

**To: ADHS Employees**  
**From: ADHS Legislative Affairs**  
**Date: June 25, 2013**  
**Re: 2013 Legislative and Budget Summary**

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The First Regular Session of the 51<sup>st</sup> Legislature ended June 14, 2013. This memo briefly (a) outlines legislation passed in to law that specifically impacts the Arizona Department of Health Services (ADHS) and (b) lists other health related law in which you may have interest. The general effective date for the laws passed this session is September 13, 2013.

The First Special Session was also called by the Governor in order to address the state budget and ended June 13<sup>th</sup>, 2013. Budget bills have a varied effective date.

The Legislative Affairs Team extends our thanks to everyone throughout the Department for your responsiveness as issues arose before and during the session. We look forward to working together to provide legislators the best possible information to assist in their service.

Please feel free to contact ADHS Legislative Affairs at 602-542-1032 with any questions about these bills or other legislative issues.

<b>BILL NUMBER</b>	<b>SHORT TITLE</b>	<b>EFFECTIVE DATE</b>
<a href="#">HB 2045</a>	HEALTH CARE; DIRECT PAY; AHCCCS RATES	Sept. 13, 2013
<a href="#">HB 2164</a>	DHS; FOOD INSPECTION; EXEMPTION	Sept. 13, 2013
<a href="#">HB 2393</a>	STATE AGENCIES; LICENSURE; TIME FRAMES	Sept. 13, 2013
<a href="#">HB 2529</a>	CHILD CARE PERSONNEL	Sept. 13, 2013
<a href="#">HB 2599</a>	PROCUREMENT CODE; AMENDMENTS	Sept. 13, 2013
<a href="#">SB 1102</a>	HEARING AID DISPENSERS; AUDIOLOGISTS	Sept. 13, 2013
<a href="#">SB 1375</a>	BEHAVIORAL HEALTH SERVICES; DEPENDENT CHILDREN	VARIES
<a href="#">SB 1421</a>	SCHOOL PERSONNEL; EMERGENCY EPINEPHRINE ADMIN	Sept. 13, 2013
<a href="#">HB 2001</a>	BUDGET; GENERAL APPROPRIATIONS	VARIES
<a href="#">HB 2010</a>	BUDGET; BRB; HEALTH; WELFARE	VARIES
<a href="#">HB 2002</a>	GOVERNMENT; BUDGET RECONCILIATION	VARIES
<a href="#">HB 2006</a>	BUDGET; BUDGET PROCEEDURE	VARIES

## **GENERAL / ADMINISTRATION**

### **HB 2393: STATE AGENCIES; LICENSURE; TIME FRAMES**

HB 2393 permits a person who is required, or could be required, to obtain a license to petition GRRC to require an agency to consider including a recommendation for reducing a licensing time frame in their five-year report.

### **HB 2599: PROCUREMENT CODE; AMENDMENTS**

HB 2599 makes various changes to the Arizona Procurement Code.

### **SB 1421: SCHOOL PERSONNEL; EMERGENCY EPINEPHRINE ADMINISTRATION**

SB 1421 requires school districts, if the legislature appropriates monies, to stock auto-injectable epinephrine at each school. Allows the ADHS Medical Director (among other Medical Doctors) to issue a standing order for a trained school district employee to administer the epinephrine to an adult or child exhibiting symptoms of anaphylactic shock. Also requires the State Board of Education, in consultation with ADHS, ADE, medical, and school professionals, to adopt rules before January 1, 2014.

### **HB 2001: BUDGET; GENERAL APPROPRIATIONS**

The "feed bill" for FY2013-14, contains appropriations for state agencies and programs. Contains appropriations for ADHS and various footnotes (Sec. 44) relating to public/family health, behavioral health, the Arizona State Hospital and department wide budget implementations. Contains footnotes for Alzheimer's research funding, various reports, and an intent clause for the new SLI for mental health first aid. HB 2001 also makes permanent the retention pay bonus for uncovered employees in the FY 2013 budget.

### **HB 2010: BUDGET; BRB; HEALTH; WELFARE**

HB 2010 includes provisions related to health necessary to implement the FY 2013-14 state budget. Also contains the provisions for Medicaid restoration/expansion. For ADHS, the bill contains new authority for HCI license suspension or revocation (Sec. 2), AHCCCS ambulance rate setting changes (Sec. 3), a new attestation for hospitals to submit to ADHS related to the hospital assessment (Sec. 5), new requirements for suspension or revocation of hospital licensure (Sec. 5), an extension of Laws 2011, Chapter 96 until April 30, 2014 (Sec. 13), language for the county reimbursement of SVPs (Sec. 17), RTC language for counties (Sec. 18), ambulance AHCCCS reimbursement rates (Sec. 25), Alzheimer's funding source (Sec. 27), hearing and speech fund transfer (Sec. 29), hospital transparency report (Sec. 37), ADHS exempt rule making authority for one year after effective date of the act (Sec. 43), intent clause for a behavioral health provider rate increase (Sec. 49), expenditure authority for Medicaid expansion (Sec. 50), and a retroactivity clause for Laws 2011, Chapter 96 (Sec. 55).

**HB 2002: GOVERNMENT; BUDGET RECONCILIATION**

HB 2002 contains provisions eliminating the requirement for a state employee to work 90 days before benefit eligibility (Sec. 6).

**HB 2006: BUDGET PROCEDURES**

HB 2006 requires each executive branch budget unit, rather than each annual budget unit, to annually develop and submit five-year strategic plans and removes the requirement that agency goals be included in the strategic plan (Sec. 1).

**DIVISION OF BEHAVIORAL HEALTH SERVICES**

**SB 1375: BEHAVIORAL HEALTH SERVICES; DEPENDENT CHILDREN**

SB 1375 requires DES to collaborate with ADHS and AHCCCS to develop a report by October 1, 2015 on the best way to provide medical and behavioral health services to a certain children's population (CMDP). Requires ADHS, through December 31, 2015, to prepare and issue a quarterly financial and program accountability trends report containing specific data points. Also contains exempt rule making authority for ADHS through April 30, 2014 for HCIs, Assisted Living and Skilled Nursing Facilities (Sec. 8, 9).

**DIVISION OF LICENSING SERVICES**

**HB 2529: CHILD CARE PERSONNEL**

HB 2529 specifies that ADHS must consult with licensed child care facility representatives when performing the comprehensive review of its rules every two years. The bill also requires ADHS and DES to publish on the agency's websites, the list of disqualifying acts of substantiated abuse or neglect. Contains other provisions related to child care.

**SB 1102: HEARING AID DISPENSERS; AUDIOLOGISTS**

The bill contains various changes related to the licensure of Hearing and Speech Professionals licensed by ADHS. SB 1102 increases licensure periods from one year to two years, consolidates licensing funds, clarifies when and how often exams shall be conducted by ADHS, and contains exempt rule making authority until July 1, 2014 in order to implement the act.

**HB 2045: AHCCCS; HOSPITAL REIMBURSEMENT METHODOLOGY**

HB 2045 contains provision that require certain health care institutions to provide "direct pay prices" upon request. Also specifies the Arizona State Hospital is exempt from the provisions of the bill related to "direct pay prices."

## **DIVISION OF PUBLIC HEALTH**

### **[HB 2164](#): DHS; FOOD INSPECTIONS; EXEMPTION**

HB 2164 exempts all locations from the rules relating to food and drink if the location only sells commercially prepackaged food or drink that is not potentially hazardous. The bill also specifies that until ADHS adopts an exemption by rule, all locations, rather than only those that have a display area less than 10 linear feet that sell only commercially prepackaged food or drink and is not potentially hazardous, is exempt from the rules relating to food and drink.

## **OTHER HEALTH RELATED BILLS OF INTEREST**

### **[HB 2042](#): SCHOOLS; DIABETES MANAGEMENT**

### **[HB 2066](#): DEFINITIONS; ARCHIAC LANGUAGE; REMOVAL**

### **[HB 2310](#): COURTS; EVALUATION; MENTAL HEALTH; REPORT**

### **[HB 2430](#): LOCAL HEALTH DEPARTMENT; IMMUNIZATION; REIMBURSEMENT**

### **[SB 1098](#): MARIJUANA; CULTIVATION; COUNTY ZONING**

### **[SB 1108](#): FOSTER HOME LICENSURE; IMMUNIZATIONS**

### **[SB 1209](#): MINORS; TOBACCO-DERIVED PRODUCTS**

### **[SB 1235](#): PSYCHIATRIC SECURITY REVIEW BOARD; CONTINUATION**

### **[SB 1286](#): NURSING FACILITY PROVIDER ASSESSMENTS**

### **[SB 1337](#): SCHOOLS; CPR TRAINING**

### **[SB 1443](#): MARIJUANA; POST SECONDARY EDUCATION; MEDICAL RESEARCH**

### **[SB 1469](#): APPLYING AQUATIC POISONS**