

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 HEALTH SERVICES ADMINISTRATION

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 1, Department of Health Services – Administration
Article and its heading: 5, Sliding Fee Schedules
Section numbers: R9-1-501, R9-1-502, and R9-1-503 (As part of this rulemaking, the Department may add, delete, or modify additional Sections as necessary.)

2. The subject matter of the proposed rules:

On September 11, 2001, the Governor's Regulatory Review Council approved a five-year-review report of 9 A.A.C. 2, Article 1, consisting of the sliding fee schedule rule applicable to qualifying community health centers under A.R.S. § 36-2907.06. In this rulemaking the Department will make new sliding fee schedule rules that address issues identified in the five-year-review report and that reflect current industry practice and Department policy. These rules will include a definitions Section and Sections dealing with sliding fee schedule submission, contents, and other requirements. The Department is making a new sliding fee schedule Article in 9 A.A.C. 1, Administration, because the rules will apply to the Department's programs calling for sliding fee schedules.

In a separate rulemaking the Department will repeal 9 A.A.C. 2, Tobacco Tax-funded Programs, including Article 1, Sliding-fee Schedule; and R9-2-101, Approval of Sliding-fee Schedule.

The agency docket number:

RE-007-04

3. A citation to all published notices relating to the proceedings:

None

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

Name: Patricia Tarango, Office Chief
Address: Arizona Department of Health Services
Office of Health Systems Development
1740 W. Adams, Room 410
Phoenix, AZ 85007

Telephone: (602) 542-1219

Fax: (602) 542-2011

E-mail: tarangp@hs.state.az.us

or

Name: Kathleen Phillips, Rules Administrator
Address: Arizona Department of Health Services
Office of Administrative Rules
1740 W. Adams, Room 202
Phoenix, AZ 85007

Telephone: (602) 542-1264

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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:

The Department will accept written comments at the locations listed in item #4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

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

To be announced

NOTICE OF RULEMAKING DOCKET OPENING

**DEPARTMENT OF HEALTH SERVICES
TOBACCO TAX-FUNDED PROGRAMS**

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 2, Department of Health Services – Tobacco Tax-funded Programs
Article and its heading: 1, Sliding-fee Schedule
Section number: R9-2-101
- 2. The subject matter of the proposed rule:**
Laws 2003, Ch. 265, § 30, retroactively effective to July 1, 2003, repealed all versions of former A.R.S. § 36-2921, which allocated tobacco tax funds, including allocations to the Department’s primary care program under A.R.S. § 36-2907.06. This program and other Department programs formerly receiving tobacco tax funds are now funded by the state's general fund. Therefore, the Department will repeal 9 A.A.C. 2, Tobacco Tax-funded Programs, including Article 1, Sliding-fee Schedule; and R9-2-101, Approval of Sliding-fee Schedule.

In a separate rulemaking the Department will make new sliding fee schedule rules in 9 A.A.C. 1, Article 5, applicable to the Department’s programs calling for sliding fee schedules.

The agency docket number:
RE-006-04
- 3. A citation to all published notices relating to the proceedings:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Patricia Tarango, Office Chief

Address: Arizona Department of Health Services
Office of Health Systems Development
1740 W. Adams, Room 410
Phoenix, AZ 85007

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E-mail: phillik@hs.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:**
The Department will accept written comments at the locations listed in item #4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be announced