

State of Arizona  
Senate  
Forty-fifth Legislature  
First Regular Session  
2001

# SENATE BILL 1208

AN ACT

AMENDING SECTION 12-570, ARIZONA REVISED STATUTES; RELATING TO HEALTH CARE ACTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 12-570, Arizona Revised Statutes, is amended to  
3 read:

4 12-570. Malpractice settlement or award reporting; civil  
5 penalty

6 A. If a medical malpractice action is settled or a court enters a  
7 monetary judgment, the plaintiff's attorney and the professional liability  
8 insurers shall provide the defendant's health profession regulatory board  
9 with the notice required under subsection B of this section, a copy of the  
10 complaint and a copy of either the agreed terms of settlement or the  
11 judgment. The attorney shall provide this notice and these documents within  
12 thirty days after a settlement is reached or a judgment is entered. For the  
13 purposes of this subsection, "health profession regulatory board" has the  
14 same meaning prescribed in section 32-3201.

15 B. The notice required by subsection A of this section shall contain  
16 the following information:

- 17 1. The name and address of each defendant.
- 18 2. The name and address of each plaintiff.
- 19 3. The date and location of the occurrence which created the claim.
- 20 4. A statement specifying the nature of the occurrence resulting in  
21 the malpractice action.

22 5. A copy of all expert witness depositions, a transcript of all  
23 expert witness court testimony or a written evaluation of the case by an  
24 expert witness. **A PROFESSIONAL LIABILITY INSURER IS NOT RESPONSIBLE FOR**  
25 **PROVIDING THE INFORMATION REQUIRED BY THIS PARAGRAPH.**

26 C. The notice required by subsection A of this section is not  
27 discoverable and not admissible as evidence.

28 D. An attorney who does not supply the information required by  
29 subsections A and B of this section within thirty days after the notice of  
30 settlement or judgment is due under subsection A of this section is subject  
31 to a civil penalty of five hundred dollars.

32 Sec. 2. Effective date

33 Section 12-570, Arizona Revised Statutes, as amended by this act, is  
34 effective from and after June 30, 2003.