

Notices of Proposed Delegation Agreement

NOTICES OF PROPOSED DELEGATION AGREEMENT

The Administrative Procedure Act requires the publication of notices of proposed delegation agreements in the *Register*. A delegation agreement is an agreement between an agency and a political subdivision that authorizes the political subdivision to exercise functions, powers or duties conferred on the delegating agency by a provision of law. Delegation agreements are not intergovernmental agreements pursuant to A.R.S. Title 11, Chapter 7, Article 3. For at least 30 days after publication of the Notice of Proposed Delegation Agreement in the *Register*, the agency shall provide persons the opportunity to submit in writing statements, arguments, date, and views on the proposed delegation agreement and shall provide an opportunity for a public hearing if there is sufficient interest. The delegating agency shall follow the procedures for delegation agreements specified in A.R.S. Title 41, Chapter 6, Article 8.

NOTICE OF PROPOSED DELEGATION AGREEMENT

1. Name of the agency proposing the delegation agreement:

Department of Environmental Quality

2. The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:

Pinal County Department of Health and Human Services

3. The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:

Name: Sharon Turner  
Address: Department of Environmental Quality  
3033 North Central Avenue #157  
Phoenix, Arizona 85012  
Telephone: (602) 207-4778

4. A summary of the delegation agreement and the subjects and issues involved:

Under A.R.S. § 49-107, the Department of Environmental Quality (DEQ) proposes to delegate the Solid Waste Management Program elements listed below to the Pinal County Department of Health and Human Services, serving as the local agency (LA). The effective date of this Agreement is the latter of the following: 1). Filing with the Secretary of State, 2). Filing with the Pinal County Recorder, and 3). 30 days from the Notice of Final Decision to Enter into the Delegation Agreement. Provisions of this Agreement will not be implemented by LA and DEQ until January 1, 1996. The expiration date of this Agreement is June 30, 2000.

Delegated Functions:

1. Inspection, permitting, and licensing of septic tank cleaners.
2. Investigation of nuisance complaints.
3. Investigation of, and enforcement to eliminate, illegal and "wildcat" dumps.
4. Inspection and permitting of refuse haulers.

*Editor's Note: The above summary specifies that the effective date of this delegation agreement is the date of filing with the Secretary of State. However, delegation agreements are not filed with the Secretary of State. As specified in A.R.S. § 41-1081(E), "the delegation agreement is effective 30 days after written notice of the agency's final decision is given unless an appeal is filed and pending before the [governor's regulatory review] council pursuant to subsection F."*

5. Copies of the proposed delegation agreement may be obtained from the agency as follows:

Name: Sharon Turner  
Address: Department of Environmental Quality  
3033 North Central Avenue #157  
Phoenix, Arizona 85012  
Telephone: (602) 207-4778

6. The schedule of public hearings on the proposed delegation agreement:

Date: September 20, 1995  
Time: 10 a.m. (MST)  
Location: Pinal County Health Department Building  
First Floor Meeting Room  
119 West Central  
Coolidge, Arizona 85228