

VIDEO CAMERAS IN

ARIZONA NURSING HOMES

IS IT LEGAL?

“OPEN” OR “CONCEALED” VIDEO CAMERAS:

John Kavanagh, Arizona State Representative, District 8, verified with legal counsel that video cameras in nursing home patients’ rooms are legal with some “stipulations.”

If there is more than one patient in a room, then consent **MUST** be obtained from **ALL** other patients or those with Power of Attorney or Agent for incapacitated patients.

No authorization is required for a camera displayed “visibly” and in the “open” if the patient is in a “private room” and has **NO** roommates. However, the patient or their Power of Attorney or Agent, if incapacitated, **MUST** give consent for placement of the camera.

The same rules apply to a “licensed home care facility.”

VIDEO CAMERAS IN PRIVATE HOMES:

No permission is required for use of a video camera in a private home. This is an option to consider if you have a caregiver in your home. Consent by another person sharing a room does **NOT** apply in a private home setting unless, of course, it is a licensed home care facility. Then consent **IS** required by the person sharing the room or their appointed agent.