

NOTICES OF RULEMAKING DOCKET OPENINGS

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening whenever an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

CORPORATION COMMISSION

1. **Title and its heading:** 14, Public Service Corporations, Corporations and Associations; Securities Regulation
Chapter and its heading: 4, Corporation Commission - Securities
Article and its heading: 1, In General Relating to the Arizona Securities Act
Section number: R14-4-142
2. **Subject matter of the proposed rules:**
The proposed rule creates an exemption from securities registration for securities registration for securities offered for sale on the Internet by, or on behalf of, an issuer provided the offer for sale indicates that the securities will not be sold to persons in the state of Arizona, an offer for sale is not otherwise specifically directed to any person in Arizona, and no sales are made in Arizona as a result of the Internet offer for sale.
Agency docket number, if applicable:
R0000-96-404
3. **A citation to all published notices relating to the proceeding:**
None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Richard Weinroth, General Counsel
Address: Corporation Commission
1300 West Washington, Third Floor
Phoenix, Arizona 85007
Telephone: (602) 542-4242
Fax: (602) 594-7470
5. **The time during which written submissions may be made and the time and place where oral comments may be made:**
The Commission will accept written comments between 8 a.m. and 5 p.m. Monday through Friday.
No public hearing date has been set. The Commission will accept oral comments between 8 a.m. and 5 p.m. Monday through Friday at the location listed above.
6. **A timetable for agency decisions or other action in the proceeding:**
The Securities Division anticipates submitting the proposed rules to the Corporation Commission in fall 1996.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF REVENUE

1. **Title and its heading:** 15, Revenue
Chapter and its heading: 5, Department of Revenue - Transaction Privilege and Use Tax Section
Articles and their headings: 5, Sales Tax - Communications Classification
6, Sales Tax - Contracting Classification
Section numbers: R15-5-502 and R15-5-610
2. **The subject matter of the proposed rules:**
The Department will repeal the rules because they are either repetitive of statute or obsolete based on changes in the industries.
3. **A citation to all published notices relating to the proceeding:**
Not published.

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4. Name and address of agency personnel with whom persons may communicate regarding the rule:
Name: Christie Comanita
Tax Research and Analysis Section

Address: Department of Revenue
1600 West Monroe
Phoenix, Arizona 85007

Telephone: (602) 542-4672
Fax: (602) 542-4680
5. The time during which written submissions may be made and the time and place where oral comments may be made:
To be published in the Notice of Proposed Rulemaking.
6. A timetable for agency decisions or other action in the proceeding:
Unknown.

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DEPARTMENT OF REVENUE

1. Title and its heading: 15, Revenue
Chapter and its heading: 7, Department of Revenue - Bingo Section
Article and its heading: 1, Introduction
Section numbers: R15-7-101 and R15-7-102
2. The subject matter of the proposed rules:
The Department will repeal the rules because they are either repetitive of statute or obsolete based on changes in the industries.
3. A citation to all published notices relating to the proceeding:
None published.
4. Name and address of agency personnel with whom persons may communicate regarding the rule:
Name: Christie Comanita
Tax Research and Analysis Section

Address: Department of Revenue
1600 West Monroe
Phoenix, Arizona 85007

Telephone: (602) 542-4672
Fax: (602) 542-4680
5. The time during which written submissions may be made and the time and place where oral comments may be made:
To be published in the Notice of Proposed Rulemaking.
6. A timetable for agency decisions or other action in the proceeding:
Unknown.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF TRANSPORTATION

1. Title and its heading: 17, Transportation
Chapter and its heading: 4, Department of Transportation - Motor Vehicle Division
Articles and their headings: 2, Titles and Registration
5, Driver Licenses
7, Miscellaneous Rules
8, Commercial Motor Vehicle Program
Section numbers: R17-4-226, R17-4-501, R17-4-502, R17-4-709, R17-4-801, and R17-4-805
2. The subject matter of the proposed rules:
R17-4-226 (Insurance Company Reporting Requirements) - This Section prescribes the requirements and format for the monthly reporting of motor vehicle insurance cancellations, nonrenewals, and new issues from insurance or indemnity companies to the Motor Vehicle Division. This Section will be revised to change the required medium for the monthly report from magnetic tape to electronic interface.

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R17-4-501 (Third-party Driver License Processor and Tester) This Section sets forth the requirements to enable private entities to administer driver license tests to those members of the public applying for a class D or M driver license. The Section will be revised to require less liability insurance from the 3rd-party processor and tester.

R17-4-502 (Third-party Driver License Application Contractor and Processor) The proposed Section sets forth the requirements to enable private entities to process driver license applications and issue temporary driver licenses.

R17-4-709 (Advertisement and Marketing) The proposed Section sets forth the requirements to enable private entities to advertise or market their products or services through the Motor Vehicle Division mailings or facilities.

R17-4-801 (Definitions) The Sections sets forth the definitions used in 17 A.A.C. 4, Article 8. The definitions used in the Section will be revised.

R17-4-805 (Third-party Testor/Contract Agent) The Section sets forth the requirements to enable private entities to administer driver license tests to those members of the public applying for a commercial driver license. The Section will be revised to include new requirements for 3rd-party contractors and 3rd-party testers.

3. **A citation to all published notices relating to the proceeding:**
None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Randall X. Ramsey
Address: Motor Vehicle Division, Executive Hearing Office
4747 North Seventh Avenue
Phoenix, Arizona 85013-2401
Telephone: (602) 255-7737
Fax: (602) 241-1624
5. **The time during which written submissions may be made and the time and place where oral comments may be made:**
During regular business hours, from the present until the close of record, at the location designated above. No date has yet been selected for the close of record and no oral proceedings have yet been scheduled.
6. **A timetable for agency decisions or other action in the proceeding:**
None at this time.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. **Title and its heading:** 18, Environmental Quality
Chapter and its heading: 7, Department of Environmental Quality - Remedial Action
Article and its heading: 3, Prospective Purchaser Agreement
Section number: R18-7-301
2. **The subject matter of the proposed rules:**
Pursuant to A.R.S. §§ 49-282 and 49-285.01, this Section sets forth the fee for preparation and execution of prospective purchaser agreements.
3. **A citation to all published notices relating to the proceeding:**
Notice of Rulemaking Docket Opening:
2 A.A.R. 3404, July 19, 1996

Also, please see the "Notice of Proposed Rulemaking" published in this issue of the *Register*.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Kathryn A. Cross, Rule Development Section
Address: Department of Environmental Quality
3033 North Central Avenue, 8th Floor
Phoenix, Arizona 85012
Telephone: (602) 207-2222 or (800) 234-5677, ext. 2221 (Arizona only)
Fax: (602) 207-2251
5. **The time during which written submissions may be made and the time and place where oral comments may be made:**
Persons interested in submitting written comments on the proposed rules should mail or fax them to Kathryn A. Cross, identified above, no later than 5 p.m., on September 27, 1996.

The Department will hold an oral proceeding to receive public comments in accordance with A.R.S. § 41-1023 as follows:

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Date: September 23, 1996
Time: 1 p.m.
Location: ADEQ Public Meeting Room
3033 North Central Avenue
Phoenix, Arizona

6. A timetable for agency decisions or other action in the proceeding:
Not known at this time.

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA STATE LOTTERY COMMISSION

1. Title and its heading: 19, Alcohol, Horse and Dog Racing, Lottery, and Gaming
Chapter and its heading: 3, Arizona State Lottery Commission
Article and its heading: 3, Instant Lottery Games
Section numbers: R19-3-328
2. The subject matter of the proposed rules:
This identifies a new instant ticket game.
3. A citation to all published notices relating to the proceeding:
None published.
4. Name and address of agency personnel with whom persons may communicate regarding the rule:
Name: Sandy Williams, Executive Director
Address: Arizona State Lottery Commission
4740 East University Drive
Phoenix, Arizona 85034
Telephone: (602) 921-4400
Fax: (602) 921-4512
5. The time during which written submissions may be made and the time and place where oral comments may be made:
The Department will accept written comments between 8 a.m. and 5 p.m. Monday through Friday (except state holidays)
The Department will accept oral comments between 8 a.m. and 4:30 p.m. Monday through Friday (except state holidays).
6. A timetable for agency decisions or other action in the proceeding:
None at this time.