

## NOTICES OF SUBSTANTIVE POLICY STATEMENTS

The Administrative Procedure Act requires the publication of substantive policy statements issued by agencies (A.R.S. § 41-1013(B)(14)). Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice. Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

### NOTICE OF SUBSTANTIVE POLICY STATEMENT

#### STATE BOARD OF EQUALIZATION

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

Determination of rental residential legal use  
# SBOE-04-001

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

June 1, 2004

**3. Summary of the contents of the substantive policy statement:**

This statement clarifies the Board's interpretation of the requirements for a property to be classified as rental residential property pursuant to A.R.S. § 42-12004.

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement

**5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Harold Scott, Chairman  
Address: 100 N. 15th Ave.  
Suite 130  
Phoenix, AZ 85007  
Telephone: (602) 364-1601

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A copy of the statement may be obtained at the SBOE office at the address listed in item five above. There will be a charge of 25 cents per page, payable in cash or by check or money order to the State Board of Equalization.

### NOTICE OF SUBSTANTIVE POLICY STATEMENT

#### STATE BOARD OF EQUALIZATION

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

Definition of "shopping center" under A.R.S. § 42-13201  
# SBOE-04-002

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

June 10, 2004

**3. Summary of the contents of the substantive policy statement:**

This statement establishes Board policy following recent case law on criteria necessary for a parcel to be defined as a "shopping center" under A.R.S. § 42-13201.

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement.

**5. The name and address of the person to whom questions and comments about the substantive policy statement may**

Notices of Substantive Policy Statements

**be directed:**

Name: Harold Scott, Chairman  
Address: 100 N. 15th Ave.  
Suite 130  
Phoenix, AZ 85007  
Telephone: (602) 364-1601

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A copy of the statement may be obtained at the SBOE office at the address listed in item five above. There will be a charge of 25 cents per page, payable in cash or by check or money order to the State Board of Equalization.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**STATE BOARD OF EQUALIZATION**

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

Landlord use of commercially leased property  
# SBOE-04-003

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

June 11, 2004

**3. Summary of the contents of the substantive policy statement:**

This statement establishes the Board's policy that the landlord's use of commercially leased property should govern the property's classification.

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement.

**5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Harold Scott, Chairman  
Address: 100 N. 15th Ave.  
Suite 130  
Phoenix, AZ 85007  
Telephone: (602) 364-1601

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A copy of the statement may be obtained at the SBOE office at the address listed in item five above. There will be a charge of 25 cents per page, payable in cash or by check or money order to the State Board of Equalization.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**STATE BOARD OF EQUALIZATION**

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

Valuation of low-income housing property with rent restrictions  
# SBOE-04-004

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

June 18, 2004

**3. Summary of the contents of the substantive policy statement:**

This statement establishes the Board's policy on valuation of low-income property under 26 I.R.C. § 42, which provides Low Income Housing Tax Credits and requires rent restriction on the property.

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement.

**5. The name and address of the person to whom questions and comments about the substantive policy statement may**

Notices of Substantive Policy Statements

**be directed:**

Name: Harold Scott, Chairman  
Address: 100 N. 15th Ave.  
Suite 130  
Phoenix, AZ 85007  
Telephone: (602) 364-1601

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A copy of the statement may be obtained at the SBOE office at the address listed in item five above. There will be a charge of 25 cents per page, payable in cash or by check or money order to the State Board of Equalization.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**STATE BOARD OF EQUALIZATION**

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

Effect of A.R.S. § 42-16002(B) "rollover"  
# SBOE-04-005

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

June 18, 2004

**3. Summary of the contents of the substantive policy statement:**

This statement establishes the Board's policy on several issues related to the rollover of property valuation or classification pursuant to A.R.S. § 42-16002(B).

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement.

**5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Harold Scott, Chairman  
Address: 100 N. 15th Ave.  
Suite 130  
Phoenix, AZ 85007  
Telephone: (602) 364-1601

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A copy of the statement may be obtained at the SBOE office at the address listed in item five above. There will be a charge of 25 cents per page, payable in cash or by check or money order to the State Board of Equalization.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**GOVERNOR'S AGRICULTURAL BEST MANAGEMENT PRACTICES COMMITTEE**

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

Guide to Agricultural PM<sub>10</sub> Best Management Practices, Maricopa County, Arizona PM<sub>10</sub> Non-Attainment Area, February 2001.

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

Date of document: February 2001  
Effective date of document: February 2001

**3. Summary of the contents of the substantive policy statement:**

This is a public education document developed to provide agricultural operators with information and guidance on how to effectively implement individual best management practices (BMPs) and to provide agricultural organizations, who will be working with the farmers, with background information regarding the Agricultural PM<sub>10</sub> General Permit. The document includes an overview of the Agricultural PM<sub>10</sub> General Permit, descriptions of the best management practices, suggestions for implementation, a sample record form that commercial farmers can use to document compliance, and photographs of specific BMPs to help illustrate applications.

Notices of Substantive Policy Statements

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new statement

**5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Diane Arnst, Air Quality, Planning Section Manager

Address: ADEQ  
1110 W. Washington  
Phoenix, AZ 85007

Telephone: (602) 207-2375

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Copies of this policy document are available at the cost of 25 cents per page from ADEQ's Information Desk, 1110 W. Washington, Phoenix, AZ 85007.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**DEPARTMENT OF HEALTH SERVICES  
EMERGENCY MEDICAL SERVICES**

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

#SP-060-PHS-EMS

EMS 414: Clarification of Service Area's Dispatch Under 9 A.A.C. 25, Article 9

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

May 14, 2004

**3. Summary of the contents of the substantive policy statement:**

The substantive policy statement is to clarify the interpretation of the phrase "service area's dispatch" as that phrase is used in A.A.C. R9-25-907(1).

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new substantive policy statement.

**5. The name and address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Judi Crume, Bureau Chief

Address: Arizona Department of Health Services  
Bureau of Emergency Medical Services  
150 N. 18th Ave., Suite 540  
Phoenix, AZ 85007

Telephone: (602) 364-3149

Fax: (602) 364-3568

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

or

Name: Kathleen Phillips, Rules Administrator

Address: Arizona Department of Health Services  
1740 W. Adams, Suite 202  
Phoenix, AZ 85007

Telephone: (602) 542-1264

Fax: (602) 364-1150

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

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Notices of Substantive Policy Statements

A copy of the substantive policy statement may be obtained from the Department of Health Services, Bureau of Emergency Medical Services, 150 N. 18th Avenue, Suite 540, Phoenix, AZ 85007 for a 25 cents per page copying charge. Payment is accepted in cash, or money order made payable to the Department of Health Services.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**DEPARTMENT OF HEALTH SERVICES**

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

SP-062-PHS-EMS, EMS 320: Modification to Admission Requirements for Arizona EMT-B Refresher and Arizona ALS Refresher

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

Date of issuance: June 1, 2004

Effective date: May 1, 2004

**3. Summary of the contents of the substantive policy statement:**

The substantive policy statement notifies the public that the Arizona Department of Health Services is modifying the admission requirements for the Arizona EMT-B refresher, as stated in R9-25-306(B)(2)(a)(iii), and the Arizona ALS refresher, as stated in R9-25-309(B)(2)(a)(iii).

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new substantive policy statement.

**5. The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Dona Marie Markley, EMS Policy and Practice Administrator

Address: Arizona Department of Health Services  
Bureau of Emergency Medical Services  
150 N. 18th Ave., Suite 540  
Phoenix, AZ 85007

Telephone: (602) 364-3152

Fax: (602) 364-3568

or

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

Telephone: (602) 542-1264

Fax: (602) 364-1150

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A copy of the substantive policy statement may be obtained from the Arizona Department of Health Services web site by selecting the appropriate link under "Division of Public Health Services" at [http://www.hs.state.az.us/diro/admin\\_rules/substantive.htm](http://www.hs.state.az.us/diro/admin_rules/substantive.htm) or from the Arizona Department of Health Services, Bureau of Emergency Medical Services, 150 N. 18th Ave., Suite 540, Phoenix, AZ 85007. The Department charges 25¢ per page for copying. Payment may be made with cash or by check or money order made payable to the Arizona Department of Health Services.

**NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT**

**DEPARTMENT OF WATER RESOURCES**

**1. Title of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

R 6 Underground Water Storage Permit Application Guidance – Multiple-Benefit Underground Storage Facilities

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

The substantive policy statement was issued on June 24, 2004

**3. Summary of the contents of the substantive policy statement:**

Notices of Substantive Policy Statements

This policy paper describes how recharge facilities that also incorporate other uses (e.g. habitat or recreation) may meet the qualifications of A.R.S. § 45-815.01 for a USF Permit

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new substantive policy statement.

**5. The name, address and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Rose Mae Nokes  
Address: Administrative Services Officer  
Arizona Department of Water Resources  
500 N. Third St.  
Phoenix, AZ 85004  
Telephone: (602) 417-2420

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Name: Creola Lasky  
Address: Administrative Assistant, Records Management Unit  
Arizona Department of Water Resources  
500 N. Third St.  
Phoenix, AZ 85004  
Telephone: (602) 417-2420

Copies are available at 25 cents per page.

**NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT**

**DEPARTMENT OF WATER RESOURCES**

**1. Title of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

R 7 Underground Water Storage Permit Application Guidance – Pilot-Scale Underground Storage Facility Application Process

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

The substantive policy statement was issued on June 24, 2004

**3. Summary of the contents of the substantive policy statement:**

This policy paper addresses the conditions that must be met in order for the Director to determine under an expedited review process that a small-scale, short-term facility meets the requirements of A.R.S. § 45-811.01(C) for a USF Permit

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new substantive policy statement.

**5. The name, address and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Rose Mae Nokes  
Address: Administrative Services Officer  
Arizona Department of Water Resources  
500 N. Third St.  
Phoenix, AZ 85004  
Telephone: (602) 417-2420

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Name: Creola Lasky  
Address: Administrative Assistant, Records Management Unit  
Arizona Department of Water Resources  
500 N. Third St.  
Phoenix, AZ 85004  
Telephone: (602) 417-2420

Copies are available at 25 cents per page.

**NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT**

**DEPARTMENT OF WATER RESOURCES**

**1. Title of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

R 8 Underground Water Storage Permit Application Guidance

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

The substantive policy statement was issued on June 24, 2004

**3. Summary of the contents of the substantive policy statement:**

To provide guidance, the Department prepared two papers that were adopted in December 2002 and has now prepared three application guides. The first application guide deals with the requirements for applying for a new, or modifying or renewing an existing, USF permit. The second application guide deals with the requirements for applying for a new Water Storage permit. The third application guide deals with the requirements for conveying to another entity an existing USF permit, Water Storage permit, or Groundwater Savings Facility permit.

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

This substantive policy statement supersedes and replaces Policy R 3 of the Department, the Application Packet for Underground Water Storage, Savings, and Replenishment Projects (7/18/94). Policy R3 is hereby revoked.

**5. The name, address and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Rose Mae Nokes  
Address: Administrative Services Officer  
Arizona Department of Water Resources  
500 N. Third St.  
Phoenix, AZ 85004  
Telephone: (602) 417-2420

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Name: Creola Lasky  
Address: Administrative Assistant, Records Management Unit  
Arizona Department of Water Resources  
500 N. Third St.  
Phoenix, AZ 85004  
Telephone: (602) 417-2420

Copies are available at 25 cents per page.