

## 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 ADMINISTRATION

[R05-259]

1. **Title and its heading:** 2, Administration  
**Chapter and its heading:** 1, Department of Administration  
**Article and its heading:** 9, Reimbursement for Vanpool Transportation  
**Section numbers:** R2-1-901 and R2-1-905 (The Department may add, delete, or modify additional Sections as necessary.)
2. **The subject matter of the proposed rule:**  
The subject matter of the rulemaking prescribes how vanpool subsidies will be administered to state employees.
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: Kayelen Rolfe, Manager – Travel Reduction Programs  
Address: Arizona Department of Administration – Management Services Division  
100 N. 15th Ave., 4th Floor, Suite 431  
Phoenix, AZ 85007  
Telephone: (602) 542-3638  
Fax: (602) 542-3636
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 Monday through Friday from 8:00 a.m. to 5:00 p.m. at the location listed in item #4. The schedule for oral proceedings is to be determined and will be published in a future issue of the *Register*.
6. **A timetable for agency decisions or other action on the proceeding, if known:**  
To be determined

### NOTICE OF RULEMAKING DOCKET OPENING

#### DEPARTMENT OF ADMINISTRATION PURCHASING OFFICE, FINANCE DIVISION

[R05-260]

1. **Title and its heading:** 2, Administration  
**Chapter and its heading:** 7, Department of Administration – Purchasing Office, Finance Division  
**Article and its heading:** 1, General Provisions  
2, Procurement Organization  
3, Source Selection and Contract Formation  
4, Specifications  
5, Procurement of Construction and Specified Professional Services  
6, Contract Clauses  
7, Cost Principles  
9, Legal and Contractual Remedies  
10, Intergovernmental Procurement  
**Section numbers:** R2-7-101 through R2-7-105, R2-7-201 through R2-7-203, R2-7-301 through R2-7-370, R2-7-401 through R2-7-411, R2-7-501 through R2-7-515, R2-7-601, R2-7-701, R2-7-901 through R2-7-937, R2-7-1001 through R2-7-1010 (The agency may add, delete, or modify Sections as necessary.)

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

The purpose of this rulemaking is to address the issues identified in the previous five-year review report approved by the Governor's Regulatory Review Council. Other changes may be made to improve processes. Additionally, the rulemaking will update the rules and bring them into conformance with current rule writing standards and current practice. Subject matter of these rules is the procurement and management of all materials, services, and construction for the state of Arizona. The statutes and the rules are based on the American Bar Association Model Procurement Code and are commonly referred to as the "Arizona Procurement Code."

**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: John Adler, State Procurement Administrator  
Address: Arizona Department of Administration – State Procurement Office  
100 N. 15th Ave., 1st Floor, Suite 104  
Phoenix, AZ 85007  
Telephone: (602) 542-5308  
Fax: (602) 542-5508

**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 Monday through Friday from 8:00 a.m. to 5:00 p.m. at the location listed in item #4. The schedule for oral proceedings is to be determined and will be published in a future issue of the *Register*.

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

To be determined

**NOTICE OF RULEMAKING DOCKET OPENING**  
**OFFICE OF THE SECRETARY OF STATE**

[R05-266]

**1. Title and its heading:**

2, Administration

**Chapter and its heading:**

12, Office of the Secretary of State

**Article and its heading:**

8, Professional Employer Organizations

**Section numbers:**

R2-12-801 through R2-12-810 (The Office may add, delete, or modify sections as necessary.)

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

The Office of the Secretary of State is making rules addressing registration fees; alternative registration; length of probation; and hearings and penalties regarding professional employer organizations.

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

N/A

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

Name: Kevin Tyne, Deputy Secretary of State  
Address: Arizona Secretary of State  
1700 W. Washington, 7th Floor  
Phoenix, AZ 85007  
Telephone: (602) 542-4919  
Fax: (602) 542-1575  
E-mail: ktyne@azsos.gov

Or

Name: Gene Palma, Director of Business Services  
Address: Arizona Secretary of State  
1700 W. Washington, 7th Floor  
Phoenix, AZ 85007  
Telephone: (602) 542-3060  
Fax: (602) 542-7386  
E-mail: gpalma@azsos.gov

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

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**be made:**

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

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

To be announced

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY  
EMPLOYMENT AND TRAINING**

[R05-240]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

2, Department of Economic Security – Employment and Training

**Articles and their headings:**

1, General Provisions

2, Employment Services Provided by the Department

4, Other Employment Services and Programs

**Section numbers:**

All sections contained in the articles listed. (Other sections to be added as necessary.)

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

This rulemaking is in response to a five-year review report approved by the Governor’s Regulatory Review Council on February 1, 2005.

**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: Beth Broeker

Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007

or

P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005

Telephone: (602) 542-6555

Fax: (602) 542-6000

E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY  
UNEMPLOYMENT INSURANCE**

[R05-241]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

3, Department of Economic Security – Unemployment Insurance

**Articles and their headings:**

13, Definitions

14, Administration and Enforcement

15, Decisions, Hearings, and Orders

17, Contributions

18, Benefits

52, Able and Available Benefit Policy

53, Refusal of Work Benefit Policy

54, Benefit Claims, Computation, Extension, and Overpayment

55, Total and Partial Unemployment Benefit Policy

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**Section numbers:**

All sections contained in the articles listed. Other sections to be added as necessary.

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

This rulemaking is in response to a five-year review report approved by the Governor's Regulatory Review Council on October 1, 2002.

**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: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007  
or  
P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005  
Telephone: (602) 542-6555  
Fax: (602) 542-6000  
E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ECONOMIC SECURITY  
REHABILITATION SERVICES

[R05-242]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

4, Department of Economic Security – Rehabilitation Services

**Articles and their headings:**

1, State Agency Administration  
2, Provision of Services to Individuals  
3, Business Enterprise Program  
4, Other Rules and Provisions that Relate to Providing Services to Individuals  
6, Sight Conservation Program

**Section numbers:**

All sections contained in the articles listed. (Other sections to be added as necessary.)

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

This rulemaking is in response to a five-year review report approved by the Governor's Regulatory Review Council on July 13, 2004.

**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: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007  
or  
P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005  
Telephone: (602) 542-6555  
Fax: (602) 542-6000

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E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**  
**DEPARTMENT OF ECONOMIC SECURITY**  
**SOCIAL SERVICES**

[R05-243]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

5, Department of Economic Security – Social Services

**Articles and their headings:**

24, Appeals and Hearings

52, Certification and Supervision of Family Child Care Home Providers

55, Child Protective Services

56, Confidentiality and Release of CPS Records

58, Family Foster Parent Licensing Requirements

59, Group Foster Home Licensing Standards

60, Comprehensive Medical/Dental Program for Foster Children

65, Department Adoption Functions and Procedures for Providing Adoption Services

66, Adoption Services

67, Adoption Subsidy

69, Child Placing Agency Licensing Standards

70, Adoption Agency Licensing

74, Licensing Process and Licensing Requirements for Child Welfare Agencies Operating Residential Group Care Facilities and Outdoor Experience Programs

75, Appeal and Hearing Procedures for Adverse Action Against Family Foster Homes, Adoption Agencies, Family Child Care Home providers, and Persons Listed on the Child Care Resource and Referral System

80, Interstate Compact on the Placement of Children

**Section numbers:**

All sections contained in the articles listed. (Other sections to be added as necessary.)

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

This rulemaking is in response to five-year review reports approved by the Governor's Regulatory Review Council in February 2002, February 2005, and November 2001.

**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: Beth Broeker

Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007

or

P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005

Telephone: (602) 542-6555

Fax: (602) 542-6000

E-mail: bbroeker@azdes.gov

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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:**

Written comments will be accepted during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY  
DEVELOPMENTAL DISABILITIES**

[R05-244]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

6, Department of Economic Security – Developmental Disabilities

**Articles and their headings:**

1, General Provisions

3, Eligibility for Developmental Disabilities Services

4, Application

5, Admission/Redetermination/Termination

6, Program Services

8, Programmatic Standards and Contract Monitoring for Community Residential Settings

9, Managing Inappropriate Behaviors

10, Child Developmental Foster Home License

11, Adult Developmental Home License

12, Cost of Care Portion

13, Coordination of Benefits; Third-Party Payments

14, Guardianship and Conservatorship

15, Standards for Certification of Home and Community-Based Service (HCBS) Providers

16, Abuse and Neglect

18, Administrative Review

20, Contracts

21, Division Procurement and Rate Setting – Qualified Vendors

22, Appeals and Hearings

**Section numbers:**

All sections contained in the articles listed. (Other sections to be added as necessary.)

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

This rulemaking is in response to a five-year review report approved by the Governor’s Regulatory Review Council on February 1, 2000.

**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: Beth Broeker

Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007

or

P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005

Telephone: (602) 542-6555

Fax: (602) 542-6000

E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

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**DEPARTMENT OF ECONOMIC SECURITY  
AGING AND ADULT ADMINISTRATION**

[R05-245]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

8, Aging and Adult Administration

**Articles and their headings:**

1, Grievances and Hearings

2, Adult Protective Services

**Section numbers:**

All sections contained in the articles listed. (Other sections to be added as necessary.)

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

This rulemaking is in response to a five-year review report approved by the Governor's Regulatory Review Council on September 10, 2002.

**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: Beth Broeker

Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007

or

P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005

Telephone: (602) 542-6555

Fax: (602) 542-6000

E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY  
CASH ASSISTANCE PROGRAM**

[R05-246]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

12, Department of Economic Security – Cash Assistance Program

**Articles and their headings:**

1, General Provisions

2, Application Process and Procedures

3, Non-Financial Eligibility

4, Financial Eligibility; Resources

5, Financial Eligibility; Income

6, Special CA Circumstances

7, Determining Eligibility and Benefit Payment Amount

8, Payments

9, Changes; Adverse Action

10, Appeals

11, Overpayments

12, Intentional Program Violation

**Section numbers:**

All sections contained in the articles listed. (Other sections to be added as necessary.)

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

This rulemaking is in response to a five-year review report approved by the Governor's Regulatory Review Council on October 1, 2002.

**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: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007  
or  
P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005  
Telephone: (602) 542-6555  
Fax: (602) 542-6000  
E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY  
FOOD STAMPS PROGRAM**

[R05-247]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

14, Food Stamps Program

**Articles and their headings:**

1, General Provisions

**Section numbers:**

All sections contained in the article cited. (Other sections to be added as necessary.)

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

This rulemaking is in response to a five-year review report approved by the Governor's Regulatory Review Council on May 3, 2005.

**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: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007  
or  
P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005  
Telephone: (602) 542-6555  
Fax: (602) 542-6000  
E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

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- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
None

**NOTICE OF RULEMAKING DOCKET OPENING**  
**DEPARTMENT OF ECONOMIC SECURITY**  
**GENERAL ASSISTANCE PROGRAM**

[R05-248]

- 1. Title and its heading:** 6, Economic Security  
**Chapter and its heading:** 17, Department of Economic Security – General Assistance Program  
**Articles and their headings:** 1, General assistance Program; Purpose and Definition  
2, Individuals Who May Qualify for Assistance  
3, Requesting Benefits  
4, Non-Financial Eligibility Determination  
5, Treatment of Resources and Income  
6, Determining Income Eligibility and a Cash Benefit Amount  
7, Benefit Payments  
8, Maintaining Benefits  
9, Appeals and Hearings  
**Section numbers:** All sections contained in the articles listed. (Other sections to be added as necessary.)

- 2. The subject matter of the proposed rule:**  
This rulemaking will address recent statutory and policy changes for the General Assistance Program.

- 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: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson, Site Code 837A  
Phoenix, AZ 85007  
or  
P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005  
Telephone: (602) 542-6555  
Fax: (602) 542-6000  
E-mail: bbroeker@azdes.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 during business hours by the person named in item #4, until further notice is provided. The Department has not scheduled oral proceedings at this time.

- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
None

**NOTICE OF RULEMAKING DOCKET OPENING**  
**DEPARTMENT OF HEALTH SERVICES**  
**HEALTH CARE INSTITUTIONS: LICENSING**

[R05-269]

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 10, Department of Health Services – Health Care Institutions: Licensing  
**Article and its heading:** Article 9, Nursing Care Institutions  
**Section numbers:** To be determined

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

In 2003 the Centers for Medicare and Medicaid Services of the U.S. Department of Health and Human Services permitted nursing care institutions to use paid feeding assistants (PFAs) in states with state-approved training programs. 68 FR 55528, September 26, 2003. PFA use must meet the applicable requirements in 42 CFR 483.35, 483.7, 483.160, and 488.301.

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In 2004 the Arizona Legislature enacted House Bill 2345, which was approved by the Governor and codified at A.R.S. § 36-413. This statute permits the ADHS to make administrative rules setting standards for PFA training programs and regulating these training programs.

The Arizona Department of Health Services (ADHS) is proceeding with rulemaking for PFA training programs.

**The agency docket number, if applicable:**

RE-009-05

**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: Catherine Corbin, Program Manager  
Address: Office of Long-term Care Licensing  
Division of Licensing Services  
Arizona Department of Health Services  
150 N. 18th Avenue, 4th Floor  
Phoenix, AZ 85007

Telephone: (602) 364-2690  
Fax: (602) 364-4765  
E-mail: corbincl@azdhs.gov

Or

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

Telephone: (602) 542-1264  
Fax: (602) 364-1150  
E-mail: phillik@azdhs.gov

**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**

**GAME AND FISH COMMISSION**

[R05-255]

**1. Title and its heading:**

12, Natural Resources

**Chapter and its heading:**

4, Game and Fish Commission

**Article and its heading:**

1, Definitions and General Provisions

**Section numbers:**

R12-4-101, R12-4-102, R12-4-103, R12-4-104, R12-4-105, R12-4-106, R12-4-107, R12-4-108, R12-4-110, R12-4-111, R12-4-112, R12-4-113, R12-4-114, R12-4-115, R12-4-116, R12-4-117, R12-4-119, R12-4-120, R12-4-121, R12-4-122, and R12-4-123 (As part of this rulemaking, the Commission may add, delete, or modify additional sections as may become necessary.)

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

R12-4-101. Amendments related to definitions;  
R12-4-102. Amendments related to fees for licenses, tags, stamps, and permits;  
R12-4-103. Amendments related to duplicate tags and licenses;  
R12-4-104. Amendments related to application procedures for issuance of hunt permit-tags by drawing;  
R12-4-105. Amendments related to license dealer's licenses;

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- R12-4-106. Amendments related to licensing time-frames;
- R12-4-107. Amendments related to the bonus point system;
- R12-4-108. Amendments related to management unit boundaries;
- R12-4-110. Amendments related to posting and access to state land;
- R12-4-111. Amendments related to identification numbers;
- R12-4-112. Amendments related to diseased or injured wildlife;
- R12-4-113. Amendments related to small game depredation permits;
- R12-4-114. Amendments related to issuance of nonpermit-tags and hunt permit-tags;
- R12-4-115. Amendments related to supplemental hunts and hunter pool;
- R12-4-116. Amendments related to reward payments;
- R12-4-117. Amendments related to Indian reservations;
- R12-4-119. Amendments related to Arizona Game and Fish Department reserves;
- R12-4-120. Amendments related to issuance, sale, and transfer of special big game license tags;
- R12-4-121. Amendments related to big game permit or tag transfer;
- R12-4-122. Amendments related to handling, transportation, processing, and storing of game meat given to public institutions and charitable organizations; and
- R12-4-123. Amendments related to expenditure of funds

(As part of this rulemaking, the Commission may add, delete, or modify additional sections as may become necessary.)

**The agency docket number, if applicable:** Y

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

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 rule:**

Name: Carlos Ramírez, Rule Writer  
Address: Arizona Game and Fish Department  
2221 W. Greenway Road DORR  
Phoenix, AZ 85023  
Telephone: (602) 789-3288, ext. 206  
Fax: (602) 789-3677

**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 Monday through Friday from 8:00 a.m. until 5:00 p.m. The schedule for oral proceedings is to be determined and will be published when scheduled.

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

To be determined

**NOTICE OF RULEMAKING DOCKET OPENING  
GAME AND FISH COMMISSION**

[R05-256]

**1. Title and its heading:**

12, Natural Resources

**Chapter and its heading:**

4, Game and Fish Commission

**Article and its heading:**

2, Miscellaneous Licenses and Permits

**Section numbers:**

R12-4-201, R12-4-202, R12-4-203, R12-4-208, R12-4-215, R12-4-216, and R12-4-217 (As part of this rulemaking, the Department may add, amend, delete, or renumber additional Sections as may become necessary.)

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

- R12-4-201. Amendments related to pioneer licenses;
- R12-4-202. Amendments related to disabled veteran's licenses;
- R12-4-203. Amendments related to the National Harvest Information Program;

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- R12-4-208. Amendments related to guide licenses;
- R12-4-215. Amendments related to fishing tournament permit regulations;
- R12-4-216. Amendments related to crossbow permits; and
- R12-4-217. Amendments related to challenged hunters access/mobility permits

(As part of this rulemaking, the Department may add, amend, delete, or renumber additional sections as may become necessary.)

**The agency docket number, if applicable:** Docket Z

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

Notice of Docket Opening: 10 A.A.R. 2890, July 16, 2004

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

Name: Carlos Ramirez, Rule Writer  
Address: Arizona Game and Fish Department  
2221 W. Greenway Road DORR  
Phoenix, AZ 85023  
Telephone: (602) 789-3288, ext. 206  
Fax: (602) 789-3677

**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 Monday through Friday from 8:00 a.m. until 5:00 p.m. The schedule for oral proceedings is yet to be determined and will be published when scheduled.

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

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

GAME AND FISH COMMISSION

[R05-257]

**1. Title and its heading:**

12, Natural Resources

**Chapter and its heading:**

4, Game and Fish Commission

**Article and its heading:**

4, Live Wildlife

**Section numbers:**

R12-4-401, R12-4-402, R12-4-403, R12-4-404, R12-4-405, R12-4-406, R12-4-407, R12-4-408, R12-4-409, R12-4-410, R12-4-411, R12-4-413, R12-4-414, R12-4-415, R12-4-416, R12-4-417, R12-4-418, R12-4-419, R12-4-420, R12-4-421, R12-4-423, R12-4-424, R12-4-425, R12-4-426, R12-4-427, R12-4-428, and R12-4-430 (As part of this rulemaking, the Department may add, amend, delete, or renumber additional sections as may become necessary.)

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

- R12-4-401. Amendments related to live wildlife definitions
- R12-4-402. Amendments related to prohibited acts with live wildlife
- R12-4-403. Amendments related to escaped or released live wildlife
- R12-4-404. Amendments related to possession of live wildlife taken on an Arizona hunting or fishing license
- R12-4-405. Amendments related to importing, purchasing, and transporting live wildlife without an Arizona license or permit
- R12-4-406. Amendments related to restricted live wildlife
- R12-4-407. Amendments related to exemptions from special license requirements for restricted live wildlife
- R12-4-408. Amendments related to holding wildlife for the Department
- R12-4-409. Amendments related to general provisions and penalties for special licenses
- R12-4-410. Amendments related to aquatic wildlife stocking permits
- R12-4-411. Amendments related to minnow dealers' licenses

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- R12-4-413. Amendments related to private game farm licenses
- R12-4-414. Amendments related to shooting preserve licenses
- R12-4-415. Amendments related to field trial licenses
- R12-4-416. Amendments related to field trial training permits
- R12-4-417. Amendments related to wildlife holding licenses
- R12-4-418. Amendments related to scientific collecting permits
- R12-4-419. Amendments related to wildlife hobby licenses
- R12-4-420. Amendments related to zoo licenses
- R12-4-421. Amendments related to wildlife service licenses
- R12-4-423. Amendments related to wildlife rehabilitation licenses
- R12-4-424. Amendments related to white amur stocking licenses
- R12-4-425. Amendments related to restricted live wildlife lawfully possessed without license or permit prior to effective date of Article 4
- R12-4-426. Amendments related to possession of primates
- R12-4-427. Amendments related to rehabilitation exemptions
- R12-4-428. Amendments related to captivity standards
- R12-4-430. Amendments related to importation, handling, and possession of cervids

(As part of this rulemaking, the Department may add, amend, delete, or renumber additional sections as may become necessary.)

**The agency docket number, if applicable:** Docket A

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

Notice of Rulemaking Docket Opening: 10 A.A.R. 2891, July 16, 2004

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

Name: Carlos Ramírez, Rule Writer  
Address: Arizona Game and Fish Department  
2221 W. Greenway Road DORR  
Phoenix, AZ 85023  
Telephone: (602) 789-3288, ext. 206  
Fax: (602) 789-3677

**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 Monday through Friday from 8:00 a.m. until 5:00 p.m. The schedule for oral proceedings is to be determined and will be published when scheduled.

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

To be determined

**NOTICE OF RULEMAKING DOCKET OPENING**  
**DEPARTMENT OF TRANSPORTATION**  
**TITLE, REGISTRATION, AND DRIVER LICENSES**

[R05-261]

**1. Title and its heading:**  
**Chapter and its heading:**

17, Transportation  
4, Department of Transportation – Title, Registration, and Driver Licenses

**Article and its heading:**

3, Vehicle Registration

**Section numbers:**

R17-4-305

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

The Motor Vehicle Division, “MVD,” is amending this rule due to legislative changes that require new and used motor vehicle dealers and title service companies to send Temporary Registration Plate “TRP” information through an authorized third party or the Division’s authorized third party electronic service provider. The TRP information sent will be recorded in the Division’s vehicle title and registration database, and the information shall be made available to law enforcement officers as required by statute. The previous process did not require the electronic recording

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of Temporary Registration Plate “TRP” information on the title and registration database. This process precluded any compliance efforts by law enforcement since the ability to electronically query the owner of a TRP did not exist. Additionally, each dealer or title service company sending an electronic record of the TRP through the Division’s authorized third party electronic service provider shall pay a fee of one dollar to the Division’s authorized third party electronic service provider.

**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: Troy A. Walters, Rules Analyst  
Address: Administrative Rules Unit  
Department of Transportation, Mail Drop 507M  
3737 N. 7th St., Suite 160  
Phoenix, AZ 85014-5079  
Telephone: (602) 712-6722  
Fax: (602) 241-1624  
E-mail: twalters@azdot.gov

Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at [www.dot.state.az.us/about/rules/index.htm](http://www.dot.state.az.us/about/rules/index.htm).

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

A concerned person may deliver written comments to the agency official listed in item #4 from 8:00 a.m. to 4:30 p.m., Monday through Friday, except state holidays.

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

To be determined

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF TRANSPORTATION  
TITLE, REGISTRATION, AND DRIVER LICENSES**

[R05-263]

**1. Title and its heading:**

17, Transportation

**Chapter and its heading:**

4, Department of Transportation – Title, Registration, and Driver Licenses

**Article and its heading:**

5, Safety

**Section number:**

R17-4-503

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

The Division, in conjunction with the Medical Advisory Board, is amending this rule to permit the use of bioptic or telescopic lenses during vision screening. Currently, a person is not permitted to take a vision screening test while wearing bioptic or telescopic lenses. Additionally, the Division does not accept vision screening examinations performed by a physician or optometrist if bioptic or telescopic lenses were used. This prevented these individuals from obtaining an Arizona issued driver license. As a matter of safety and concern for the motoring public, persons using these lenses to successfully complete a vision screening examination will be required to have an annual exam performed by a physician or optometrist to ascertain if the eye disease is progressive and obtain a statement from a physician or optometrist that the individual is proficient in the use of the bioptic or telescopic lens while operating a motor vehicle. The rule will also require the magnification of the lenses be no more than 4X. Other grammatical and technical changes will be made for clarity, conciseness, and understanding.

**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: Troy A. Walters, Rules Analyst  
Address: Administrative Rules Unit  
Department of Transportation, Mail Drop 507M  
3737 N. 7th St., Suite 160  
Phoenix, AZ 85014-5079  
Telephone: (602) 712-6722  
Fax: (602) 241-1624  
E-mail: twalters@azdot.gov

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Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at [www.dot.state.az.us/about/rules/index.htm](http://www.dot.state.az.us/about/rules/index.htm).

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

A concerned party may make comments to the agency official listed in item #4, Monday through Friday, 8:00 a.m. to 4:30 p.m., except state holidays.

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

To be determined