 establish a process to allow persons to submit documents described in
8 section 36-3292 to the health care directives registry. The qualifying
9 health information exchange organization shall adopt industry standard
10 safeguards to ensure the security, privacy and integrity of the documents
11 submitted to and maintained in the health care directives registry.

12 B. The qualifying health information exchange organization is not
13 required to review a document to ensure that it complies with the
14 particular statutory requirements applicable to the document.

15 C. The qualifying health information exchange organization shall
16 provide a person who submitted the document to the health care directives
17 registry with a viewable record of the information entered into the
18 registry and allow the person to submit corrected information.

19 D. The qualifying health information exchange organization shall
20 activate the entry of a submitted document into the health care directives
21 registry only after receiving confirmation that the information submitted
22 is correct.

23 E. The qualifying health information exchange organization shall
24 establish a process to allow persons who submit documents to the health
25 care directives registry to review, retrieve, revoke and replace the
26 documents.

27 F. The qualifying health information exchange organization shall
28 establish a process for removing or distinguishing documents that have
29 been revoked or replaced by more recent documents.

30 G. The entry of a document pursuant to this article does not:

- 31 1. Affect the validity of the document.
- 32 2. Relate to the accuracy of information contained in the document.
- 33 3. Create a presumption regarding the validity of the document or
34 the accuracy of information contained in the document.

35 H. THE QUALIFYING HEALTH INFORMATION EXCHANGE ORGANIZATION SHALL
36 ESTABLISH A PROCESS TO IDENTIFY DOCUMENTS IN THE HEALTH CARE DIRECTIVES
37 REGISTRY THAT ARE ASSOCIATED WITH DECEASED INDIVIDUALS. THE DEPARTMENT
38 SHALL PROVIDE VITAL RECORDS INFORMATION SPECIFIED IN CHAPTER 3 OF THIS
39 TITLE ON AN ONGOING BASIS TO THE QUALIFYING HEALTH INFORMATION EXCHANGE
40 ORGANIZATION TO SUPPORT THAT PROCESS AND ASSIST IN MAINTAINING THE HEALTH
41 CARE DIRECTIVES REGISTRY.