



Arizona State Law

For your reference, this is a list of Arizona statutes that may impact or inform human research activities. This may not be an all-inclusive list. You are required to know what laws, rules, and regulations may apply to you as a researcher, as well as those that may apply to your professional license.

To review the full statute, please go to: <https://www.azleg.gov/arstitle/>

The HSPP does not make determinations on the applicability of state statute.

The applicable statutes have been divided into the following general categories:

- 1. Records: Medical records, release, confidentiality, retention**
- 2. Genetics**
- 3. Abuse, neglect, assault, mandatory reporting**
- 4. Clinical Trials**
- 5. Mental Health/HIV/Other Confidential information**
- 6. Embryos/Fetus/Surrogate**
- 7. Minors**
- 8. Prisoners**

1. Records

- a. [12-2292](#); Confidentiality of medical records and payment records
- b. [12-2293](#); Release of medical records and payment records to patients and health care decision makers; definition
- c. [12-2294](#); Release of medical records and payment records to third parties
*If you receive a third-party records request, please contact the [HSPP](#) and OGC at OGC-Info@email.arizona.edu
- d. [12-2294.01](#). Release of medical records or payment records to third parties pursuant to subpoena.*

*If you are asked to accept service of a subpoena, please contact the [HSPP](#) and contact OGC at OGC-Info@email.arizona.edu. Individual units and employees are not authorized to accept service on behalf of the institution. See <https://ogc.arizona.edu/faqs> for more information.

- e. [36-509](#). Confidential records [mental health]
- f. [36-2220](#); Records confidentiality; definitions [emergency medical services]
- g. [36-3602](#). Delivery of health care through telemedicine; requirements; exceptions

2. Genetics

- a. [12-2801](#); Definitions [Genetic testing]
- b. [12-2802](#); Confidentiality of genetic testing results; disclosure
- c. [12-2803](#); Testing of minors; notice to parents; informed consent
- d. [20-448.02](#). Genetic testing; informed consent; definitions

3. Abuse, neglect, assault, mandatory reporting:

- a. [13-1404](#); Sexual abuse; classifications
- b. [13-1410](#); Molestation of child; classification
- c. [13-3620](#); Duty to report abuse, physical injury, neglect and denial or deprivation of medical or surgical care or nourishment of minors; medical records; exception; violation; classification; definitions



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- d. [13-3623](#); Child or vulnerable adult abuse; emotional abuse; classification; exceptions; definitions –
- e. [14-5312](#); General powers and duties of guardian
- f. Mandatory Reporting: see HSPP guidance, Mandatory Reporting

4. Clinical Trials:

- a. [20-826.01](#). Hospital or medical service corporations; clinical trials; cancer; definitions
- b. [20-1057.07](#). Health care services organizations; clinical trials; cancer; definitions
- c. [20-2328](#); Accountable health plans; clinical trials; cancer; definitions
- d. [32-3204](#); Experimental diagnosis, therapy or treatment; implied consent; definition
- e. [32-1401](#); Unprofessional conduct relative to the practice of medicine
- f. [36-3602](#). Delivery of health care through telemedicine; requirements; exceptions

5. Mental Health/HIV/Other Confidential information:

- a. [32-2085](#). Confidential Communication
- b. [36-664](#). Confidentiality; exceptions [HIV]

6. Embryos/Fetus/Surrogate

- a. [36-2302](#); Experimentation on human fetus or embryo prohibited; physician-patient privilege inapplicable
- b. [36-2311](#), [2312](#), [2313](#); Treatment of Embryos

7. Minors

- a. [12-2454](#); Effect of emancipation
- b. [44-132](#); Capacity of minor to obtain hospital, medical and surgical care; definition
- c. [44-132.01](#) Capacity of minor to obtain treatment for venereal disease without consent of parent
- d. [44-133](#); Emergency consent for hospital care, medical attention or surgery by person in loco parentis
- e. [44-133.01](#); Capacity of minor to consent to treatment for use of a dangerous drug or narcotic
- f. [44-134](#); Capacity of minor for blood donation

See *Research Involving Children* guidance.

8. Prisoners

- a. [31-321](#). Prisoner participation in approved programs.