



Bill Number: S.B. 1380

Barto Floor Amendment

Reference to: HHS amendment

Amendment drafted by: Legislative Council – Michele Hanigsberg

## FLOOR AMENDMENT EXPLANATION

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The Barto Floor Amendment makes the following changes:

- Modifies requirements related to the Medical Board's annual report, meeting videos and renewal forms and related information.
- Removes the requirement for the Board to remove disciplinary actions from their website after a certain period of time.
- Clarifies the type of complaints that the Executive Director is required to forward to a medical consultant.
- Removes references to a third-party vendor for criminal records checks.
- Requires the Board to post on its website the policy allowing a person's identifying information to be withheld from a physician against whom there is a complaint and states the written agreements for this anonymity will be entered to the extent consistent with the administrative appeals process.
- Includes a rulemaking exemption.

Amendment explanation prepared by Marianne Yamnik

3/6/2014

BARTO FLOOR AMENDMENT  
SENATE AMENDMENTS TO S.B. 1380  
(Reference to HHS amendment)

1 Page 1, line 7, after the third quotation mark insert ", THE ARIZONA REGULATORY  
2       BOARD OF PHYSICIAN ASSISTANTS"

3     Line 18, after the first comma strike remainder of line insert "strike lines 21  
4       through 27"

5     Page 2, line 16, strike "THREE" insert "FIVE"

6     Page 4, line 20, after "COMPLAINTS" insert "ALLEGING HARM AS A RESULT OF PATIENT  
7       CARE"

8     Page 5, strike lines 27 and 28

9     After line 32, insert:

10            *Line 21, after the period insert "THE BOARD SHALL PROVIDE THE  
11            RENEWAL FORM ONLINE AND, ON REQUEST, SHALL MAIL THE FORM TO THE  
12            LICENSEE."*

13            *Line 30, strike "attach to the completed renewal form" insert  
14            "PROVIDE TO THE BOARD AS PART OF THE RENEWAL PROCESS"*

15     Page 6, line 9, strike "REMAIN ANONYMOUS" insert "HAVE THE COMPLAINANT'S  
16       IDENTIFYING INFORMATION WITHHELD FROM THE PHYSICIAN AGAINST WHOM THE  
17       ALLEGATION OF UNPROFESSIONAL CONDUCT IS BEING MADE"

18     Line 12, after "MADE" insert "TO THE EXTENT CONSISTENT WITH THE ADMINISTRATIVE  
19       APPEALS PROCESS"; after the period insert "THE BOARD SHALL POST THIS POLICY  
20       ON THE BOARD'S WEBSITE WHERE A PERSON WOULD SUBMIT A COMPLAINT ONLINE."

21     Between lines 19 and 20, insert:

22            *"Sec. 10. Rulemaking exemption; Arizona medical board  
23            For the purposes of implementing this act, to adjust renewal time  
24       frames and to modify current rules consistent with section 41-1080, Arizona  
25       Revised Statutes, the Arizona medical board is exempt from the rulemaking  
26       requirements of title 41, chapter 6, Arizona Revised Statutes, for one year  
27       after the effective date of this act, except that the board shall provide*

Senate Amendments to S.B. 1380

1        public notice and an opportunity for public comment on proposed rules at  
2        least thirty days before a rule is adopted or amended."

3 Amend title to conform

1380nb2  
03/05/2014  
3:25 PM  
C: mjh