

## 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

#### ARIZONA COMMISSION FOR THE DEAF AND HARD OF HEARING

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 26, Arizona Commission for the Deaf and Hard of Hearing  
**Article and its heading:** 1, General  
5, Interpreter Certification  
**Section numbers:** R9-26-101; R9-26-501 through R9-26-511  
(Other sections may be added, deleted, or modified as necessary)
- 2. Subject matter of the proposed rules:**  
The Commission will update its rules on interpreter certification to include new certification criteria as well as revising the interpreter certification rules in order to make it clear, concise and understandable.
- 3. A citation to all published notices relating to the proceeding:**  
None published
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Rob Voreck, Licensing and Certification Coordinator  
Address: Arizona Commission for the Deaf and the Hard of Hearing  
1400 W. Washington, Room 126  
Phoenix, AZ 85007  
Telephone: (602) 542-3286  
Fax: (602) 542-3380  
E-mail: rob.voreck@acdh.state.az.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments can be made:**  
The Commission will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m. at 1400 West Washington Room 126, Phoenix, Arizona, 85007 until 5 p.m., January 14, 2005. E-mail comments will not be accepted.  
The Commission will hold a public hearing where oral comments can be made on January 7, 2005 at 2:00 p.m. at 1400 West Washington, Room 126.
- 6. A timetable for agency decisions or other action in the proceeding:**  
Unknown at this time

### NOTICE OF RULEMAKING DOCKET OPENING

#### ARIZONA COMMISSION FOR THE DEAF AND THE HARD OF HEARING

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 26, Arizona Commission for the Deaf and Hard of Hearing  
**Article and its heading:** 6, American Sign Language Instructor Certification  
**Section numbers:** Not yet determined
- 2. Subject matter of the proposed rules:**  
The Commission will create rules for the state certification of American Sign Language instructors as granted under the authority of A.R.S. § 36-1946(5).
- 3. A citation to all published notices relating to the proceeding:**  
None published
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Rob Voreck, Licensing and Certification Coordinator  
Address: Arizona Commission for the Deaf and the Hard of Hearing

Notices of Rulemaking Docket Opening

1400 W. Washington, Room 126  
Phoenix, AZ 85007

Telephone: (602) 542-3286  
Fax: (602) 542-3380  
E-mail: rob.voreck@acdh.state.az.us

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

The Commission will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m. at 1400 West Washington Room 126, Phoenix, Arizona, 85007 until 5 p.m., February 25, 2005. E-mail comments will not be accepted.

The Commission will hold a public hearing where oral comments can be made on February 4, 2005 at 2:00 p.m. at 1400 West Washington, Room 126.

**6. A timetable for agency decisions or other action in the proceeding:**

Unknown at this time

**NOTICE OF RULEMAKING DOCKET OPENING  
ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM  
ARIZONA LONG-TERM CARE SYSTEM**

**1. Title and its heading:**

9, Health Services

**Chapter and its heading:**

28, Arizona Health Care Cost Containment System (AHCCCS)  
Arizona Long-term Care System

**Article and its heading:**

7, Standards for payments

**Section numbers:**

R9-28-711 (As part of this rulemaking, AHCCCS may add, delete, or modify additional Sections as necessary.)

**2. The subject matter of the proposed rule:**

AHCCCS is amending the Long Term Care rules to provide a clear, concise, and understandable rule that applies to rates, claims and contractor payments.

**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: Mariaelena Ugarte  
Address: AHCCCS  
Office of Legal Assistance  
701 E. Jefferson, Mail Drop 6200  
Phoenix, AZ 85034  
Telephone: (602) 417-4693  
Fax: (602) 253-9115  
E-mail: proposedrules@ahcccs.state.az.us

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

The Administration will accept written comments Monday through Friday, 8 a.m. to 5 p.m., at the address indicated in item #4. Public hearings will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will be accepted.

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

AHCCCS anticipates filing a Notice of Proposed Rulemaking in January 2005.

**NOTICE OF RULEMAKING DOCKET OPENING  
STATE LAND DEPARTMENT**

**1. Title and its heading:**

12, Natural Resources

**Chapter and its heading:**

5, State Land Department

**Article and its heading:**

5, Leases

**Section numbers:**

R12-5-534

**2. The subject matter of the proposed rule:**

Under A.R.S. § 37-132(B)(7), the Commissioner may “close urban lands to specific uses as prescribed by rule if necessary for dust abatement or remediation purposes.” The Arizona State Land Department proposes to adopt a rule

*Arizona Administrative Register / Secretary of State*  
**Notices of Rulemaking Docket Opening**

---

that establishes criteria for Trust land closures to facilitate enforcement of A.R.S. § 37-132(B)(7). Such Trust land closures would provide land and resource protection to the Trust's assets. As a result, the quality, value, and usefulness of State Trust land would be maintained and improved.

**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: Chuck Hudson, Manager, Environmental Section

Address: State Land Department  
1616 W. Adams  
Phoenix, AZ 85007

Telephone: (602) 542-2657

Fax: (602) 542-3507

E-mail: chudson@land.az.gov

Name: Lillian Moodey, Manager, Land Conservation and Transfer Section

Address: Arizona State Land Department  
1616 W. Adams  
Phoenix, AZ 85007

Telephone: (602) 542-2643

Fax: (602) 542-5223

E-mail: lmoodey@land.az.gov

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

Written Comments: 8:00 a.m. - 5:00 p.m., Monday through Friday

Oral Comments: 8:00 a.m. - 4:00 p.m., Monday through Friday

Address: Arizona State Land Department  
1616 W. Adams  
Phoenix, AZ 85007

Fax: (602) 542-5223

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

The following, outlines a tentative timetable for the rule development schedule:

January 2005 - Notice of Proposed Rulemaking submitted to Secretary of State.

April 2005 - Submission of Final Rule to Governor's Regulatory Review Council.

May 2005 - Governor's Regulatory Review Council's consideration of Rules.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ENVIRONMENTAL QUALITY  
WATER QUALITY STANDARDS**

**1. Title and its heading:**

18, Environmental Quality

**Chapter and its heading:**

11, Department of Environmental Quality – Water Quality Standards

**Article and its heading:**

6, Impaired Water Identification

**Section numbers:**

R18-11-601 through R18-11-606

**2. Subject matter of the proposed rules:**

The Department proposes to update the Impaired Water Identification rules because it has developed more scientifically and statistically sound methods for impaired water identification and 303(d) listings. These methods are more consistent with federal assessment and 303(d) listing guidance. In 2002, the U.S. EPA partially disapproved Arizona's 2002 303(d) List and added surface waters that should have been assessed as impaired using federal guidance. EPA has indicated its intent to do the same for the 2004 list. Changes to the rules should help avoid some of these federal additions. The changes will also make minimum data requirements attainable with ADEQ's resources.

**3. A citation to all published notices relating to the proceeding:**

None

**4. Name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Linda Taunt

**Notices of Rulemaking Docket Opening**

Address: Department of Environmental Quality  
1110 W. Washington, 5415A-1  
Phoenix, AZ 85007

Telephone: (602) 771-4416 (Metro-Phoenix area) or toll free in Arizona (800) 234-5677, Ex. 4416

Fax: (602) 771-4528

E-mail: taunt.linda@azdeq.gov

**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 at the location listed in question #4 between 8 a.m. and 5 p.m., Monday through Friday. Oral comments will be accepted at the location listed in question #4 between 8 a.m. and 5 p.m., Monday through Friday. Comments will be accepted until the close of record which has not yet been determined.

**6. A timetable for agency decisions or other action in the proceeding:**

The Department anticipates that the Notice of Proposed Rulemaking will be filed with the Office of the Secretary of State for publication in the *Arizona Administrative Register* in November, and that a Notice of Final Rulemaking will be filed by January 2005.