

LAWS OF ARIZONA

CHAPTER 121

Senate Bill 1248

AN ACT

RELATING TO PUBLIC HEALTH; PROVIDING FOR ADMINISTRATION OF THE STATE SANATORIUM; PROVIDING FOR CONTRACTING FOR INSTITUTIONAL CARE AND FOR CONTRACTS WITH DEPARTMENT OF MENTAL RETARDATION AND OTHER AGENCIES; AMENDING SECTIONS 32-261 AND 36-262, ARIZONA REVISED STATUTES, AND AMENDING TITLE 36, CHAPTER 6, ARTICLE 6, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-718.

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 36-261, Arizona Revised Statutes, is amended to read:

36-261. Arizona state sanatorium; administration

The state ~~tuberculosis~~ sanatorium shall be administered by the state department of health. The department shall:

1. Own and control all real and personal property or any interest therein which is devoted to the use and benefit of the ~~tuberculosis~~ STATE sanatorium.
2. Be the official custodian of all files and records belonging to or pertaining to the sanatorium.
3. Promulgate rules and regulations consistent with law for the operation and administration of the sanatorium.
4. Be the recipient of and have available all appropriations for the operation, construction, alteration, improvement and equipping of the ~~tuberculosis~~ STATE sanatorium.
5. CONTRACT TO THE EXTENT THAT SPACE IS AVAILABLE WITH THE STATE DEPARTMENT OF MENTAL RETARDATION OR OTHER FEDERAL STATE OR COUNTY AGENCIES OR PRIVATE OR PUBLIC INSTITUTIONS TO PROVIDE

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MEDICAL CARE AND TREATMENT FOR PERSONS UNDER THE JURISDICTION OF SUCH DEPARTMENT, AGENCIES OR INSTITUTIONS. SUCH CONTRACTS SHALL PROVIDE FOR PAYMENT TO THE STATE SANATORIUM OF AN AMOUNT WHICH IS NOT LESS THAN THE DIRECT AND INDIRECT COST, TO BE DETERMINED SEMIANNUALLY, OF THE CARE AND TREATMENT PROVIDED BY THE SANATORIUM PLUS AN ADDITIONAL TWO PER CENT OF SUCH TOTAL COST.

Sec. 2. Section 36-262, Arizona Revised Statutes, is amended to read:

36-262. Receipt and administration of funds for control of the state sanatorium

The state department of health is designated the official state agency to receive, ~~FOR DEPOSIT IN AN APPROPRIATE ACCOUNT OF THE PUBLIC HEALTH FUND AND~~ administer and expend any funds granted, contributed or made available by the federal government, appropriated by the state, or received from ~~any~~ other sources for the treatment, prevention or control of tuberculosis, or FOR the OPERATION, construction, alteration, IMPROVEMENT ~~and improvements~~ and equipping of the Arizona state ~~tuberculosis~~ sanatorium OR FOR THE CARE AND TREATMENT OF PERSONS PURSUANT TO SECTION 36-261, PARAGRAPH 5. SUCH FUNDS ARE SUBJECT TO THE PROVISIONS OF TITLE 35, CHAPTER 1, ARTICLE 4, AND PERIODIC REVIEW BY THE JOINT LEGISLATIVE BUDGET COMMITTEE.

Sec. 3. Title 36, chapter 6, article 6, Arizona Revised Statutes, is amended by adding section 36-718, to read:

36-718. Contracting for institutional care

THE COMMISSIONER MAY, WITH FUNDS AVAILABLE UNDER SECTION 36-262, CONTRACT WITH ANY INSTITUTION FOR THE CARE IN THAT INSTITUTION OF ANY TUBERCULOUS PERSON. NO CONTRACTS SHALL BE ENTERED INTO UNLESS THE STATE SANATORIUM REACHES AN AVERAGE DAILY PATIENT CENSUS OF ONE HUNDRED TWENTY-FIVE PATIENTS ON A THIRTY DAY AVERAGE.

Approved by the Governor - May 10, 1972

Filed in the Office of the Secretary of State - May 10, 1972