

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when 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

DEPARTMENT OF ADMINISTRATION PUBLIC BUILDINGS MAINTENANCE

- 1. Title and its heading:** 2, Administration
Chapter and its heading: 6, Department of Administration
Public Buildings Maintenance
Article and its heading: 1, General
2, Traffic And Parking
3, Solicitation
4, Special Events
5, Severability
Section numbers: R2-6-101 through R2-6-114, R2-6-201 through R2-6-209, (R2-6-210 and R2-6-211 may be used at a later date for new rules.) R2-6-301 through R2-6-311, R2-6-401 through R2-6-409, and R2-6-501
- 2. The subject matter of the proposed rule:**
The purpose of the proposed rules is to re-establish all previous rules of this Title and Chapter.
- 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: Cpl. Charles E. Miller, Capitol Police Division, Administrative Supervisor
Address: Arizona Department of Administration
1700 W. Washington, B-15
Phoenix, AZ 85007
Telephone: (602) 542-4508
Fax: (602) 542-0368
E-mail: charlie.miller@ad.state.az.us
- 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 Monday through Friday from 8:00 a.m. to 5:00 p.m. The schedule for oral proceedings is to be determined and will be published when scheduled.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined

NOTICE OF RULEMAKING DOCKET OPENING

ALLOPATHIC BOARD OF MEDICAL EXAMINERS

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 16, Allopathic Board of Medical Examiners
Article and its heading: 1, General Provisions
Section numbers: R4-16-104 through R4-16-105, and Table 1, Time-frames
- 2. The subject matter of the proposed rule:**
Rules are being updated to be consistent with current rulewriting standards. The need for this rulemaking was identified during the five-year review process.
- 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: Tina D. Wilcox, Legislative and Legal Liaison
Address: Arizona Medical Board
9545 E. Doubletree Ranch Road
Scottsdale, AZ 85258
Telephone: (480) 551-2712
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Oral and written comments will be accepted until the close of 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 on the proceeding, if known:**
Unknown at this time

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF TRANSPORTATION

THIRD PARTY PROGRAMS

- 1. Title and its heading:** 17, Transportation
Chapter and its heading: 7, Department of Transportation
Third Party Programs
Article and its heading: Article 1, General Provisions – Definitions and Applicability
Article 2, General Provisions – Authorization
Article 3, General Provisions – Certification
Article 4, General Provisions – Audits
Article 5, General Provisions – Complaints
Section numbers: R17-7-101, R17-7-102, R17-7-201 through R17-7-204, R17-7-301, R17-7-302, R17-7-401, and R17-7-501 (Articles and Sections may be added, modified, or deleted as necessary.)
- 2. The subject matter of the proposed rules:**
The Arizona Department of Transportation (Department) will change the 17 A.A.C. 7 heading to “Department of Transportation Third Party Programs” and will make new Articles containing the third party rules. The Department is simultaneously filing a Notice of Rulemaking Docket Opening to repeal existing Sections relating to third party programs. These Sections are currently located at 17 A.A.C. 5, Article 7. The Department may use two or more rulemaking packages to make new third party rules. This docket opening notice supersedes the Notice of Rulemaking Docket Opening listed in item #3.
- 3. A citation to all published notices relating to the proceeding:**
This notice supersedes the docket opening notices listed below:
Notice of Rulemaking Docket Opening: 7 A.A.R. 2530, June 15, 2001 (expired)

Arizona Administrative Register
Notices of Rulemaking Docket Opening

Notice of Rulemaking Docket Opening: 7 A.A.R. 3849, August 31, 2001 (expired)

Notice of Proposed Rulemaking: 9 A.A.R. 78, January 10, 2003

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

Name: Troy A. Walters, Rules Analyst
Address: Administrative Rules Unit
Department of Transportation, Mail Drop 507M
3737 N. 7th Street, Suite 160
Phoenix, AZ 85014-5079
Telephone: (602) 712-6722
Fax: (602) 241-1624
E-mail: twalters@dot.state.az.us

Please visit the ADOT web site to track progress of this rule or any other agency rulemaking matters at www.dot.state.az.us/about/rules/index.htm.

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

Written and oral comments will be accepted at the location listed in item #4 between 8:00 a.m. and 4:30 p.m., Monday through Friday, except legal holidays.

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

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

**DEPARTMENT OF ENVIRONMENTAL QUALITY
REMEDIAL ACTION**

1. Title and its heading:

18, Environmental Quality

Chapter and its heading:

7, Department of Environmental Quality
Remedial Action

Article and its heading:

2, Soil Remediation Standards

Section numbers:

R18-7-201, R18-7-202, R18-7-203, R18-7-204, R18-7-205,
R18-7-206, R18-7-207, R18-7-208, R18-7-209, Appendix A,
Appendix B, and Appendix C (Other Sections may be added,
deleted, or modified as needed.)

2. The subject matter of the proposed rule:

Article 2 provides standards which must be met in order to successfully complete remediation. The requirement to perform soil remediation is found in different specific A.R.S. Title 49 statutes. In addition to setting standards for soil remediation, Article 2 contains definitions of terms that apply throughout Chapter 7. Pursuant to a review of the rules in Chapter 7 earlier in 2002 under A.R.S. § 41-1056(A), the Department identified certain provisions in Article 2 that did not conform to updated provisions contained in Laws 2000, Ch. 225. Specifically, the soil remediation rules and appendices include some references to the voluntary environmental mitigation use restriction (VEMUR) that used to be provided for in A.R.S. § 49-152. The VEMUR provisions have been replaced with provisions for the declaration of environmental use restriction (DEUR). The purpose of the proposed rulemaking is to remove from Article 2 and its appendices the outdated references to the VEMUR. Other changes may be made as needed.

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: James P. Lawless
Address: Arizona Department of Environmental Quality
1110 W. Washington
Phoenix, AZ 85007
Telephone: (602) 771-4562

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Fax: (602) 771-2302

E-mail: lawless.james@ev.state.az.us

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

To be included in the Notice of Proposed Rulemaking

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

To be included in the Notice of Proposed Rulemaking