

REFERENCE TITLE: health facilities; resuscitation; emergency care

State of Arizona
House of Representatives
Fifty-fourth Legislature
Second Regular Session
2020

HB 2260

Introduced by
Representative Kern

AN ACT

**AMENDING TITLE 36, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 36-420; RELATING TO HEALTH CARE INSTITUTIONS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 36, chapter 4, article 1, Arizona Revised
3 Statutes, is amended by adding section 36-420, to read:
4 36-420. Health care institutions; duty to care for residents;
5 requirements; prohibition
6 A. SKILLED NURSING FACILITIES, ASSISTED LIVING CENTERS, ASSISTED
7 LIVING FACILITIES, ASSISTED LIVING HOMES, ADULT FOSTER CARE HOMES, GROUP
8 HOMES, RESIDENTIAL CARE INSTITUTIONS AND OTHER SIMILAR HEALTH CARE
9 INSTITUTIONS AS PRESCRIBED IN RULE BY THE DEPARTMENT AND THEIR RESPECTIVE
10 EMPLOYEES, AGENTS AND ASSIGNS HAVE AN AFFIRMATIVE DUTY TO CARE FOR THEIR
11 RESIDENTS.
12 B. FACILITIES PRESCRIBED IN SUBSECTION A OF THIS SECTION:
13 1. SHALL PROVIDE BASIC LIFE SUPPORT, INCLUDING INITIATING IMMEDIATE
14 RESUSCITATION, BEFORE THE ARRIVAL OF EMERGENCY MEDICAL SERVICES TO A
15 RESIDENT WHO EXPERIENCES CARDIAC ARREST OR ANY OTHER CESSATION OF
16 RESPIRATIONS IN ACCORDANCE WITH THAT RESIDENT'S ADVANCE DIRECTIVES OR IN
17 THE ABSENCE OF ADVANCE DIRECTIVES OR A DO-NOT-RESUSCITATE ORDER FOR THAT
18 RESIDENT. FACILITY STAFF WHO ARE CERTIFIED IN CARDIOPULMONARY
19 RESUSCITATION SHALL BE AVAILABLE AT THE FACILITY AT ALL TIMES.
20 2. SHALL PROVIDE RECOVERY ASSISTANCE TO NONINJURED RESIDENTS WHO
21 HAVE FALLEN AND ARE UNABLE TO REASONABLY RECOVER THEMSELVES INDEPENDENTLY.
22 FACILITY STAFF WHO ARE CERTIFIED IN FALL RECOVERY SHALL BE AVAILABLE AT
23 THE FACILITY AT ALL TIMES.
24 3. MAY NOT ESTABLISH OR IMPLEMENT POLICIES THAT PREVENT EMPLOYEES
25 FROM PROVIDING IMMEDIATE RESUSCITATION, EMERGENCY CARE OR FALL RECOVERY
26 ASSISTANCE TO THEIR PATIENTS OR RESIDENTS.