

## GOVERNOR'S REGULATORY REVIEW COUNCIL

This section of the *Register* contains information submitted for publication by the Governor's Regulatory Review Council, including the tentative agendas for the monthly Council meetings and summaries of action taken by the Council at the meetings.

### GOVERNOR'S REGULATORY REVIEW COUNCIL

#### NOTICE OF ACTION TAKEN AT THE SEPTEMBER 14, 2004 MEETING

##### FIVE-YEAR-REVIEW REPORTS:

1. **DEPARTMENT OF REAL ESTATE (F-04-0901)**  
Title 4, Chapter 28, Article 4, Education; Article 7, Compensation; Article 8, Documents; and Article 12, Developments

##### **COUNCIL ACTION: APPROVED**

2. **STATE BANKING DEPARTMENT (F-04-0903)**  
Title 20, Chapter 4, Article 9, Mortgage Brokers; Article 18, Mortgage Bankers; and Article 19, Commercial Mortgage Bankers

##### RULES:

1. **MEDICAL RADIOLOGIC TECHNOLOGY BOARD OF EXAMINERS (AR-04-0502)**  
Title 12, Chapter 2, Article 1, General Provisions; Article 4, Schools of Practical Radiologic Technology; Article 5, Nuclear Medicine Technologist (New Article); and Article 6, Practical Technologist in Bone Densitometry

**Amend:** R12-2-101 and R12-2-401

**New Articles:** Articles 5 and 6

**New Sections:** R12-2-501 through R12-2-506, and R12-2-601 through R12-2-605

##### **COUNCIL ACTION: APPROVED**

2. **DEPARTMENT OF AGRICULTURE (AR-04-0713)**  
Title 3, Chapter 5, Article 1, Sampling and Laboratory Certification

**Amend:** R3-5-101 through R3-5-107, R3-5-110, and Table 1

**New Sections:** R3-5-111 and R3-5-112

##### **COUNCIL ACTION: APPROVED**

3. **DEPARTMENT OF REVENUE (AR-04-0904)**  
Title 15, Chapter 5, Article 1, Retail Classification; and Article 23, Use Tax

**Amend:** R15-5-127 and R15-5-2327

##### **COUNCIL ACTION: APPROVED**

4. **DEPARTMENT OF HEALTH SERVICES (AR-04-0905)**  
Title 9, Chapter 8, Article 2, Bottled Water

**Repeal:** R9-8-202 through R9-8-209

**Amend:** R9-8-201

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**New Sections:** R9-8-202 through R9-8-206

**COUNCIL ACTION: APPROVED**

**5. ARIZONA STATE RETIREMENT SYSTEM (AR-04-0906)**

Title 2, Chapter 8, Article 1, Social Security Division

**Repeal:** Table 3, Tables 4A, 4B and 4C; Exhibits A and B; Tables 1, 2 and 3; Exhibits C and D; Tables 1, 2, 3, 4, 5 and 6; Exhibit E; Tables 1, 2, 3, 4, 5 and 6; Exhibit F; Tables 1, 2, 3, 4, 5 and 6; Exhibits G, H, I, J, K and L; Tables 1, 2, 3, 4, 5, 6 and 7; Exhibit M; Tables 1, 2, 3, 4, 5 and 6

**Renumber:** Tables 5, 6 and 7

**Amend:** R2-8-123, Tables 1 and 2; Tables 6 and 7; and R2-8-126

**New Tables:** Tables 3A and 3B; Tables 4 and 5

**COUNCIL ACTION: APPROVED**

**6. BOARD OF PHARMACY (AR-04-0907)**

Title 4, Chapter 23, Article 1, Administration; and Article 4, Professional Practices

**Amend:** R4-23-110

**New Sections:** R4-23-411

**COUNCIL ACTION: APPROVED**

**GOVERNOR'S REGULATORY REVIEW COUNCIL**

**NOTICE OF PUBLIC MEETING AND AGENDA FOR OCTOBER 5, 2004**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to members of the **Governor's Regulatory Review Council** and to the general public that the **Governor's Regulatory Review Council** will hold a regular meeting, open to the public on **Tuesday, October 5, 2004 at 9:00 a.m. in the boardroom of the Arizona Peace Officer Standards & Training Board, 2643 East University, Phoenix, Arizona**. For additional information, call the **Governor's Regulatory Review Council office at (602) 542-2058**.

Under A.R.S. § 38-431.03(A)(3), the Governor's Regulatory Review Council may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item on the agenda.

The agenda for the meeting is as follows:

- A. 9:00 A.M. – CALL TO ORDER**
  
- B. APPROVAL OF MINUTES OF SEPTEMBER 14, 2004 MEETING**
  
- C. CONFLICTS OF INTEREST**
  
- D. CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:**
  - 1. ARIZONA COTTON RESEARCH AND PROTECTION COUNCIL (F-04-0902)**  
Title 3, Chapter 9, Article 3, Arizona Cotton Research and Protection Council
  
  - 2. DEPARTMENT OF HEALTH SERVICES (F-04-0906)**  
Title 9, Chapter 10, Article 15, Abortion Clinics
  
  - 3. BOARD OF PHYSICAL THERAPY (F-04-1002)**  
Title 4, Chapter 24, Article 1, General Provisions; Article 2, Licensing and Examination Provisions; Article 3, Regulation of Physical Therapy; Article 4, Continuing Competence; and Article 5, Public Participation Procedures
  
  - 4. DEPARTMENT OF HEALTH SERVICES (F-04-1003)**  
Title 9, Chapter 4, Article 2, Pesticide Illness
  
  - 5. DEPARTMENT OF HEALTH SERVICES (F-04-1004)**  
Title 9, Chapter 4, Article 3, Blood Lead Levels
  
  - 6. DEPARTMENT OF HEALTH SERVICES (F-04-1005)**  
Title 9, Chapter 4, Article 5, Birth Defects Monitoring Program
  
  - 7. DEPARTMENT OF HEALTH SERVICES (F-04-1006)**  
Title 9, Chapter 6, Article 4, Aids Drug Assistance Program (ADAP); and Article 9, HIV-related Testing
  
  - 8. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS) (F-04-1007)**

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Title 9, Chapter 22, Article 12, Behavioral Health Services

9. **ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS) (F-04-1008)**  
Title 9, Chapter 28, Article 11, Behavioral Health Services

**E. CONSIDERATION OF RULES:**

1. **RADIATION REGULATORY AGENCY (AR-04-0702)**  
Title 12, Chapter 1, Article 1, General Provisions; Article 2, Registration, Installation, and Service of Ionizing Radiation Producing Machines; and Certification of Mammography Facilities; Article 3, Radioactive Material Licensing; Article 4, Standards for Protection Against Ionizing Radiation; Article 5, Sealed Source Industrial Radiography; Article 6, Use of X-rays in the Healing Arts; Article 9, Particle Accelerators; Article 15, Transportation; and Article 17, Wireline Service Operations and Subsurface Tracer Studies

**Repeal:** R12-1-1720

**Amend:** R12-1-102, R12-1-206, R12-1-319, R12-1-424, R12-1-425, R2-1-501, R12-1-523, R12-1-603, R12-1-609, R12-1-614, R12-1-905, R12-1-1504, R12-1-1506, R12-1-1716, R12-1-1721, R12-1-1723, R12-1-1742, and R12-1-1743

**New Sections:** R12-1-324, R12-1-518, and R12-1-1720

2. **DEPARTMENT OF ENVIRONMENTAL QUALITY (AR-04-0902)**  
Title 18, Chapter 8, Article 2, Hazardous Wastes

**Amend:** R18-8-260, R18-8-261, R18-8-263 through R18-8-266, R18-8-268, R18-8-270, and R18-8-271

3. **BOARD OF PHARMACY (AR-04-1002)**  
Title 4, Chapter 23, Article 1, Administration; Article 2, Pharmacist Licensure; and Article 3, Intern Training and Pharmacy Intern Preceptors

**Amend:** R4-23-110, R4-23-201 through R4-23-203, R4-23-301, and R4-23-304

4. **BOARD OF PHARMACY (AR-04-1003)**  
Title 4, Chapter 23, Article 6, Permits and Distribution of Drugs

**Amend:** R4-23-610, R4-23-672, and R4-23-673

5. **GOVERNMENT INFORMATION AND TECHNOLOGY AGENCY (GITA) (AR-04-1004)**  
Title 2, Chapter 18, Article 1, General Provisions; Article 2, Information Technology Projects; and Article 3, Information Technology Planning

**Amend:** R2-18-101, R2-18-201, and R2-18-301

6. **RACING COMMISSION (AR-04-1005)**  
Title 19, Chapter 2, Article 1, Horse Racing; and Article 3, Greyhound Racing

**Amend:** R19-2-106 and R19-2-306

7. **ARIZONA STATE RETIREMENT SYSTEM (AR-04-1007)**  
Title 2, Chapter 8, Article 2, State Retirement Defined Contribution Program

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**Amend:** R2-8-202

**8. BOARD OF ACCOUNTANCY (AR-04-1008)**  
Title 4, Chapter 1, Article 1, General; and Article 4, Regulation

**Amend:** R4-1-101

**New Sections:** R4-1-115.03 and R4-1-454

**F. APPROVAL OF COUNCIL'S 2005 CALENDAR**

**G. ADJOURNMENT**

**PLEASE NOTE:**

- THIS AGENDA IS SUBJECT TO CHANGE UP TO 24 HOURS BEFORE THE MEETING.
- PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION, SUCH AS A SIGN LANGUAGE INTERPRETER, BY CONTACTING (602) 542-2058. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.
- A COPY OF THE AGENDA AND BACKGROUND MATERIAL PROVIDED TO COUNCIL MEMBERS (WITH THE EXCEPTION OF MATERIAL RELATING TO POSSIBLE EXECUTIVE SESSIONS) IS AVAILABLE FOR PUBLIC INSPECTION AT THE COUNCIL'S OFFICE, 100 N. 15TH AVENUE, SUITE 402, PHOENIX, AZ 85007.