

## NOTICES OF RULEMAKING DOCKET OPENING

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 MEDICAL EXAMINERS

1. **Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 16, Board of Medical Examiners  
**Subchapter and its heading:**  
**Article and its heading:** 1, General Provisions  
4, Executive Director Authorities  
**Part and its heading:**  
**Section numbers:** R4-16-101, R4-16-103, R4-16-109, and R4-16-401 through R4-16-408
2. **Subject matter of the proposed rules:**

The purpose of R4-16-101 is to designate the number of hours of required annual continuing medical education (CME), those programs which are approved for license holders to attend in order to meet the CME requirement, the process for requesting an extension to complete CME, and the CME reporting requirements. The proposed rule amends the existing rule to be consistent with current rulewriting standards. The need for this amendment was identified during the Board's five-year review. The Arizona Board of Medical Examiners is amending R4-16-103 to interpret A.R.S. §32-1426(C), added by Laws 1999, Ch. 218. Amended language in 32-1426(C) is implemented by this amendment. Specifically, an applicant seeking licensure by endorsement based upon the passage of a written examination or combination of examinations as provided by A.R.S. §32-1426(B)(4), the most recent of which precedes the application by more than ten years, shall demonstrate his ability to safely engage in the practice of medicine by one of the following: (1) taking and passing a special purpose licensing examination, or (2) holding a current certification in a specialty with the American Board of Medical Specialties ("ABMS"). Additionally, Laws 1999, Ch. 218, allows the Arizona Board of Medical Examiners to delegate various authorities to the Executive Director. Laws 1999, Ch. 218 additionally require the Arizona Board of Medical Examiners to adopt substantive policy statements prior to delegating the authority. The Board was subsequently informed that the proper vehicle would be to adopt rules as opposed to substantive policy statements in order to be consistent with the Arizona Administrative Procedures Act. Therefore, although the Board has already adopted substantive policy statements it is now opening a rulemaking docket to ensure appropriate public comment. This rulemaking will therefore promulgate guidelines describing the circumstances under which the Executive Director may be delegated the authorities to require evaluations and investigational interviews, refer cases to the board for formal interview, grant uncontested requests for inactive status and cancellation of a license, enter into a consent agreement, close cases resolved through mediation, directly refer cases to a formal hearing, dismiss complaints that do not involve medical incompetence and deny licenses if applicants do not meet the requirements of law. The Board is also promulgating rules regarding fees currently in use pursuant to A.R.S. §32-1436.
3. **A citation to all published notices relating to the proceeding:**  
None
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Dominick Spatafora, Legislation and Regulatory Liaison  
Address: 9545 East Doubletree Ranch Road  
Scottsdale, Arizona 85258  
Telephone: (480) 551-2700
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
Submissions may be made to the Legislative and Regulatory Liaison at the designated address until the close of the record, which is unknown at this time. The specific date for the close of record will be set forth in the Notice of Proposed Rulemaking to be filed with the Secretary of State and published in the *Register*.
6. **A timetable for agency decisions or other action in the proceeding:**  
Unknown at this time

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA DEPARTMENT OF ECONOMIC SECURITY**

- 1. Title and its heading:** 6, Economic Security  
**Chapter and its heading:** 7, Department of Economic Security - Child Support Enforcement  
**Articles and their headings:** 1, General Provisions  
6, Title IV-D Distribution of Support  
7, Title IV-D Disbursement of Support  
(Other Articles to be determined.) (Articles may be added or deleted as necessary.)  
**Section numbers:** R6-7-101, R6-7-601 through R6-7-606, R6-7-701 through R6-7-712,  
and other sections to be determined. Sections may be added or deleted as necessary.
- 2. The subject matter of the proposed rule:**  
On August 22, 1996, Congress passed the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA). This legislation makes significant changes to the distribution and disbursement of child support in Title IV-D cases. This rulemaking implements these distribution changes. These changes took effect on October 1, 1997 and have been applied to payments with receipt dates of October 1, 1997 and later. This legislation requires states to start tracking temporarily assigned arrearages on October 1, 1997. In addition, the legislation provides a 3-year phase-in period from October 1997 to September 2000. Temporarily assigned arrearage payments to the family will be delayed until October 1, 2000.
- 3. A citation to all published notices relating to the proceeding:**  
Notice of Rulemaking Docket Opening: 4 A.A.R. 3818, November 13, 1998  
Notice of Proposed Rulemaking: 5 A.A.R. 786, March 19, 1999  
Notice of Rulemaking Docket Opening: 5 A.A.R. 2733, 2741, August 13, 1999
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Beth Broeker  
Address: 1789 West Washington, Site Code 837A  
Phoenix, Arizona 85007  
  
OR  
  
P.O. Box 6123, Site Code 837A  
Phoenix, Arizona 85007  
Telephone: (602) 542-6555  
Fax: (602) 542-6000
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
A person may submit written comments during business hours to the person named in question #4 until further notice is provided.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
Not yet known

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY**

- 1. Title and its heading:** 6, Economic Security  
**Chapter and its heading:** 8, Department of Economic Security - Aging and Adult Administration  
**Article and its heading:** 1, Grievances and Hearings  
**Section numbers:** R6-8-101 through R6-8-117. Other Articles and Sections to be determined.  
(Articles and Sections may be added or deleted as necessary.)

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**2. The subject matter of the proposed rule:**

This rulemaking will establish and clarify the process for a client and/or provider to file a grievance with the Aging and Adult Administration.

**3. A citation to all published notices relating to the proceeding:**

Not applicable

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

Name: Lynn Larson  
Policy, Planning, and Program Development Unit Manager

Address: 1789 West Jefferson, Site Code 950A  
Phoenix, Arizona 85323

Telephone: (602) 542-6461

Fax: (602) 542-6575

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

Both written and oral comments will be accepted by the person listed in question #4 during business hours until further notice is provided.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF HEALTH SERVICES - HEALTH PROGRAMS SERVICES**

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 13, Department of Health Services - Health Programs Services  
**Article and its heading:** 8, Basic Emergency Medical Technical Certification  
9, Ambulance Attendant certification  
10, Ambulance Service Licensure  
11, Ambulance Registration Certificate  
12, Miscellaneous  
13, ALS Base Hospital/IEMT Certification  
14, Regulation of Ambulances and Ambulance Services  
(The Department may add, delete, or modify additional Sections and, or Articles as necessary.)  
**Section numbers:** To be determined

**2. The subject matter of proposed rule:**

The purpose of this rulemaking is to amend or repeal Sections and, or Articles in Title 9, Chapter 13 whose subject matter is outdated, already provided for in Title 9, Chapter 25, and, or proposed to be added to Title 9, Chapter 25 under separate rulemaking. The Department may add, delete, or modify additional Sections and, or Articles as necessary.

**The agency docket number, if applicable:**

**RE-016-00**

**3. A citation to all published notices relating to the proceeding:**

None published

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

Name: Stephen Hise, Bureau Chief  
Address: Department of Health Services  
Bureau of Emergency Medical Services  
1651 East Morten Avenue, Suite 130  
Phoenix, Arizona 85020

Telephone: (602) 861-0708

Fax: (602) 861-9812

OR

Name: Kathleen Phillips, Rules Administrator

Address: Department of Health Services  
1740 West Adams, Suite 410  
Phoenix, Arizona 85007

Telephone: (602) 542-1264

Fax: (602) 542-1289

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

Written comments will be accepted until the close of record on a date and time not yet determined. If a public hearing is scheduled for these rules, oral public comments may be presented at that time.

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

Undetermined at this time

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF HEALTH SERVICES - EMERGENCY MEDICAL SERVICES**

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 25, Department of Health Services - Emergency Medical Services  
**Article and its heading:** 9, Certificate of Necessity  
10, Ground Ambulance Vehicle Registration  
11, Ground Ambulance Service Rates and Charges; Contracts  
12, Time-frames  
(The Department may add, delete, or modify additional Sections and, or Articles as necessary.)  
**Section numbers:** To be determined

**2. The subject matter of proposed rule:**

The purpose of this rulemaking is to make new rules updating and consolidating requirements for ground ambulance service. The current rules are outdated, do not accurately reflect industry standards, and do not meet rulemaking requirements. The Department proposes to add new Articles dealing specifically with ground ambulance service to Title 9, Chapter 25 and to amend or repeal Sections and, or Articles dealing with ground ambulance service in Title 9, Chapter 13. The Department may add, delete, or modify additional Sections and, or Articles as necessary.

**The agency docket number, if applicable:**

**RE-015-00**

**3. A citation to all published notices relating to the proceeding:**

None published

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

Name: Stephen Hise, Bureau Chief  
Address: Department of Health Services  
Bureau of Emergency Medical Services  
1651 East Morten Avenue, Suite 130  
Phoenix, Arizona 85020

Telephone: (602) 861-0708

Fax: (602) 861-9812

OR

Name: Kathleen Phillips, Rules Administrator

Address: Department of Health Services  
1740 West Adams, Suite 410  
Phoenix, Arizona 85007

Telephone: (602) 542-1264

Fax: (602) 542-1289

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

Written comments will be accepted until the close of record on a date and time not yet determined. If a public hearing is scheduled for these rules, oral public comments may be presented at that time.

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

Undetermined at this time

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA DEPARTMENT OF REVENUE**

**1. Title and its heading:** 15, Revenue

**Chapter and its heading:** 2, Department of Revenue - Income and Withholding Tax Section

**Subchapter and its heading:** A, General and Administrative

**Article and its heading:** 2, General Accounting Provisions

**Section numbers:** R15-2A-201  
R15-2A-202

**2. The subject matter of the proposed rule:**

R15-2A-201 deals with the treatment of short period returns for income tax purposes. R15-2A-202 discusses items that are not deductible when computing taxable income for income tax purposes.

**The agency docket number, if applicable:**

Not applicable

**3. A citation to all published notices relating to the proceeding:**

None published

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

Name: Ernest Powell, Tax Analyst  
Address: Tax Research & Analysis Section  
Arizona Department of Revenue  
1600 West Monroe  
Phoenix, Arizona 85007

Telephone: (602) 542-4672

Fax: (602) 542-4680

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**5. The time during which the agency will accept written comments 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 on the proceeding, if known:**

Unknown

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA DEPARTMENT OF REVENUE**

- 1. Title and its heading:** 15, Revenue  
**Chapter and its heading:** 2, Department of Revenue - Income and Withholding Tax Section  
**Subchapter and its heading:** G, Partnerships  
**Article and its heading:** 1, Taxation of Partnerships  
**Section numbers:** R15-2G-101  
R15-2G-102
- 2. The subject matter of the proposed rule:**  
These rules deal with the treatment of partnerships for income tax purposes.  
**The agency docket number, if applicable:**  
Not applicable
- 3. A citation to all published notices relating to the proceeding:**  
None published
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Ernest Powell, Tax Analyst  
Address: Tax Research & Analysis Section  
Arizona Department of Revenue  
1600 West Monroe  
Phoenix, Arizona 85007  
Telephone: (602) 542-4672  
Fax: (602) 542-4680
- 5. The time during which the agency will accept written comments 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 on the proceeding, if known:**  
Unknown

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY**

- 1. Title and its heading:** 18, Environmental Quality  
**Chapter and its heading:** 7, Department of Environmental Quality - Remedial Action  
**Articles and their headings:** 6, Declaration of Environmental Use Restriction  
**Section numbers:** To be determined
- 2. The subject matter of the proposed rule:**  
The proposed rule will set out fees to be paid to the Department at the time that a Declaration of Environmental Use Restriction is recorded. These rules are required under A.R.S. § 49-152 and A.R.S. § 49-158 as amended by Laws 2000, Chapter 225. This is an interim rulemaking authorized in Laws 2000, Chapter 225, § 13
- 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: Craig Salminen  
Address: 3033 North Central, 8th floor  
Phoenix, Arizona 85012  
Telephone: (602) 207-2227  
Fax: (602) 207-2251  
TTD: (602) 207-4829

**5. The time during which the agency will accept written comments 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 on the proceeding:**

To be published in the Notice of Proposed Rulemaking.