

NOTICES OF PROPOSED RULEMAKING

Unless exempted by A.R.S. § 41-1005, each agency shall begin the rulemaking process by first submitting to the Secretary of State's Office a Notice of Rulemaking Docket Opening followed by a Notice of Proposed Rulemaking that contains the preamble and the full text of the rules. The Secretary of State's Office publishes each Notice in the next available issue of the *Register* according to the schedule of deadlines for *Register* publication. Under the Administrative Procedure Act (A.R.S. § 41-1001 et seq.), an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for making, amending, or repealing any rule. (A.R.S. §§ 41-1013 and 41-1022)

NOTICE OF PROPOSED RULEMAKING

TITLE 3. AGRICULTURE

CHAPTER 11. VETERINARY MEDICAL EXAMINING BOARD

PREAMBLE

- | | |
|------------------------------------|---------------------------------|
| 1. <u>Sections Affected</u> | <u>Rulemaking Action</u> |
| R3-11-502 | Amend |
- 2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**
Authorizing statute: A.R.S. § 32-2207(1)
Implementing statute: A.R.S. § 32-2207(8)
- 3. A list of all previous notices appearing in the Register addressing the proposed rule:**
Notice of Rulemaking Docket Opening: 10 A.A.R.1982, May 14, 2004
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
- | | |
|------------|--|
| Name: | Jenna Jones, Executive Director |
| Address: | 1400 W. Washington, Rm. 240
Phoenix, AZ 85007 |
| Telephone: | (602) 364-1738 |
| Fax: | (602) 542-3093 |
- 5. An explanation of the rule, including the agency's reasons for initiating the rule.**
The Board was approached by the State Veterinarian, the State Public Health Veterinarian, and many rural animal control agencies with concerns that pets in the state, especially rural areas, were not being vaccinated against rabies due to requirements under the current rules. Over the past few years, there has been an increase in the number of rabies cases throughout the state in wild animals and it was considered to be a matter of public health to vaccinate the pet population, as much as possible, to prevent further the spread of rabies and the possibility of transmission to humans. The rule reduces the examination requirements and therefore allows more animals to be vaccinated against rabies.
- 6. A reference to any study that the agency proposes to rely on in its evaluation of or justification for the proposed rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**
The Board did not review any study relevant to the rule.
- 7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**
The state will benefit by having more pets vaccinated against rabies. There should be a direct correlations between the increase in vaccinations versus the reduction of risk of transmission.
- 8. The preliminary summary of the economic, small business, and consumer impact:**
The agency will not experience an economic impact. The licensees should not experience an economic impact. The public who is currently not having their pets vaccinated due to the costs involved will be able to obtain the service at a very low cost. This could amount to significant cost savings over time with the benefit of having more animals vaccinated against the disease.
- 9. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the**

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economic, small business, and consumer impact statement:

Name: Jenna Jones
Address: 1400 W. Washington, Rm. 240
Phoenix, AZ 85007
Telephone: (602) 364-1738
Fax: (602) 542-3093

10. The time, place, and nature of the proceedings for the making, amendment, or repeal of the rule, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:

Written comment will be accepted at the Board office, 1400 W. Washington, Phoenix, AZ 85007 on a business day between the hours of 8:00 a.m. and 5:00 p.m. until 5:00 p.m. on July 9, 2004. An oral proceeding is not scheduled but may be requested.

11. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

Not applicable.

12. Incorporations by reference and their location in the rules:

Not applicable.

13. The full text of the rules as follows:

TITLE 3. AGRICULTURE

CHAPTER 11. VETERINARY MEDICAL EXAMINING BOARD

ARTICLE 5. STANDARDS OF PRACTICE

Section

R3-11-502. Standards of Practice

ARTICLE 5. STANDARDS OF PRACTICE

R3-11-502. Standards of Practice

- A. Before providing veterinary medical services or housing an animal, a responsible veterinarian shall ensure that the animal owner is provided a written notice that states whether personnel will be present on the veterinary medical premises for 24-hour observation of the animal.
- B. Before providing veterinary medical services, a veterinarian shall ensure that the animal owner is provided an estimate of the cost for the veterinary medical services, except in the case of livestock.
- C. Before an animal is discharged, a veterinarian shall ensure that the animal owner is provided with instructions detailing the care of the animal after discharge.
- D. Before euthanizing an animal for which the animal owner is known, a veterinarian shall obtain written authorization from the animal owner or verbal authorization from the animal owner that is witnessed by 1 other individual.
- E. A veterinarian shall separate an animal with a suspected or diagnosed contagious disease or illness so that neither the animal nor the interior of the animal's compartment comes into contact with another animal or the other animal's compartment.
- F. If general anesthesia is administered or surgery is performed on an animal by a veterinarian, the veterinarian shall ensure:
 - 1. Authorization to perform surgery is obtained from the animal owner if the animal owner is known, before surgery is performed;
 - 2. The animal owner is provided the notifications stated in R3-11-502(A) and (B) before anesthesia is administered or surgery is performed;
 - 3. Within 6 hours before anesthesia is administered or surgery is performed, the animal is examined and the animal's temperature, heart rate, respiratory rate, diagnosis, and general condition are recorded in the animal's medical record;
 - 4. Expired supplies are not used;
 - 5. The animal's heart rate and respiratory rate are recorded in the animal's medical record immediately after giving the animal a general anesthetic and monitored and recorded a minimum of every 15 minutes while anesthesia is being administered;
 - 6. After the animal is given a general anesthetic, the animal is continuously observed by personnel until the animal is extubated and able to swallow; and
 - 7. For three years from the date of the administration of an anesthesia, a written anesthetic log is maintained on the vet-

erinary medical premises that includes:

- a. The animal's name and species,
- b. The name of the animal owner,
- c. The date of administration of the anesthesia,
- d. The recovery status of the animal, and
- e. The name of the veterinarian administering the anesthesia.

- G.** A veterinarian shall follow manufacturer's label requirements for the storage and handling of biologics, veterinary supplies, and veterinary medications.
- H.** A veterinarian who dispenses prescription-only-drugs shall:
1. Comply with all federal and state laws including A.A.C. Title 3, Chapter 11, Article 8, regarding the dispensing of prescription-only-drugs; and
 2. Ensure that a prescription-only-drug or prescription-only device is destroyed or returned to the manufacturer or distributor no later than 30 days from its expiration date;
- I.** A veterinarian who dispenses controlled substances shall:
1. Comply with all federal and state laws including A.A.C. Title 3, Chapter 11, Article 8; and
 2. Maintain an inventory record on the veterinary medical premises for two years from the date of entry of each controlled substance purchased by the veterinarian that contains the:
 - a. Name of the controlled substance,
 - b. Strength of the controlled substance,
 - c. Date the controlled substance was received by the veterinarian,
 - d. Amount of the controlled substance received by the veterinarian,
 - e. Name of the distributor of the controlled substance, and
 - f. Invoice number.
 3. Maintain a dispensing log on the veterinary medical premises, separate from the inventory record for two years from the date of entry that contains for each controlled substance dispensed the:
 - a. Name of the controlled substance,
 - b. Strength of the controlled substance,
 - c. Amount of the controlled substance,
 - d. Name of the animal to whom dispensed,
 - e. Name of the animal owner,
 - f. Date dispensed, and
 - g. Name of the veterinarian who dispensed the drug.
- J.** ~~For 3 years from the last date an animal receives veterinary medical services~~ Except as provided in subsection (L), a veterinarian shall maintain on the veterinary medical premises for three years after the last date an animal receives veterinary medical services a written medical record ~~on the veterinary medical premises~~ containing the:
1. Name, address, and telephone number of the animal owner;
 2. Description, sex, breed, weight, and age of the animal;
 3. Date of veterinary medical services;
 4. Results of examination, including temperature, heart rate, respiratory rate, diagnosis, and general condition of the animal, except for livestock;
 5. Treatment provided to the animal;
 6. Name of each medication administered including dosage, amount, and frequency;
 7. Name of each medication prescribed including dosage, amount, and frequency;
 8. Name and result of each diagnostic and laboratory test conducted;
 9. Signature or initials of each individual placing an entry in the medical record; and
 10. Signature or initials of the veterinarian performing the veterinary medical services.
- K.** A veterinarian shall ensure that a radiograph of an animal is permanently labeled with the following information and maintained on the veterinary medical premises for three years from the last date an animal receives veterinary medical services:
1. The name of the animal owner,
 2. The name of the animal,
 3. The date the radiograph was taken,
 4. The name of the veterinarian or veterinary medical premises, and
 5. The anatomical orientation.
- L.** A veterinarian who administers a rabies vaccine on behalf of an animal control agency or animal shelter:
1. Is exempt from the requirements of subsection (J);
 2. Shall generate a rabies vaccination record for each animal vaccinated that includes:
 - a. The name and address of the animal owner;
 - b. A description of the animal that includes species, breed, sex, size, age, and color;

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- c. The date of vaccination;
 - d. The vaccine manufacturer's name;
 - e. The serial number of the vaccine used;
 - f. The date revaccination is due; and
 - g. The veterinarian's signature; and
 - 3. Shall maintain a copy of each rabies vaccination record for at least three years after the date of vaccination at the veterinarian's licensed premises or on the premises of the animal control agency.
- M.** When a veterinarian administers rabies vaccine to an animal at the same time as the veterinarian provides other veterinary medical services to the animal, subsection (L) does not apply, and the veterinarian shall comply with subsection (J).
- N.** In this Section, unless otherwise specified:
- 1. "Animal control agency" means a board, commission, department, office, or other administrative unit of federal or state government or of a political subdivision of the state that is responsible for controlling rabies in animals in a specific geographic area.
 - 2. "[A]nimal shelter" means a duly incorporated humane society, animal welfare society, society for the prevention of cruelty to animals or other nonprofit corporate organization devoted to the welfare, protection and humane treatment of animals. A.R.S. § 11-1022(F).

NOTICE OF PROPOSED RULEMAKING

TITLE 19. ALCOHOL, HORSE AND DOG RACING, LOTTERY, AND GAMING

CHAPTER 2. ARIZONA RACING COMMISSION

PREAMBLE

- | <u>1. Sections Affected</u> | <u>Rulemaking Action</u> |
|------------------------------------|---------------------------------|
| R19-2-106 | Amend |
| R19-2-306 | Amend |
- 2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**
Authorizing statute: A.R.S. § 5-104(A)(2) and (T)
Implementing statutes: A.R.S. §§ 5-104(B) and 5-107.01
- 3. A list of all previous notices appearing in the Register addressing the proposed rules:**
Notice of Rulemaking Docket Opening: 10 A.A.R. 2265, June 4, 2004
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
- | | |
|------------|--|
| Name: | William J. Walsh |
| Address: | Arizona Department of Racing
1110 W. Washington, Suite 260
Phoenix, AZ 85007 |
| Telephone: | 602-364-1700 |
| Fax: | 602-364-1703 |
- 5. An explanation of the rules, including the agency's reasons for initiating the rule:**
The rules changes were initiated at the direction of the Arizona Racing Commission which wants to ensure that licensees who hire and employ individuals take out workers' compensation insurance covering those employees.
- 6. A reference to any study relevant to the rules that the agency reviewed and either proposes to rely on in its evaluation of or justification for the rules or proposes not to rely on in its evaluation of or justification for the rules, where the public may obtain or review each study, all data underlying each study, any analysis of each study and other supporting material:**
The agency did not rely on any study in this rulemaking.
- 7. A showing of good cause why the rules are necessary to promote a statewide interest if the rules will diminish a previous grant of authority of a political subdivision of this state:**
None
- 8. The preliminary summary of the economic, small business, and consumer impact:**

Notices of Proposed Rulemaking

Certain licensees who do not carry workers' compensation insurance will incur an added expense to do so. The Department will incur costs in time to oversee this mandate. The costs to the licensee and the Department are not known at this time.

9. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:

Name: William J. Walsh
Address: Arizona Department of Racing
1110 W. Washington Street, Suite 260
Phoenix, AZ 85014
Telephone: (602) 364-1725
Fax: (602) 364-1703

10. The time, place, and nature of the proceedings for the making, amendment, or repeal of the rules or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:

The Arizona Department of Racing will conduct an oral proceeding on the proposed rule if a written request is submitted to the person named in item #4 within 30 days after the date this notice is published. The Arizona Racing Commission will consider the rules at an open meeting at least 30 days following the publication of this notice. The Department will accept written comments on the proposed rule for at least 30 days following publication of this notice.

11. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

None

12. Incorporations by reference and their location in the rules:

None

13. The full text of the rules follow:

TITLE 19. ALCOHOL, HORSE AND DOG RACING, LOTTERY, AND GAMING

CHAPTER 2. ARIZONA RACING COMMISSION

ARTICLE 1. HORSE RACING

Section
R19-2-106 Licensing

ARTICLE 3. GREYHOUND RACING

Section
R19-2-306 Licensing

ARTICLE 1. HORSE RACING

R19-2-106. Licensing

A. ~~All persons~~ A person participating in any capacity in a racing meeting, including ~~all persons~~ any person who ~~perform per-~~ forms services in connection with the conduct of the racing meeting, shall obtain a license from the Department, except:

1. ~~Those persons~~ A person performing services during a county fair race meet who ~~are~~ is identified as a ~~volunteers~~ volunteer.
2. ~~Any~~ A person owning less than 10% of all classifications and types of outstanding shares of stock of any permittee or licensee.

B. Applications.

1. A person applying for a license shall complete the form prescribed by the Department. ~~All applicants~~ Each applicant and licensee ~~are~~ licensee is obligated to know and follow the provisions of the rules governing racing in the state of Arizona.
2. The Department may issue written instructions regarding the preparation and execution of the license application, and the instructions may be a part of or separate from the application form, or both.
3. A schedule of license and fingerprint processing fees shall be displayed prominently at each track.
4. Each applicant 18 years of age or older shall submit to being fingerprinted. The fingerprints shall be taken by the Department or certified by a municipal police department, sheriff's office, or other recognized authority acceptable to the Department.
5. An applicant for a racing license shall indicate on the license application if they hire employees or independent con-

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tractors to work at an Arizona racetrack. For the purposes of this Section, the definitions of “employee,” “employer,” and “independent contractor,” as set forth in Arizona Revised Statutes, Title 23, Chapter 6, apply.

a. An applicant who hires employees to work at a racetrack in Arizona shall provide proof of compliance with A.R.S. § 23-961(A) by providing a copy of the declaration page of the applicant’s workers’ compensation insurance policy.

b. The Department of Racing shall notify the Industrial Commission of Arizona of an applicant that fails to provide proof of workers’ compensation insurance as provided in this Section. The Department may notify the Industrial Commission of Arizona of an applicant that hires independent contractors to enable the Industrial Commission of Arizona to investigate the characterization of the applicant’s workers as “independent contractors.”

C. License applications shall be submitted to the Department office located on the grounds of a permittee or other designated facility.

D. License procedure.

1. A license application shall be granted or denied by a steward and transmitted to the Director.

2. In considering each application for a license, the steward may require the applicant, as well as the applicant’s endorsers, to appear before the steward and show that the applicant is qualified in every respect to receive the license requested. Ability as well as integrity shall be clearly shown by the applicant in order to receive a license.

3. An applicant who fails to pass the test for a trainer’s license shall wait at least six months before retaking the test.

4. Administrative completeness review time-frame.

a. Within 85 days after receiving an application package, the Department shall determine whether the application package contains the information required by subsections (B), (C), and (D)(1), (D)(2), and (D)(3).

b. If the application package is incomplete, the Department shall issue a written notice that specifies what information is required and return the application. If the application package is complete, the Department shall provide a written notice of administrative completeness.

c. The Department shall deem an application package withdrawn if the applicant or licensee fails to file a complete application package within 10 days of being notified that the application package is incomplete.

5. Substantive review time-frame: Within five days after receipt of a complete application package, the Department shall determine whether the applicant or licensee meets all substantive requirements and issue a written notice granting or denying a license.

6. Overall time-frame: For the purpose of A.R.S. § 41-1073, the Department establishes the following time-frames for issuing a license.

a. Administrative completeness review time-frame: 85 days.

b. Substantive review time-frame: five days.

c. Overall time-frame: 90 days.

7. Temporary license. All licenses are temporary for 90 days under A.R.S. § 5-108(F). Unless the Department denies a license to an applicant, a temporary license automatically becomes the license after 90 days.

E. Denials.

1. A license may be denied if the applicant:

a. Habitually has been or is intoxicated or a user of narcotics within the grounds of the permittee pursuant to A.R.S. § 36-2501(A)(8);

b. Has failed to disclose the true ownership or interest in any horse.

2. Whenever a license is denied, the Department shall report the reasons for the denial in writing to the applicant and to the Association of Racing Commissioners International, Inc. and the North American Pari-mutuel Regulators Association.

F. General requirements and restrictions.

1. A licensee who is employed in more than one category or who changes from one category to another shall be licensed in each category.

2. A licensee who is an official at different types of tracks (horse, harness, or greyhound) shall be licensed at each type of track.

3. The Department shall not license a person under 16 years of age in any capacity other than as an owner, and shall not license a person under 18 as an official, trainer, or assistant trainer. Any person under 18, licensed as an owner, shall have a parent or guardian sign the owner’s license application, the parent or guardian assuming full financial responsibility for the applicant, before that person can be licensed.

4. Each license shall expire on the 30th day of June, 1995, and every third year thereafter, except that:

a. Apprentice jockey licenses expire as provided in R19-2-109(D)(1)(c).

b. One-year licenses may be issued for mutuel workers, concession workers, grooms, and peace officers. These licenses expire each year on June 30.

5. All persons, when present in the barn area of a horse track, in paddock areas, or in any other restricted area shall wear a photo identification badge issued by the Department or a pass issued by the permittee in full view.

G. No change

- H. All licenses are temporary under A.R.S. § 5-108(F). The Department shall perform a background investigation, including fingerprint processing through the Department of Public Safety and the FBI, and research and review of records of the Association of Racing Commissioners International, Inc., the North American Pari-mutuel Regulators Association, information systems, courts, law enforcement agencies, and the Department within time-frame prescribed in R19-2-106(D)(4).
- I. Authorized agents.
1. A person may hold a license solely as an authorized agent or be licensed as an authorized agent and be licensed in another category.
 2. The principal shall sign the application for a license on behalf of an authorized agent and clearly set forth the powers of the agent, including whether the agent is empowered to collect money from the permittee. The application shall be either notarized or signed in the presence of a Department employee and a copy filed with the horsemen's bookkeeper and with the Department.
 3. The principal shall change an agent's powers or revoke an agent's authority in writing that is either notarized or signed in the presence of a Department official, and filed with the Department and the horsemen's bookkeeper.

ARTICLE 3. GREYHOUND RACING

R19-2-306. Licensing

- A. ~~All persons~~ A person participating in any capacity in a racing meeting, including ~~all persons~~ any person who ~~perform per-~~ forms services in connection with the conduct of the racing meeting, shall obtain a license from the Department, except:
1. ~~Those persons~~ A person performing services during a county fair race meet who ~~are is~~ identified as a ~~volunteers~~ volunteer.
 2. ~~Any~~ A person owning less than 10% of all classifications and types of outstanding shares of stock of any permittee or licensee.
- B. Applications
1. A person applying for a license shall complete the form prescribed by the Department. ~~All applicants~~ Each applicant and ~~licensees are~~ licensee is obligated to know and follow the provisions of the rules governing racing in the state of Arizona.
 2. The Department may issue written instructions regarding the preparation and execution of the license application, and the instructions may be a part of or separate from the application form, or both.
 3. A schedule of license and fingerprint processing fees will be displayed prominently at each track.
 4. Each applicant 18 years of age or older shall submit to being fingerprinted. The fingerprints shall be taken by the Department or certified by a municipal police department, sheriff's office, or other recognized authority acceptable to the Department.
 5. An applicant for a racing license shall indicate on the license application if they hire employees or independent contractors to work at an Arizona racetrack. For the purposes of this Section, the definitions of "employee," "employer," and "independent contractor," as set forth in Arizona Revised Statutes, Title 23, Chapter 6, apply.
 - a. An applicant who hires employees to work at a racetrack in Arizona shall provide proof of compliance with A.R.S. § 23-961(A) by providing a copy of the declaration page of the applicant's workers' compensation insurance policy.
 - b. The Department of Racing shall notify the Industrial Commission of Arizona of an applicant that fails to provide proof of workers' compensation insurance as provided in this Section. The Department may notify the Industrial Commission of Arizona of an applicant that hires independent contractors to enable the Industrial Commission of Arizona to investigate the characterization of the applicant's workers as "independent contractors."
- C. License applications shall be submitted to the Department office located on the grounds of a permittee or at another designated facility.
- D. License procedure
1. A license application shall be granted or denied by a steward and transmitted to the Director.
 2. In considering each application for a license, the steward may require the applicant, as well as the applicant's endorsers, to appear before the steward and show that the applicant is qualified in every respect to receive the license requested. Ability as well as integrity shall be clearly shown by the applicant in order to receive a license.
 3. An applicant who fails to pass the test for a trainer's license must wait at least six months before retaking the test.
 4. Administrative completeness review time-frame.
 - a. Within 85 days after receiving an application package, the Department shall determine whether the application package contains the information required by subsections (B), (C), and (D)(1), (D)(2), and (D)(3).
 - b. If the application package is incomplete, the Department shall issue a written notice that specifies what information is required and return the application. If the application package is complete, the Department shall provide a written notice of administrative completeness.
 - c. The Department shall deem an application package withdrawn if the applicant or licensee fails to file a complete application package within 10 days of being notified that the application package is incomplete.

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5. Substantive review time-frame. Within five days after receipt of a complete application package, the Department shall determine whether the applicant or licensee meets all substantive requirements and issue a written notice granting or denying a license.
 6. Overall time-frame. For the purpose of A.R.S. § 41-1073, the Department establishes the following time-frames for issuing a license:
 - a. Administrative completeness review time-frame: 85 days.
 - b. Substantive review time-frame: five days.
 - c. Overall time-frame: 90 days.
 7. Temporary license ~~time frames~~. All licenses are temporary for 90 days under A.R.S. § 5-108(F). Unless the Department denies ~~the a license to an~~ applicant, ~~the a~~ temporary license automatically becomes a the license after 90 days. ~~The administrative completeness review time frame for a temporary license is one day, the substantive review time frame is one day, and the overall time frame is two days, excluding time for mailing. A temporary license is considered administratively complete unless the Department issues a written notice of deficiencies to the applicant.~~
- E. Denials**
1. A license may be denied if the applicant:
 - a. Habitually has been or is intoxicated or a user of narcotics within the grounds of the permittee pursuant to A.R.S. § 36-2501(A)(8),
 - b. Has failed to disclose the true ownership or interest in any greyhound.
 2. Whenever a license is denied, the Department shall report the reasons for the denial in writing to the applicant and to the Association of Racing Commissioners International, Inc. and the North American Pari-mutuel Regulators Association.
- F. General requirements and restrictions**
1. A licensee who is employed in more than one category or who changes from one category to another shall be licensed in each category.
 2. A licensee who is an official at different types of tracks (horse, harness, or greyhound) shall be licensed at each type of track.
 3. The Department shall not license a person under 16 years of age in any capacity other than as an owner; and shall not license a person under 18 as an official, trainer, or assistant trainer. Any person under 18, licensed as an owner, shall have a parent or guardian sign the owner's license application, the parent or guardian assuming full financial responsibility for the applicant, before that person can be licensed.
 4. Each license shall expire on the 31st day of January, 1996, and every third year thereafter, except that one-year licenses may be issued for mutuel workers, concession workers, lead-outs, cool-outs, and peace officers. Such licenses shall expire on the 31st day of January, ~~1996, and every year thereafter.~~
 5. All persons, when present in the kennel area of a greyhound track, in paddock areas, or in any other restricted area, shall wear a photo identification badge issued by the Department or pass issued by the permittee in full view.
- G. No change**
- H. All licenses are temporary under A.R.S. § 5-108(F). The Department shall perform a background investigation, including fingerprint processing through the Department of Public Safety and the FBI, and research and review of records of the Association of Racing Commissioners International, Inc., the North American Pari-mutuel Regulators Association, information systems, courts, law enforcement agencies, and the Department within the time-frame prescribed in R19-2-306(D)(4).**
- I. Authorized agents**
1. A person may hold a license solely as an authorized agent or be licensed as an authorized agent and be licensed in another category.
 2. The principal shall sign the application for a license as an authorized agent and clearly set forth the powers of the agent, including whether the agent is empowered to collect money from the permittee. The application shall be either notarized or signed in the presence of a Department employee and a copy filed with the track bookkeeper. If there is a separate power of attorney, the principal shall file a copy of the instrument with the bookkeeper and with the Department.
 3. The principal shall change an agent's powers or revoke an agent's authority in writing that is either notarized or signed in the presence of a Department official, and filed with the Department and the track bookkeeper.