

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

ARIZONA BOARD OF OCCUPATIONAL THERAPY EXAMINERS

1. **Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 43, Board of Occupational Therapy Examiners
Article and its heading: 1, General Provisions
2, Licensure
3, Hearings
4, Regulatory Provision
Section numbers: R4-43-103, R4-43-204, R4-43-302, R4-43-401, R4-43-403, R4-43-404, R4-43-405, R4-43-406
2. **The subject matter of the proposed rule:**
The Arizona Board of Occupational Therapy Examiners has opened rulemaking docket #031398 for the purpose of continuing the general update of rules, to begin working on the 5-year review plan, and to remove any passive voice phrases that may exist within the rules to ensure clear, concise, and understandable rules.
3. **A citation to all published notices relating to the proceeding:**
None.
4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Kenneth D. Fink, Executive Director
Address: Arizona Board of Occupational Therapy Examiners
1400 West Washington, Suite 240
Phoenix, Arizona 85007
Telephone: (602) 542-6784
Fax: (602) 542-6784
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments can be submitted anytime through June 11, 1998, and oral comments during open public meetings scheduled at 1:30 p.m. on April 10, 1998, May 15, 1998, and June 12, 1998. All meetings will be held in room 250, 1400 West Washington, Phoenix, Arizona 85007.
6. **A timetable for agency decisions or other action on the proceeding, if known:**
It is anticipated that a Notice of Proposed Rulemaking will be made during open public meeting held on March 12, 1998. The effective date of the proposed rule will be upon acceptance with the Secretary of State.

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY - WATER POLLUTION CONTROL

1. **Title and its heading:** 18, Environmental Quality
Chapter and its heading: 9, Arizona Department of Environmental Quality - Water Pollution Control
Article and its heading: 1, Aquifer Protection Permits
Section numbers: R18-9-120
2. **The subject matter of the proposed rule:**
The rulemaking is to repeal R18-9-120. The current R18-9-120 prohibits the Director of the Arizona Department of Environmental Quality from issuing an individual Aquifer Protection Permit unless the permittee certifies that the permittee understands the requirements and conditions of the Aquifer Protection Permit and the penalties for violations of permit conditions, the Aquifer Protection Permit rules, and the statutes which relate to Aquifer Protection Permits in Title 49, Chapter 2, Article 3 of the Arizona Revised Statutes. ADEQ has determined that this certification requirement is an unnecessary administrative burden which should be repealed.
3. **A citation to all published notices relating to the proceeding:**
None.

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4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Steven Pawlowski
Address: Arizona Department of Environmental Quality
3033 North Central Avenue
Phoenix, Arizona 85012
Telephone: (602) 207-2227

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

ADEQ will accept written comments on the proposed repeal of R18-9-120 for 30 days after the publication of the Notice of Proposed Rulemaking in the *Arizona Administrative Register*. Written comments on the proposed repeal may be submitted to Mr. Steven Pawlowski at the address listed in question #4. The public comment period for this rulemaking closes on May 8, 1998.

6. A timetable for agency decisions or other action on the proceeding, if known:

ADEQ is simultaneously publishing a Notice of Proposed Rulemaking for the repeal of R18-9-120 with this Notice of Docket Opening. No oral proceedings for this rulemaking are scheduled. The public comment period on the proposed repeal of R18-9-120 closes on May 8, 1998.