

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 9. HEALTH SERVICES

CHAPTER 2. DEPARTMENT OF HEALTH SERVICES TOBACCO TAX-FUNDED PROGRAMS

[R06-235]

PREAMBLE

- 1. Sections Affected**

Article 1	<u>Rulemaking Action</u>
R9-2-101	Repeal
	Repeal
- 2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statutes: A.R.S. §§ 36-136(A)(7), and 36-136(F)
Implementing statutes: A.R.S. § 36-2907.06(D)
- 3. A list of all previous notices appearing in the Register addressing the proposed rule:**

Notice of Rulemaking Docket Opening: 12 A.A.R. 2515, July 14, 2006
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name:	Myriam Vega, Office Chief
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Telephone:	(602) 542-1219
Fax:	(602) 542-2011
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	or
Name:	Kathleen Phillips, Rules Administrator Arizona Department of Health Services Office of Administrative Rules 1740 W. Adams St., Room 202 Phoenix, AZ 85007
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- 5. An explanation of the rule, including the agency's reasons for initiating the rule:**

The Department placed the existing sliding fee schedule Article, 9 A.A.C. 2, Article 1, in the Chapter labeled "Tobacco Tax-funded Programs" because sliding fee schedules applied to the A.R.S. § 36-2907.06 primary care pro-

Notices of Proposed Rulemaking

gram Part B, funded under former A.R.S. § 36-2921. Laws 2003, Chapter 265, § 30, retroactively effective to July 1, 2003, repealed all versions of A.R.S. § 36-2921, which allocated tobacco tax funds. The state's general fund currently funds the Department's primary care program Part B.

Other Department programs, such as the primary care provider loan repayment program under A.R.S. § 36-2172 and 42 CFR Part 62¹ and the J-1 visa waiver program and the national interest waiver program under A.R.S. § 36-104(16), also need to reference the sliding fee schedule rules. Therefore, the Department determined to repeal the Article and Section remaining in 9 A.A.C. 2: Article 1, Sliding-fee Schedule; and R9-2-101, Approval of Sliding-fee Schedule. In a separate rulemaking the Department is making new sliding fee schedule rules in 9 A.A.C. 1, Article 5.

[¹ 42 CFR 62.55(c)(2) provides that a health professional participating in a state loan repayment program that receives federal grants authorized by 42 USC 254q-1 shall "charge for his or her professional services at the usual and customary rate prevailing in the area in which such services are provided, except that if a person is unable to pay such charge, such person shall be charged at a reduced rate or not charged any fee."]

6. A reference to any study relevant to the rule that the agency reviewed and either proposes to rely on or not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:

The Department did not review any study and does not propose to rely on or not rely on any study for this rulemaking.

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:

Not applicable

8. The preliminary summary of the economic, small business, and consumer impact:

Under A.R.S. § 41-1055(D)(3) this rulemaking is exempt from the economic, small business, and consumer impact statement requirement. Repealing 9 A.A.C. 2 imposes no costs on stakeholders or the general public. The Department is making new sliding fee schedule rules at 9 A.A.C. 1, Article 5.

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:

None

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:

No oral proceeding is scheduled. Written comments will be accepted at the addresses listed in item #4 until the close of record at 5:00 p.m., August 14, 2006, unless a person requests an oral proceeding before the close-of-record date.

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:

None

13. The full text of the rules follows:

TITLE 9. HEALTH SERVICES

CHAPTER 2. DEPARTMENT OF HEALTH SERVICES
TOBACCO TAX-FUNDED PROGRAMS

~~ARTICLE 1. SLIDING FEE SCHEDULE REPEALED~~

Section

R9-2-101. ~~Approval of sliding fee schedule Repealed~~

~~ARTICLE 1. SLIDING FEE SCHEDULE REPEALED~~

~~R9-2-101. Approval of Sliding fee Schedule Repealed~~

~~A. For purposes of this Section, "sliding fee schedule" means a document that sets forth the relationship between an individual's income and family size and states the percentage of the charges for health care services provided pursuant to A.R.S. § 36-2907.06 for which the individual will be responsible.~~

~~B. At least 30 calendar days before implementation of the sliding fee schedule, a qualifying community health center shall~~

submit an application for approval of the schedule to the Department of Health Services. Submission occurs at the time the Department receives a correctly completed application. The application shall contain:

1. The qualifying community health center's name and street address including city, state, and zip code;
2. The qualifying community health center's telephone number; and
3. The name of the qualifying community health center's administrator.

- C.** The Department of Health Services shall notify the qualifying community health center in writing of approval or disapproval within 20 calendar days of submission of application. A sliding fee schedule shall not be implemented without approval. If an application is disapproved, the Department shall set forth the reasons for the disapproval in the written notice. Within 15 calendar days of receiving a written disapproval, a qualifying community health center may file a written request for a hearing with the Department to appeal the disapproval.
- D.** The sliding fee schedule shall cover income levels from 0 to at least 200% of the federal poverty level.
- E.** A qualifying community health center shall not deny health care services to an individual eligible for health care services pursuant to A.R.S. § 36-2097.06 because the individual is unable to pay for the health care services.
- F.** A qualifying community health center shall apply a 100% discount for an eligible individual with an income at or below 100% of the federal poverty level. A qualifying community health center may establish a minimum fee for administrative processing costs for all eligible individuals without regard to income level. A qualifying community health center shall charge the greater of either the administrative fee or the amount of the charges for services for which an eligible individual is determined to be responsible according to the sliding fee schedule.
- G.** An individual covered by a sliding fee schedule shall not be responsible for an amount greater than the amount determined by applying the sliding fee schedule to the lowest contracted charge for each service received. The lowest contracted charge for a service is determined by reference to contracts covering that service, in effect at the time that the service is rendered, between the qualifying community health center and any payor, subject to limitations of federal and state laws and regulations.
- H.** The qualifying community health center shall post a notice at or near the main entrance and in each waiting room. The notice shall be in both English and Spanish and shall contain the following information:
1. The qualifying community health center provides primary care services to uninsured Arizona residents with family incomes of 200% or less of the federal poverty guidelines and who meet the eligibility requirements of the Tobacco Tax Primary Care Program, A.R.S. § 36-2907.06.
 2. The name of the individual or unit within the qualifying community health center that interested persons may contact to have an eligibility determination interview for the Tobacco Tax Primary Care program.
 3. The qualifying community health center's use of an Arizona Department of Health Services approved sliding fee schedule to determine the payment responsibility or eligible persons.
 4. The name and phone number of the qualifying community health center's staff member responsible for receiving and hearing any complaints from eligible persons regarding their payment responsibility for Tobacco Tax Primary Care program services.
- I.** The qualifying community health center shall keep a log and file of all complaints dealing with payment responsibility under the sliding fee schedule. The log and file shall indicate the name and address of the eligible person, the nature of the complaint, the date the complaint was received, the date the decision was rendered, and the date the decision letter was sent to the eligible person. The qualifying community health center shall retain the log and file for 12 months after the decision letter is sent.

NOTICE OF PROPOSED RULEMAKING

TITLE 17. TRANSPORTATION

CHAPTER 4. DEPARTMENT OF TRANSPORTATION
TITLE, REGISTRATION, AND DRIVER LICENSES

[R06-228]

PREAMBLE

- 1. Sections Affected**

R17-4-404	<u>Rulemaking Action</u>
R17-4-406	Amend
R17-4-409	Amend
- 2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statute: A.R.S. § 28-366
Implementing statute: A.R.S. §§ 28-3306(A)(3), 28-3160, 28-3165, & 32-2352
- 3. A list of all previous notices appearing in the Register addressing the proposed rule:**

Notice of Rulemaking Docket Opening: 12 A.A.R. 2246, June 23, 2006
- 4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name: Janette M. Quiroz
Address: Administrative Rules Unit
Department of Transportation
1801 W. Jefferson, MD 530M
Phoenix, AZ 85007
Telephone: (602) 712-8996
Fax: (602) 712-3081
E-mail: jmquiroz@azdot.gov

Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at www.azdot.gov/mvd/mvdrules/rules.asp.
- 5. An explanation of the rule, including the agency's reasons for initiating the rule:**

The Arizona Department of Transportation, Motor Vehicle Division proposes to adopt rules to clarify driver-license requirements, update related citations, and eliminate provisions contained within statute. This rulemaking is initiated in accordance with a Five-Year Rule Review Report approved by the Council in September 2003.
- 6. A reference to any study relevant to the rule that the agency reviewed and either proposes to rely on or not rely on in its evaluation or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**

The Division did not review nor rely upon any study relative to this rulemaking.
- 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:**

Not applicable
- 8. The preliminary summary of the economic, small business, and consumer impact:**

There is no economic impact resulting from the amendments of these rules other than the resources necessary for rulemaking.
- 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: Janette M. Quiroz
Address: Administrative Rules Unit
Department of Transportation
1801 W. Jefferson, MD 530M
Phoenix, AZ 85007

Notices of Proposed Rulemaking

Telephone: (602) 712-8996
Fax: (602) 712-3081
E-mail: jimquiroz@azdot.gov

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:

An oral proceeding is not scheduled for these proposed rules. To request an oral proceeding or to submit written, faxed, or e-mail comments, please contact the rules analyst listed in item #4 between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except legal holidays. If no request for an oral proceeding is made, the public record in this rulemaking will close on August 14, 2006, at 5:00 p.m.

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 follows:

TITLE 17. TRANSPORTATION

CHAPTER 4. DEPARTMENT OF TRANSPORTATION

TITLE, REGISTRATION, AND DRIVER LICENSES

ARTICLE 4. DRIVER LICENSES

Section

R17-4-404. Driver Point System
R17-4-406. Minor's ~~application~~ Application for ~~permit~~ Permit or ~~license~~ License
R17-4-409. Application for License for Identification Purposes Only: Fees

ARTICLE 4. DRIVER LICENSES

R17-4-404. Driver Point System

A. ~~In this Section~~ The following definitions apply to this Chapter unless otherwise specified:

- ~~1. "Civil traffic violation" is defined in A.R.S. § 28-121(B).~~
- ~~21.~~ No change
- ~~3.~~ "Division" means the Arizona Department of Transportation, Motor Vehicle Division.
- ~~42.~~ No change
- ~~53.~~ No change
- ~~64.~~ No change
- ~~75.~~ No change
- ~~86.~~ No change
 - a. No change
 - b. No change
- ~~97.~~ No change
- ~~108.~~ No change
 - a. No change
 - b. No change
- ~~119.~~ No change
 - a. No change
 - b. No change

B. Under A.R.S. § 28-3306(A)(3), if a driver accumulates eight or more points in the 12-month period defined in subsection (A)(10), the Division shall: ~~either order the driver to successfully complete the curriculum of a licensed traffic survival school or suspend the driver's Arizona driver license or the Arizona driving privilege under A.R.S. § 28-3152 of a driver not licensed by the Division. The Division shall assign points to a driver as follows:~~

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	Points
1. Conviction of violating A.R.S. § 28-1381, driving or actual physical control of a vehicle while under the influence of intoxicating liquor or drugs;	8
2. Conviction of violating A.R.S. § 28-1382, driving or actual physical control of a vehicle while under the extreme influence of intoxicating liquor;	8
3. Conviction of violating A.R.S. § 28-693, reckless driving;	8
4. Conviction of violating A.R.S. § 28-708, racing on highways;	8
5. Conviction of violating A.R.S. § 28-695, aggressive driving;	8
6. Conviction or judgment of violating A.R.S. §§ 28-662, 28-663, 28-664, or 28-665, relating to a driver's duties after an accident;	6
7. Conviction or judgment of violating A.R.S. § 28-672(C), failure to comply with a red-traffic-control signal, failure to yield the right of way when turning left at an intersection, or failure to comply with a stop sign, and the failure results in an accident-causing death to another person;	6
8. Conviction or judgment of violating A.R.S. § 28-672(A), failure to comply with a red-traffic-control signal, failure to yield the right of way when turning left at an intersection, or failure to comply with a stop sign, and the failure results in an accident-causing serious physical injury to another person;	4
9. Conviction or judgment of violating A.R.S. § 28-701, speeding;	3
10. Conviction or judgment of violating A.R.S. § 28-644(A)(2), driving over or across, or parking in any part of a gore area, and	3
11. Conviction or judgment of violating any other traffic regulation that governs a vehicle moving under its own power.	2

1. Order the driver to successfully complete the curriculum of a licensed traffic survival school;

2. Suspend the driver's Arizona driver license; or

3. Suspend the Arizona driving privilege of a driver not licensed by the Division under A.R.S. § 28-3152.

C. The Division shall assign points to a driver for each violation resulting in a conviction or judgment as follows:

Notices of Proposed Rulemaking

	<u>Points</u>
1. <u>A.R.S. § 28-1381, driving or actual physical control of a vehicle while under the influence of intoxicating liquor or drugs:</u>	<u>8</u>
2. <u>A.R.S. § 28-1382, driving or actual physical control of a vehicle while under the extreme influence of intoxicating liquor:</u>	<u>8</u>
3. <u>A.R.S. § 28-693, reckless driving:</u>	<u>8</u>
4. <u>A.R.S. § 28-708, racing on highways:</u>	<u>8</u>
5. <u>A.R.S. § 28-695, aggressive driving:</u>	<u>8</u>
6. <u>A.R.S. §§ 28-662, 28-663, 28-664, or 28-665, relating to a driver's duties after an accident:</u>	<u>6</u>
7. <u>A.R.S. § 28-672(C), failure to comply with a red traffic-control signal, failure to yield the right of way when turning left at an intersection, or failure to comply with a stop sign, and the failure results in an accident causing death to another person:</u>	<u>6</u>
8. <u>A.R.S. § 28-672(A), failure to comply with a red traffic-control signal, failure to yield the right of way when turning left at an intersection, or failure to comply with a stop sign, and the failure results in an accident causing serious physical injury to another person:</u>	<u>4</u>
9. <u>A.R.S. § 28-701, speeding:</u>	<u>3</u>
10. <u>A.R.S. § 28-644(A)(2), driving over or across, or parking in any part of a gore area; and</u>	<u>3</u>
11. <u>Any other traffic regulation that governs a vehicle moving under its own power.</u>	<u>2</u>

ED. No change

1. No change
 - a. No change
 - b. No change
2. No change
 - a. No change
 - b. No change
3. No change
4. No change
 - a. No change
 - b. No change

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~~DE~~. The Division shall:

1. Send a driver an order of suspension under A.R.S. § 28-3318 when the driver comes under ~~subsection~~ subsections (B) ~~and does not come under or subsection~~-(C);
2. No change
 - a. No change
 - b. No change
 - c. No change
 - d. No change
3. No change
 - a. No change
 - b. No change

~~EE~~. Approved schools.

1. Under the provisions of A.R.S. § ~~28-446~~ 28-3307, the Department will assign licensees only to schools approved by the Assistant Director in writing.
2. No change

~~FG~~. Approved curriculum. The Assistant Director will approve in writing a uniform curriculum, which ~~must~~ shall be taught to licensees assigned to schools. The curriculum will be selected and approved on the basis of effectiveness in improving the safety and habits of drivers.

~~GH~~. No change

1. No change
2. Instructors ~~must~~ shall complete a curriculum workshop approved by the Assistant Director. An instructor may be temporarily certified if he successfully completes as a student a course using the approved curriculum and agrees that he will attend the next available curriculum workshop for complete orientation.
3. The instructors ~~must~~ shall be 21 years of age, have an acceptable personal driving record, be enthusiastic toward training multiple violators, be accepted for employment by an approved school, and be of good moral character.

~~HJ~~. No change

~~IJ~~. No change

R17-4-406. Minor's ~~application~~ Application for permit ~~Permit or license~~ License

A. For the purposes of administering the provisions of A.R.S. § ~~28-417~~ 28-3160, the following definitions ~~are adopted~~ apply to this Section:

1. "Custody" as used in subsection (B) of A.R.S. § 28-417 means legal custody granted to both parents by a court order, either jointly or during specified periods, but does not include visitation rights.
"Custody" as used in subsection (A) of A.R.S. § 28-417 means legal custody rights in a parent whose custody rights as parent of a child have not been severed by a court order or, in the case of divorced parents, only one parent was granted custody of the child, and excludes visitation rights.
"Application," means a form provided by the Division that includes the Legal Guardian Affidavit required by the Division to be submitted with each minor's driver license application.
2. No change
3. "Person having custody of a minor child whose parents are deceased" means a person who is not a legal guardian of the child but who has for any reason assumed responsibility for the care, control, education, support and shelter of such a child.
4. No change
5. "Application," as used in this rule, means the Legal Guardian Affidavit which the Motor Vehicle Division requires to be submitted with each minor's driver license application.

B. When both parents must sign: If the parents of a child are divorced but have both been awarded custody of the child, both ~~must sign the application.~~

~~CB~~. No change

~~DC~~. No change

1. No change
2. No change
3. If the signing parent is not married to the child's other parent, the signing parent ~~must~~ shall affirm, by sworn statement to Division or notary public, that the other parent does not have custody of the child, in which event it shall be presumed the signing parent has custody of the child.

~~ED~~. No change

1. Applications presented which are not signed by a parent because both are deceased ~~must~~ shall be accompanied by certified copies of certificates of death or other satisfactory proof of death, such as, by way of example but not limitation, a court judgment, affidavits of close relatives of the child or school records.
2. No change

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- 3. An employer signing the application ~~must~~shall certify the person employs the minor is employed by that person on the date of application.
- 4. No change

~~FE.~~ No change

~~G.~~ Adoption of questionnaire. The attached Legal Guardian Affidavit is adopted for use in satisfying the requirements of this rule, is incorporated by reference, and is on file in the Office of the Secretary of State.

R17-4-409. Application for License for Identification Purposes Only: Fees

A. ~~Every application shall~~ An applicant shall apply to the Division, on a form provided by the Division, for a License for Identification Purposes Only, and shall comply with the requirements as set forth in under A.R.S. § 28-421.01 28-3165. The application shall be made on forms furnished by the Department.

B. Satisfactory proof of an applicant's ~~the~~ name and date of birth ~~of an applicant~~ may be ~~shown~~ established by any of the following:

- 1. Birth certificate,
- 2. Citizenship papers,
- 3. Passport,
- 4. School identification,
- 5. Military discharge papers, or
- 6. Military I.D. card, ;
- 7. ~~Notarized affidavit signed by two adults.~~

C. No change

- 1. No change
- 2. No change

Note: Due to corrections that the agency intends to make to the following notice, including one involving base text, the agency is terminating this notice. See the Notice of Termination of Rulemaking on p. 2511 of this issue.

NOTICE OF PROPOSED RULEMAKING

TITLE 18. ENVIRONMENTAL QUALITY

**CHAPTER 1. DEPARTMENT OF ENVIRONMENTAL QUALITY
ADMINISTRATION**

[R06-237]

PREAMBLE

1. Sections Affected

Rulemaking Action

R18-1-501	Amend
R18-1-502	Amend
R18-1-503	Amend
R18-1-504	Amend
R18-1-505	Amend
R18-1-507	Amend
R18-1-513	Repeal
Table 3	Amend
Table 3-N	Repeal
Table 3-S	Repeal
Table 4	Amend
Table 5	Amend
Table 5-N	Repeal
Table 5-S	Repeal
Table 7	Amend
Table 8	Amend
Table 9	Repeal
Table 10	Amend
Table 11	Amend
Table 13	Amend
Table 14	Amend
Table 15	New Table

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Table 16	Amend
Table 17	Amend
Table 18	Amend
Table 19	Repeal
Table 19-S	Repeal
Table 20	Amend

2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):

Authorizing statutes: A.R.S. §§ 41-1003, 41-1073, 49-104, 49-203, and 49-425

Implementing statute: A.R.S. §§ 41-1072 through 1079

3. A list of all previous notices appearing in the Register addressing the proposed rule:

Notice of Rulemaking Docket Opening: 10 A.A.R. 2264, June 4, 2004

Notice of Rulemaking Docket Opening: 11 A.A.R. 2393, June 24, 2005

Notice of Termination of Rulemaking: 12 A.A.R. XXXX, July 14, 2006

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

Name: Deborah K. Blacik

Address: Arizona Department of Environmental Quality
1110 W. Washington St. Mail Code: 6415A-1
Phoenix, AZ 85007

Telephone: (602) 771-2223 (toll free in Arizona: (800) 234-5677, ask for ext. 771-2223)

Fax: (602) 771-2251

E-mail: blacik.deborah@azdeq.gov

5. An explanation of the rule, including the agency's reasons for initiating the rule:

A. Introduction

In this rulemaking the Department proposes to amend rule text and to repeal, amend and add licenses to tables as required to update the original licensing time-frames rulemaking.

B. Background Summary

A.R.S. §§ 41-1072 through 41-1079 (Title 41, Chapter 6, Article 7.1, Arizona Revised Statutes) of the Administrative Procedure Act (APA) require all state agencies to adopt and implement licensing time-frames (LTF) for every license they issue. Once adopted, failure by an agency to grant or deny a license application within the overall time-frame for that application may subject the agency to the sanctions of refunds, fee excusals, and penalties. Title 41, Chapter 6, Article 7.1, Arizona Revised Statutes ("the LTF statutes") defines a method to determine sanctions for agency failure to comply with time-frames. The LTF statutes require agencies to make administrative rules establishing time-frames within which agencies will decide to grant or deny licenses and provide processes for complying with the time-frames.

In response to the statutory mandate, ADEQ made a LTF rule which became effective on August 13, 1999. This LTF rule prescribed a set of uniform definitions and procedures concerning the operation of the licensing time-frame requirements of the LTF statutes.

The Department is amending the LTF rule and tables to conform to changes in statute and other program rules, and to clarify its obligations to act under the LTF statutes based on its actual experience under the LTF rule.

C. Rule and Table Changes.

1. Rule Changes.

R18-1-501 and R18-1-505 are being proposed for amendment to remove internal references to R18-1-513, which is proposed for repeal. Further, R18-1-501 is being proposed for amendment to remove a definition relating to WQARF since WQARF is no longer subject to LTF (see A.R.S. § 49-298, subsection C) and is also being proposed for amendment to provide applicants the option of submitting LTF documents electronically by facsimile or e-mail.

R18-1-502(A)(6) is proposed for amendment to clarify the applicability of LTF provisions to certain orders and agreements. R18-1-502(A)(12) is proposed for amendment to delete a provision that concerns application components submitted before the effective date of the first LTF rule(LTF1).

R18-1-503(A)(3) is proposed for amendment to change the "or" to "and, if any," to ensure that the applicant's address was in our database in every case and also allow the additional address of the agent. Currently, if only an agent's address is entered into our database the Department runs the risk of issuing the permit to the agent (or a consultant who is not actually an agent authorized to receive notices on behalf of the applicant) and having inconsistent addresses between the file and the database.

R18-1-503(A)(7) is proposed for amendment to clarify when the administrative completeness review time-frame begins.

R18-1-503(D) and R18-1-504 are proposed for amendment to eliminate a second notification regarding the lack of required information that is not required by statute.

R18-1-503(H) is proposed for amendment to eliminate a process regarding defectiveness of a submittal.

R18-1-507(A) and R18-1-507(B) are proposed for amendment to remove an unnecessary distinction between conditional and unconditional grants of a license. R18-1-507(C) is proposed for amendment to provide for Departmental action in instances where the applicant fails to timely respond to a notice of administrative deficiencies under R18-1-503, a request for additional information or a comprehensive request for additional information under R18-1-504, a supplemental request for additional information under R18-1-509. The proposed amendment allows the Department to take prompt action on applications where the applicant fails to timely respond to its requests for further information. The proposed amendment will result in greater efficiency in processing applications.

R18-1-513 is proposed for repeal. The purpose of this Section was to permit applicants with pending license applications at the time LTF1 became effective the opportunity to opt-in to the licensing time-frame system. Since all of the applicants who would have wanted to use this Section would have done so before now, this Section no longer serves any purpose.

2. Table Changes

a. Reasons for Deleting Certain License Categories

i. Statutory/rule amendments

Department Certification of 402 Permits. In Table 11, the licenses relating to Department certification of 402 permits are proposed for repeal because the new A.A.C. Title 18, Chapter 9, Article 9 rules now apply.

VEMUR Licenses. Licenses relating to VEMURS are proposed for repeal from Tables 13, 17, and 18 because the statutory basis for VEMUR licenses in A.R.S. § 49-152, subsections B and C was repealed in Laws 2000, Chapter 225, § 4.

SAF License. In Table 18 the license relating to SAF is proposed for repeal because the new A.A.C. Title 18, Chapter 12, Article 6 rules repealed this license.

WQARF Licenses. Tables 19 and 19-S relating to WQARF licenses are proposed for repeal because A.R.S. § 49-298, subsection C, provides that these no longer constitute a license as defined by A.R.S. § 49-1001.

Voluntary Program Acceptance License. The license relating to voluntary program acceptance in Table 20 is proposed for repeal because its statutory basis in A.R.S. §§ 49-104, subsection A, paragraph 17 and 49-282.05 was repealed in Laws 2000, Chapter 225, §§ 1 and 7.

ii. Redundant/unnecessary licenses

Open burning licenses issued by the northern regional office and open burning licenses issued by the southern regional office: Tables 3-N and 3-S licenses are proposed for repeal because they are redundant of the license listed in Table 3. The redundancy was considered necessary for tracking purposes among the offices when LTF1 was initially adopted; however, the Department's actual experience with the rule indicates that separate tables are not necessary. The title of Table 3 is proposed for amendment to make a conforming change.

Safe drinking water construction licenses issued by the northern regional office and safe drinking water construction licenses issued by the southern regional office: Tables 5-N and 5-S licenses are proposed for repeal because they are redundant of the licenses listed in Table 5. The redundancy was considered necessary for tracking purposes among the offices when LTF1 was initially adopted; however, the Department's actual experience with the rule indicates that separate tables are not necessary.

Table 13– New special waste facility operation temporary authorization (#6) duplicates Petroleum contaminated soil temporary treatment approval (#2); Special waste facility plan type IV substantial change with no public hearing (#8) duplicates Special waste facility plan type III substantial change (#7). Group IV: Special waste discharging facility individual discharging aquifer protection licenses are unnecessary because the Director has determined under the exemption in A.R.S. § 49-250(B)(17) that aquifer water quality standards will be maintained and protected under other Department rules.

Table 14– Solid waste facility plan type IV substantial change (landfill) with no public hearing (#6) duplicates Special waste facility plan type III substantial change (landfill) (#5).

iii. Determined not licenses for LTF purposes

Table 9– Water and Wastewater Facility Operator Licenses, is proposed for repeal. The Department will continue to issue these licenses; however, it has revised and expedited the licensing procedure in a manner which allows the Department to make licensing decisions in seven days or less. Therefore, these licenses meet the exception stated in A.R.S. § 41-1073(E)(2) for licenses issued within seven days. The Department will certify these license categories in its annual report under A.R.S. § 41-1078.

Notices of Proposed Rulemaking

- b. Reasons for Amending Licenses
 - i. Statutory/CFR/ rule amendments

For this rulemaking, the various program divisions were consulted and each Division's licenses were analyzed.

The license in Table 3 for dangerous materials open burning is proposed for amendment to conform to a rule change. R18-2-602, the rule containing the application components, was amended and reorganized and the information relating to application components was relocated to subsection (D)(2). (see 10 A.A.R. 388).

Licenses in Table 5 that relate to safe drinking water are proposed for amendment to conform to rule recodification changes (see 10 A.A.R. 585).

Licenses in Table 8 that relate to safe drinking water are proposed for amendment to conform to statutory and rule changes under the technical amendments rulemaking (see 8 A.A.R. 973) and the drinking water filtration, disinfection, and public notice rulemaking (see 8 A.A.R. 3046).

Licenses in Tables 13 and 14 that relate to aquifer protection permits are proposed for amendment to conform to statutory and rule changes under the unified water quality permits and the repeal of R18-14-108.

In Tables 13, Group IV, and 14, Group III, various other changes to statutory and rule number citations are proposed for amendment to correct erroneous or incomplete citations or to reflect their recodified rule numbers.

In Table 14 license categories that contain erroneous citations to 40 CFR § 257 are proposed for amendment.

In Table 16 various citations relating to special wastes and waste tires are proposed for amendment to correct erroneous citations.

The two licenses relating to hazardous waste post-closure permits in Table 17 are proposed for amendment to include recent CFR citations.

- ii. Change in time-frame period/renamed or combined

The license category relating to analyzer facility registration in Table 4 is proposed for amendment to change the name to emissions analyzer/opacity meter registration. The license category relating to temporary treatment facility approval in Table 13 is proposed for amendment to change the name to petroleum contaminated soil temporary treatment facility approval. The license categories relating to construction permits in Table 10 are proposed for amendment to combine the pre-construction and post-construction phases.

The license categories relating to facility construction licenses in Table 5 are proposed for amendment to increase each review time-frame period by 5 days. The number of applications submitted in these categories has increased while the number of staff reviewing these applications has decreased; therefore, to accomplish adequate reviews an increase in review time-frames periods is necessary.

- c. Reasons for Adding Licenses
 - i. Statutory/ rule amendments.

Table 7 is proposed for amendment to add conditional pesticide registration which was established by A.R.S. § 49-310.

New Table 15 is proposed for amendment to add this table because new rules (A.A.C. Title 18, Chapter 13, Article 14) established new biohazardous medical waste licenses.

Table 17 is proposed for amendment to add hazardous waste remedial action plan approval license which was established by federal regulation.

- ii. Licenses that were inadvertently omitted from prior LTF rulemakings.

Table 10 is proposed for amendment to add 4.15 and 4.16 general permits and complex individual permit significant amendment.

Table 14 is proposed for amendment to add municipal solid waste facility plan type III substantial amendment with a public hearing.

6. A reference to any study relevant to the rule that the agency reviewed and either proposes to rely on or not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:

Not applicable.

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:

Not applicable.

8. The preliminary summary of the economic, small business, and consumer impact:

A. Rule Identification

This rulemaking amends Title 18, "Environmental Quality," Chapter 1, "Department of Environmental Quality - Administration," Article 5, "Licensing Time-Frames."

Article 7.1 of the Administrative Procedures Act (APA) requires state agencies to adopt licensing time-frames for issuing licenses. This rulemaking amends the Department's licensing time-frames (LTF) rule that became effective August 13, 1999. This rulemaking makes changes to rule provisions and license categories. These changes incorporate statutory and rulemaking changes, including eliminating unnecessary references, deleting redundant and unnecessary tables, amending tables, and adding a new table.¹ For a summary of these changes, refer to Table 1.

The APA mandates that time-frames be used for processing applications from the submittal date to either the granting or denying of a license. "Time frames" include administrative completeness review (ACRTF), substantive review (SRTF), and overall (OTF). Time-frames also may be extended under certain circumstances (R18-1-506).

The operation of time-frames provides a means to determine if sanctions should apply to an agency due to its inaction or lateness in granting or denying licenses. For example, failure of a state agency to grant or deny a license application within the OTF set forth in rule, could subject the agency to sanctions. Although sanctions include refunds of application fees, excusals of further licensing fees, and penalties, they only apply to fee-funded programs that are subject to a SRTF.

B. Entities Directly Affected

Most applicants under the current license categories, as well as applicants under the new license categories, potentially could be directly affected. Applicants not impacted, include those license categories proposed for deletion (see preamble 5.C.2.). Due to the nature of the rule amendments and additions, the overall economic impact upon the remaining entities is expected to be minimal. The Department expects to experience minimal economic impacts as well. In fact, the Department and the applicants are expected to mutually gain from cost-saving benefits. As a result of these mutually expected gains, the general public also is expected to benefit.

Indirect impacts include political subdivisions that are delegated by the Department to issue licenses under the various programs. Other entities are not expected to be negatively impacted.

C. Potential Costs and Benefits

Because this proposed rulemaking makes needed amendments to the current rules and tables, and does not impose compliance and reporting requirements on applicants, the overall impact is expected to be minimal with probable benefits outweighing probable costs. The rulemaking does not create new licenses, but only adds time-frames to existing licenses. Basically, economic costs could be generated during the time an applicant applies for a license and the time it is granted. Likely impacts to the various entities are explained below.

Regulatory Agencies

Any costs from the addition of new license categories are expected to be offset by the deletion and revision of some licenses. Thus, the expected net affect to the Department overall is no change as far as costs are concerned. However, potential benefits could accrue as the program becomes more effective and efficient with these amendments. Part of this is due to statutory changes, *viz.*, Table 11, "Surface Water Licenses" and the elimination of some license categories, Table 9, "Water and Wastewater Facility Operator License," which was deleted because licenses in this category can be issued within seven days, and the elimination of a notice requirement under R18-1-503 and 504. Together, these changes should result in reduced costs because processing times may be reduced.

License categories relating to facility construction (Table 5, "Safe Drinking Water Construction") have been amended by adding 10 days to the OTF. This change, which adds five more days to each ACRTF and SRTF, is deemed necessary to provide for sufficient review times. In the face of staffing reductions resulting from budget cuts, this should reduce the requests for time extensions during the SRTF. By eliminating the need to pursue a time extension, it is anticipated that cost-saving benefits will accrue to both Department and applicants. The regulatory burden can be handled effectively by the current personnel with no additional employees required.

Since an objective of the LTF rules is to facilitate timely license decisions, eliminating open-ended application review times should increase program efficiency and effectiveness. This is why the Department is amending R18-1-507 to allow it to deny an application if the applicant fails to respond to a notice or request in a timely manner.²

This rule is not expected to impact the State General Fund, unless the Department does not grant or deny a license within the OTF established by rule and is statutorily required to refund fees, excuse further licensing fees, and pay a penalty to the General Fund each month decisions have not been made. However, the Department does not expect to incur penalties for not denying or approving licenses within the OTFs.

Regulated Community

The Department anticipates the economic impact from this rulemaking to range from none to minimal for the various categories of applicants.³ Because many changes to this rule are administrative, and the applicants for licenses in the new license categories subject to LTF already are complying with application requirements and time-frames specified in statutes and rules, the Department expects overall impacts to applicants to be minimal.

Two new categories of applicants potentially impacted by this rulemaking include biohazardous medical waste storage, treatment, or disposal facilities applying for plan approval, amendment, or alternative treatment registration, and transporters applying for registration (Table 15), and hazardous waste treatment, storage, or disposal facilities applying for remedial action plan approval (Table 17).

Notices of Proposed Rulemaking

For example, in the recent past the Department has approved 25 applications for biohazardous medical waste storage, treatment, or disposal facilities and transporters (Table 15). This total includes licenses issued for one disposal facility, one treatment facility, two transfer facilities, five registered alternative treatment technologies, and 16 transporters. All of these applicants were required to comply with the statutes and rules governing their respective applications. New applicants, or current licensed entities seeking a facility plan amendment, for example, will have to follow the same requirements to gain approval. The only difference is that the Department will be subject to LTF requirements to determine if sanctions should apply for the Department's inaction or lateness of granting or denying licenses. This difference represents the incremental impact of this rulemaking for which the Department anticipates no impact.

Overall, some sources may experience a slight increase in costs, but this should be the exception rather than the norm. For example, applicants that fail to respond in a "reasonably timely manner" to a Department request for additional information risk having their license denied under R18-1-507(A).⁴ It could result in operating delays and higher costs for obtaining a license if these applicants must start over. Although a greater proportion of applicants will face a greater risk of having their applications denied if they do not respond in a timely manner to requests for additional information, this change could encourage improved planning and increased responsiveness by applicants. Note that R18-1-507(C) pertains to notices of administrative deficiencies (R18-1-503), requests for additional information or comprehensive requests for additional information (R18-1-504), or supplemental requests for additional information (R18-1-509). The deficiency would have to prevent the Department from exercising its authority to grant the licenses. In addition, the Department must consider three factors set forth in rule (see R18-1-507(C)) before denying a license. Before any such denial, the applicant will have received all notices required by statute.

Other applicants are not expected to be impacted from proposed rule changes, except in a beneficial fashion due to program improvements resulting in increased efficiency and effectiveness. As previously mentioned, part of this is due to statutory changes to Tables 11 and 9 and the elimination of a notice requirement not required by statute under R18-1-503 and 504. Together, these changes should result in reduced costs because processing times may be reduced. In some instances, this could result in reduced processing fees. Additionally, the option of submitting applications and responses by e-mail or facsimile has the potential for generating cost-saving benefits to applicants.

License categories relating to facility construction (Table 5, "Safe Drinking Water Construction") have been amended by adding 10 days to the OTF. Although this change adds more days to ACRTF and SRTF, the Department anticipates that this will reduce requests for time extensions during the SRTF, and as a result, provide cost-saving benefits to applicants.

It is expected that this rule will not impact industry output, business revenues, payroll expenditures, employment, or earnings. Therefore, the Department does not expect this rulemaking to impact any changes in product prices, industry profitability, or growth.

Consumers and Public

Due to the potential for increased effectiveness and efficiency for both the Department and the regulated community, the general public is expected to benefit from these proposed rule changes. Additionally, this rule is not expected to create compliance costs that could be passed on to consumers. As a result, the Department anticipates probable benefits to outweigh probable costs of this rule.

D. Potential Impacts to Small Businesses

The Department cannot exempt small businesses from LTF rules or even establish less stringent compliance or reporting requirements and deadlines. State statutes, under the APA, mandate that all applicants subject to LTF comply with the rules, including small businesses (§§ 41-1072 et seq.).

Table 1. Proposed Changes to Rule Provisions and License Categories

Rule or Table	Proposed Changes
501(13)(c) new	Identifies receipt date for an electronic response to an application clerk (by facsimile or e-mail)
501(20)	Inclusion of 513 (Opt-in Agreements) deleted in references to licensing time-frame agreements
501(34)	WQARF acronym deleted
502(A)(6)	Amended to clarify that licenses under an AO, CO or CA are exempt from Article 5 if time-frames differ from time-frames for license categories
502(A)(12)	Deleted because it is no longer relevant (Article 5 has been effective since 1999)
503(A)(3)	Amended to ensure applicant's address will be included in LTF Database

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503(A)(7)	Amended to clarify when the administrative completeness time-frame begins
503(D)	Amended to eliminate a burdensome notice requirement not required by statute
503(H)	Deleted because it is not needed
504(D)	Amended to eliminate a second notice requirement not required by statute
505(C)	Deleted reference to 513 (Opt-in Agreements)
507(A)(1-3)and (B)	Deleted the unnecessary distinction between “conditional” and “unconditional” grant of a license; revised 507(A) clarifies that the grant or denial of a license ends all time-frames for an application
507(C) new	Added provision that ADEQ may deny licenses if applicants fail to respond in a reasonably timely manner (see note below)
513	Deleted (Opt-in Agreements) because it no longer is relevant
Table 3	Makes conforming change to title and updates citation for application components
Tables 3-N and 3-S	Repealed due to redundant license categories (separate tables are unnecessary)
Table 4	Amended the name of a license
Table 5	Amended to increase ACRTF and SRTF by five days each (10 more days to OTF added); citations updated to reflect recodification of rules
Tables 5-N & 5-S	Repealed due to redundant license categories (separate tables are unnecessary)
Table 7	Added conditional pesticide registration that was established by statute
Table 8	Amended to conform to statutory and rule changes (updated citations)
Table 9	Repealed because licensing decisions can be made within 7 days
Table 10	Amended to add 4.15 and 4.16 general permits and complex individual permit significant amendment; combined pre-construction and post-construction phases of construction permits
Table 11	Repealed licenses pertaining to certification of 402 permits because Chapter 9, Article 9 rules now apply
Table 13	Repealed VEMUR licenses because of statutory changes (also repealed from Tables 17 and 18, hazardous waste and UST licenses, respectively); repealed redundant licenses; repealed all group IV licenses (individual special waste discharging facility discharging aquifer protection licenses) because they are unnecessary since aquifer water quality standards are protected and maintained under other rules; updated citations
Table 14	Repealed redundant solid waste facility plan (landfill) license; added previously omitted license; updated citations
Table 15 new	Added seven biohazardous medical waste licenses
Table 16	Updated citations
Table 17	Repealed VEMUR licenses because of statutory changes; updated citations for two hazardous waste post-closure permits; added a new license
Table 18	Repealed VEMUR licenses because of statutory changes
Tables 19 and 19-S	Repealed all WQARF licenses because they statutorily do not constitute a license
Table 20	Repealed voluntary program acceptance license because of statutory changes

Notices of Proposed Rulemaking

AO=Abatement Order, CO=Compliance Order, CA=Consent Agreement, N= Northern Regional Office, S=Southern Regional Office, ACRTF=Administrative Completeness Review Time-frame, SRTF= Substantive Review Time-frame, OTF=Overall Time-frame, VEMUR=Voluntary Environmental Mitigation Use Restriction, UST=underground storage tanks, WQARF=Water Quality Assurance Revolving Fund

Endnotes

¹ Changes to rule provisions and license categories identified in tables were made for the following reasons: (1) statutory and rule changes; (2) redundant and unnecessary licenses; (3) ability to make license decisions in seven or fewer days; (4) incorrect rule citations; (5) changes in time-frames; and (6) new license categories.

² The current rule allows the Department to deny a license if an application is incomplete, inaccurate, or deficient. The proposed amendment to R18-1-507 will allow the Department to deny a license if an applicant fails to respond in a “reasonably timely manner” to a Department notice. The amendment includes three factors that the Department must consider before denying a license; namely, the nature of the information, the time that an applicant has been given to respond to the OTF, and the extent to which the Department’s ability to process the application has been adversely affected because of the overdue response (see R18-1-512(C)).

³ Applicants include the following license categories: air classes I and II (tables 1 and 2); open burning (Table 3); vehicle emission (Table 4); safe drinking water construction (Table 5); pesticide contamination prevention (Table 7); safe drinking water monitoring and treatment (Table 8); aquifer protection, subdivision approvals, reclaimed water, pollutant discharge elimination system, and land application of biosolids registrations (Table 10); surface water federal § 404 permit (Table 11); solid waste (Table 12); landfill (Table 14); biohazardous medical waste (new Table 15); waste tire, lead acid battery, and used oil licenses (Table 16); hazardous waste, including the new category “hazardous waste remedial action plan approval” (Table 17); underground storage tanks (Table 18); voluntary program remediation (Table 20); pollution prevention (Table 21); and multi-program (Table 22).

Amendments to the tables were necessary for the following reasons: wrong citations (changed or not needed), duplicated table entries of licenses (licenses issued by regional offices), unneeded license categories, new license categories, increases in permit processing times (safe drinking water construction licenses), and changes to designation of license group. This proposed rulemaking repeals tables 9 and 19. Tables 7 and 10 were repealed and replaced by a prior rulemaking effective March 11, 2003. Table 6 also was repealed by that rulemaking but not replaced.

⁴ Under the amended R18-1-507, an applicant who fails to make a timely response to a notice of administrative deficiencies under R18-1-503, a request for additional information under R18-1-504, or a supplemental request for additional information under R18-1-509 is subject to license denial by the Department. Before the Department denies the license, the applicant will have received all notices required by law.

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: David H. Lillie, Economist
Address: Arizona Department of Environmental Quality
1110 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 771-4461 (In Arizona, call (800) 234-5677 and ask for the four-digit extension.)
Fax: (602) 771-2302
TTD: (602) 771-4829

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:

Oral Proceeding: September 8, 2006
Time: 1:00 p.m.
Location: Arizona Department of Environmental Quality, Room 250
1110 W. Washington
Phoenix, AZ 85007
Close of comment: 5:00 p.m., September 11, 2006
(Please call (602) 771-4795 for special accommodations pursuant to the Americans with Disabilities Act.)
Nature: Public hearing with opportunity for formal comments on the record regarding the proposed rules.

ADEQ is committed to complying with the Americans With Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing.

Anyone wishing to provide written comments regarding the rulemaking may submit their comments to ADEQ between 8:00 a.m. and 5:00 p.m., Monday through Friday, up until 5:00 p.m., to the person and address in item #4.

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:

None

13. The full text of the rules follows:

TITLE 18. ENVIRONMENTAL QUALITY

**CHAPTER 1. DEPARTMENT OF ENVIRONMENTAL QUALITY
ADMINISTRATION**

ARTICLE 5. LICENSING TIME-FRAMES

Section

R18-1-501.	Definitions
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R18-1-504.	Substantive Review Time-frame Operation; Requests for Additional Information
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Table 3.	Open Burning Licenses Issued by the Phoenix Office
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Table 5-N.	Safe Drinking Water Construction Licenses Issued by the Northern Regional Office <u>Repealed</u>
Table 5-S.	Safe Drinking Water Construction Licenses Issued by the Southern Regional Office <u>Repealed</u>
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Table 9.	Water and Wastewater Facility Operator Licenses <u>Repealed</u>
Table 10.	Water Permit Licensing Time-frames
Table 11.	Surface Water Licenses
Table 13.	Special Waste Licenses
Table 14.	Landfill Licenses
Table 15.	Reserved Biohazardous Medical Waste Licenses
Table 16.	Waste Tire, Lead Acid Battery, and Used Oil Licenses
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Table 19.	WQARF Remediation Licenses Issued by the Phoenix Office <u>Repealed</u>
Table 19-S.	WQARF Remediation Licenses Issued by the Southern Regional Office <u>Repealed</u>
Table 20.	Voluntary Program Remediation Licenses

ARTICLE 5. LICENSING TIME-FRAMES

R18-1-501. Definitions

In addition to the definitions provided in A.R.S. § 41-1001, § 41-1072, and R18-1-101, the following definitions apply to this Article:

1. “Administrative completeness” or “administratively complete” means Department receipt of all application components required by statute or rule and necessary to enable the Department to issue a notice of administrative completeness under A.R.S. § 41-1074 and thereby end the administrative completeness review time-frame and start the substantive review time-frame.
2. “Administrative completeness review” means the process of clerical verification by the Department to determine whether the submitted application components meet the requirements of administrative completeness.

3. "Applicant" means the person who requests the Department to issue a license.
4. "Applicant response" means a written response from the applicant to a Department notice that complies with all the following:
 - a. The response identifies the applicant.
 - b. The response identifies the Department notice.
 - c. The response is addressed to the Department employee identified in the Department notice as the designated recipient of the notice.
 - d. The response contains the required information identified in the Department notice or the response contains a notice under R18-1-520 to rely on the application components as submitted.
5. "Application" means a request to the Department to issue a license to the requestor when that request is in writing and complies with R18-1-502 and R18-1-503(A).
6. "Application clerk" means a Department employee with authority to receive applications for the specific license identified on the submitted application component or applicant response.
7. "Application component" means a document, other written information, or fee required by statute or rule and submitted to the Department in support of an application.
8. "Companion category" means one of an association of two or more consecutive categories, shown on the license tables with paired license names, and containing a distinction between "standard" and "complex," between "without a public hearing" and "with a public hearing," or "without a public meeting" and "with a public meeting."
9. "Complex" means an application category that requires a significant increase in Department application review resources in excess of applications processed in a companion standard category due to the size, novelty, complexity, or technical difficulty expressed in the application.
10. "Comprehensive request for additional information" means a Department notification made after the administrative completeness review time-frame that:
 - a. Contains a list of information required by statute or rule and necessary before the Department may grant the license; and
 - b. Suspends the running of days within the time-frames.
11. "Day" means business day and excludes Saturdays, Sundays, and state holidays.
12. "Department notification" or "Department notice" means written communication by the Department to an applicant in person or at the mailing or electronic address identified on the application. The Department may notify the applicant at the applicant's electronic address only if the applicant provides that address as part of an application component. The notification is effective:
 - a. If mailed, on the date of its postmark.
 - b. If delivered in person by a Department employee or agent, on the date of delivery.
 - c. If delivered electronically, on the date of delivery to the electronic address.
13. "Department receipt" of an application component or an applicant response means one of the following days, whichever is later:
 - a. If the component or response is handed to an application clerk by the applicant, the day of actual receipt by the application clerk.
 - b. If the component or response is mailed, § five days after a postmark identifying mailing date.
 - c. If the component or response is delivered to an electronic address of an application clerk, one day after the date of delivery to the electronic address.
 - ~~e.d.~~ If the Department notifies the applicant within § five days after the date of actual receipt, the day of actual receipt of the component or response by the application clerk.
 - ~~d.e.~~ If during an application moratorium or time-frame suspension declared under R18-1-518, the day after the moratorium or suspension ends.
14. "Electronic address" means either a telephone number for facsimile document communication (fax) or an electronic mail (e-mail) address. "Electronic address" does not mean a telephone number for voice or TDD (telephone device for the deaf) communication.
15. "Fee excusal" means the sanction imposed on a Department fund under A.R.S. § 41-1077(A) that requires the Department to excuse further fees required from the applicant by the Department.
16. "Initial fee" means that part of the fee required to be submitted under R18-1-503(A).
17. "License category" means a numbered category identified on a license table.
18. "License table" means a table within this Article.
19. "Licensing time-frame" means any of the time-frames identified in A.R.S. §§ 41-1072 through 41-1079, the operation of which require the Department to report its compliance level for overall time-frames to the Governor's Regulatory Review Council under A.R.S. § 41-1078(A).
20. "Licensing time-frame agreement" means an agreement made under any of the sections R18-1-508 through ~~R18-1-513~~ R18-1-512.
21. "Penalty" means the sanction imposed on a Department fund under A.R.S. § 41-1077(B).

22. "Phased application" means an application processed pursuant to a licensing time-frame agreement that allows the applicant to submit application components in ~~2~~ two or more phases with each phase providing for administrative completeness review.
23. "Pre-application" means the period prior to Department receipt of an applicant's first application component submittal under R18-1-503(A).
24. "Presumptive administrative completeness" means the expiration of the administrative completeness review time-frame and the automatic start of the running of days within the substantive review time-frame under A.R.S. § 41-1074(C) if the Department fails to issue a notice of administrative completeness under A.R.S. § 41-1074(A).
25. "Presumptive overall time-frame" means the sum of the days shown for the administrative completeness review and substantive review time-frames on the license tables for that license category and may be different from the actual overall time-frame because the presumptive overall time-frame does not include a lengthening of the time-frame due to a time-frame extension agreement or a shortening of the time-frame due to early starting of the substantive review time-frame caused by the issuance of a notice of administrative completeness.
26. "Presumptive substantive review time-frame" means the days shown for the substantive review time-frame on the license tables for a license category.
27. "Refund" means the sanction imposed on a Department fund under A.R.S. § 41-1077(A) that requires the Department to refund fees already paid by the applicant into that fund.
28. "Request for additional information" means a Department notification or contact made after the administrative completeness review time-frame and that identifies information required by statute or rule and necessary before the Department may grant the license.
29. "Sanction" means a refund, fee excusal, or penalty under A.R.S. § 41-1077.
30. "Site inspection" means an inspection performed by the Department under A.R.S. § 41-1009 as part of a required component of an application for a license shown on the license tables.
31. "Substantive review" means the process of qualitative evaluation by the Department of application components to determine whether the components meet all requirements in statute or rule and necessary to grant the license. "Substantive review" does not include clerical verification of the components nor does it include Department investigations resulting from reporting or notification requirements.
32. "Time-frame extension" means the entire period after the overall time-frame would otherwise expire and during which an application is not subject to sanctions. The substantive review and overall time-frames continue in effect and do not expire during the time-frame extension.
33. "Withdrawn application" means an application that has ceased to be subject to this Article due to the applicant's request that the Department cease all consideration of the application under R18-1-517. An applicant's ability to withdraw an application is not governed by this Article.
34. ~~"WQARF" means water quality assurance revolving fund.~~

R18-1-502. Applicability; Effective Date

A. This Article does not apply to any of the following:

1. A license not requiring an application.
2. A license conferred by a prospective licensee's notification to the Department of an event, activity, or facility and that is not conferred by the Department in the form of a written license issued to the notifier in response to the notification.
3. A license issued at the Department's initiative.
4. A license issued by default if the Department does not make a licensing decision within a time identified in statute or rule.
5. A license not identified in a category shown on the license tables.
6. A license ~~that requires one or more application components pursuant to an enforcement, required under an abatement, or compliance order or consent agreement or a notice of violation in addition to those identified for a license category shown on the license tables if submission of the component or components is required before the Department may make a decision to grant the license.~~ if a time-frame in the order or consent agreement is different than the time-frame for the license category. The time-frame in the order or consent agreement shall supersede the time-frame for the license category.
7. A license issued by a political subdivision of the state when acting under an agreement with the Department made pursuant to A.R.S. § 49-107 or A.R.S. Title 11, Chapter 7, Article 3.
8. An application for which the applicant is not the prospective licensee.
9. Compliance activity by licensees in conformance with an issued license except for license renewal or revision activity.
10. Contractual activity under A.R.S. § 41-1005(A)(16).
11. Activity that leads to the revocation, suspension, annulment, or withdrawal of a license.
12. ~~A license for which Department receipt of the 1st application component submittal under R18-1-503(A) occurs~~

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~~before the effective date of this Article. The effective date of this Article shall be at midnight 2 weeks after the notice of final rulemaking is filed with the secretary of state.~~

- B. If an application becomes subject to this Article, it remains subject to the terms of the original license category in which it was classified unless the application is withdrawn, is altered by a licensing time-frames agreement, or is changed under R18-1-516. If altered by a licensing time-frames agreement, the terms of the original license category are modified only to the extent expressly stated in the licensing time-frames agreement.
- C. If an Arizona statute or other rule in this Title conflicts with this Article, the statute or other rule governs except that only this Article determines whether an applicant is entitled to a refund and fee excusal due to Department failure to notify an applicant of a licensing decision within a licensing time-frame under A.R.S. § 41-1077(A).

R18-1-503. Administrative Completeness Review Time-frame Operation; Administrative Completeness

- A. The administrative completeness review time-frame for an application begins on the day of Department receipt of the first component submittal in support of the application that contains all the following:
 - 1. Identification of the applicant.
 - 2. If the license is for a facility, identification of the facility.
 - 3. Name and mailing address of the applicant ~~or~~ and, if any applicant's agent authorized by the applicant to receive all notices issued by the Department under this Article.
 - 4. Identification of the license category in which the application shall be first processed. If companion categories are shown on a license table for this license, the application shall be first processed in the companion category that is determined as follows:
 - a. If "standard" and "complex" categories are shown, in the "standard" category.
 - b. If "without a public hearing" and "with a public hearing" are shown, in the "without a public hearing" category.
 - c. If "without a public meeting" and "with a public meeting" are shown, in the "without a public meeting" category.
 - 5. Completed Department application form if required for the license category.
 - 6. Initial fee if required for the license category.
 - 7. ~~All application components set forth by the Department in accordance with A.R.S. § 41-1079~~ required by statute or rule necessary for the Department to determine whether an application is administratively complete.
- B. The administrative completeness review time-frame for an application ends on the earlier of the following days:
 - 1. The day the Department notifies the applicant that the application is administratively complete under A.R.S. § 41-1074.
 - 2. If the Department does not notify the applicant that the application is administratively complete under A.R.S. § 41-1074, the last day shown for the administrative completeness review time-frame for the relevant license category on the license tables.
- C. If a notice of administrative deficiencies states that the Department is suspending the running of days within the time-frames until the applicant supplies the missing information identified on a comprehensive list of specific deficiencies included with the notice, the running of days within the administrative completeness review time-frame suspends on the day of notification.
- D. If suspended, the running of days within the administrative completeness review time-frame ~~resumes upon Department receipt of the missing information identified on the comprehensive list of specific deficiencies except when the Department notifies the applicant within 10 days after receipt that not all of the missing information was supplied, in which case the running of days within the time-frame remains suspended from the time of the first notice under subsection (C) of this Section until the applicant supplies the all missing information identified on the comprehensive list of specific deficiencies is supplied to the Department, and the Department makes the determination under subsection (E) of this Section.~~
- E. If the Department determines that an applicant has submitted all application components required by statute or rule within the administrative completeness review time-frame and necessary to allow the Department to grant the license, the Department shall notify the applicant that the application is administratively complete under A.R.S. § 41-1074.
- F. If presumptive administrative completeness occurs:
 - 1. Further notices of administrative deficiencies issued under subsection (C) of this Section will not suspend the running of days within the substantive review or overall time-frames and
 - 2. The Department does not waive the requirement for the applicant to submit all application components necessary to allow the Department to grant the license.
- G. The running of days within the administrative completeness review time-frame also suspends and resumes under R18-1-518 (emergencies).
- ~~H. If, within five days after Department receipt of a first component submittal under subsection (A) of this Section, the Department determines that the submittal is so defective that the applicant clearly failed to make a good faith effort to submit all application components required by statute or rule and necessary for the Department to make a licensing decision to grant the license, the Department may determine that the submittal is not subject to this Article and that the Department shall not process the submittal. Department notification of this determination under R18-1-507(E) will cause all time-frames to end. The Department shall allow the applicant to reclaim the submittal.~~

R18-1-504. Substantive Review Time-frame Operation; Requests for Additional Information

- A. The substantive review time-frame for an application begins on one of the following days:
 - 1. If the Department notifies the applicant that the application is administratively complete before the expiration of the administrative completeness review time-frame, one day after notification.
 - 2. If the Department does not notify the applicant that the application is administratively complete before the expiration of the administrative completeness review time-frame, one day after expiration.
- B. The substantive review time-frame for an application ends on the earlier of the following days:
 - 1. The day of Department notification that it has made a licensing decision under A.R.S. § 41-1076 and R18-1-507.
 - 2. The last day shown for the substantive review time-frame for the license category on the license tables.
- C. If the Department notifies the applicant to respond to a comprehensive request for additional information, the running of days within the substantive review time-frame suspends on the day of Department notification. The Department may issue only one comprehensive request that suspends the running of days within the substantive review time-frame under A.R.S. § 41-1075(A).
- D. The running of days within the substantive review time-frame resumes upon Department receipt of the missing information identified in the comprehensive request except if the Department notifies the applicant within 15 days after receipt that not all of the missing information was supplied, in which case the running of days within the time frame remains suspended from the time of the notice under subsection (C) of this Section until the applicant supplies the all missing information to the Department.
- E. The running of days within the substantive review time-frame also suspends and resumes under R18-1-518 (emergencies).

R18-1-505. Overall Time-frame Operation

- A. The overall time-frame for an application begins on the same day as the administrative completeness review time-frame.
- B. The running of days within the overall time-frame suspends and resumes in concert with the administrative completeness and substantive review time-frames and time-frame extensions.
- C. The duration of the overall time-frame equals the sum of all the following days unless altered by R18-1-508 (licensing time-frames pre-application agreements); or R18-1-511 (changed licensing time-frames agreements); or R18-1-513 (licensing time-frames opt-in agreements):
 - 1. The lesser of:
 - a. The number of days shown for the administrative completeness review time-frame on the license tables, or
 - b. The actual number of days for the administrative completeness review time-frame if the Department notifies the applicant under R18-1-503(E) that the application is administratively complete before the expiration of the administrative completeness review time-frame;
 - 2. The lesser of:
 - a. The number of days shown for the substantive review time-frame on the license tables,
 - b. The actual number of days for the substantive review time-frame if the Department notifies the applicant of a licensing decision under R18-1-504(B)(1), or
 - c. The actual number of days for the substantive review time-frame if the applicant causes the time frame clocks time-frames to end under R18-1-507(D); and
 - 3. The number of days added by \pm one or more licensing time-frames extension agreements under R18-1-510.

R18-1-507. Ending of Time-frames; Licensing Decisions; Withdrawal; Notice of Licensing Time-frames Nonapplicability

- A. Department notification of the following licensing decisions grant or denial of a license is sufficient to end all licensing time-frames for an application:
 - 1. Unconditional grant of the license, meaning that the Department did not add conditions not requested by, or agreed to by, the applicant.
 - 2. Conditional grant of the license, meaning that the Department added conditions not requested by, or agreed to by, the applicant.
 - 3. Denial of the license.
- B. Department notification of a conditional grant of a license under subsection (A) of this Section shall include both the following:
 - 1. An explanation of the applicant's right to appeal the action under A.R.S. §§ 41-1076(2) and 41-1092.03(A).
 - 2. An explanation of the applicant's right to request an informal settlement conference under A.R.S. §§ 41-1092.03(A) and 41-1092.06.
- ~~C.~~ B. The Department may deny a license under subsection (A) of this Section if the applicant submits incomplete or inaccurate information in response to a notice of administrative deficiencies under R18-1-503, a request for additional information or a comprehensive request for additional information under R18-1-504, a supplemental request for additional information under R18-1-509, or any other deficiency in the application that prevents the Department from exercising its authority to grant the license.

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- C.** The Department may deny a license if the applicant fails to respond in a reasonably timely manner to a notice of administrative deficiencies under R18-1-503, a request for additional information or a comprehensive request for additional information under R18-1-504, or a supplemental request for additional information under R18-1-509, and the deficiency in the application prevents the Department from exercising its authority to grant the license. In determining whether an applicant has failed to respond to a notice or request in a reasonably timely manner and the deficiency in the application prevents the Department from exercising its authority to grant the license, the Department shall consider the following factors:
1. The nature of the information requested.
 2. The time that an applicant has been given to respond relative to the overall time-frame for that category of license.
 3. The extent to which the Department's ability to process applications for that or related license categories is adversely affected by overdue responses for information.
- D.** Department notice of the denial of a license shall include all the following:
1. A justification for the denial under A.R.S. § 41-1076(1).
 2. An explanation of the applicant's right to appeal the action under A.R.S. §§ 41-1076(2) and 41-1092.03(A).
 3. An explanation of the applicant's right to request an informal settlement conference under A.R.S. §§ 41-1092.03(A) and 41-1092.06.
- ~~**D-E.**~~ The following actions by the applicant are sufficient to end all time-frames for an application:
1. Withdrawing the application under R18-1-517.
 2. Entering into a changed licensing time-frames agreement under R18-1-511.
- ~~**E-E.**~~ If the Department determines during its review of an application that the application is not subject to this Article, the Department shall notify the applicant that the application is not subject to this Article. The Department notification shall contain the Department's reason for making the determination. Department notification under this subsection causes all time-frames for the application to end.

R18-1-513. Licensing Time frames Opt in Agreements

- ~~**A.** An applicant and the Department may enter into an agreement to make an application subject to this Article when that application is otherwise exempt. An opt in agreement creates a set of time frames that operates under the agreement.~~
- ~~**B.** A licensing time frames opt in agreement shall contain at least the following terms:~~
- ~~1. Unless otherwise specified in the agreement, all requirements of this Article apply to the application.~~
 - ~~2. Identification of the license category within which the Department shall continue processing the application.~~
 - ~~3. Identification of application components required in support of the application.~~
 - ~~4. The number of time frame days applicable to the application.~~
 - ~~5. A fee adjustment, if appropriate.~~
- ~~**C.** A licensing time frames opt in agreement may allow an applicant to submit certain application components in 1 or more phases during the substantive review time frame if the agreement contains terms equivalent to those under R18-1-508(C).~~
- ~~**D.** The Department shall consider all the following factors when determining whether to enter into a licensing time frames opt in agreement:~~
- ~~1. The complexity of the licensing subject matter. The Department shall not enter into an agreement if the time set for the substantive review time frame is less than 90 days.~~
 - ~~2. The resources of the Department. The Department shall not enter into an agreement if the Department determines that either the negotiation of the agreement or the terms of the agreement are likely to require the Department to expend additional resources to the significant detriment of other applicants.~~
 - ~~3. The impact on public health and safety or the environment. The Department shall not enter into an agreement if the Department determines that the terms of the agreement are likely to cause a significant increase or change in the nature of the potential detrimental effects of the facility or activity to be governed by the license on public health and safety or the environment.~~

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**Table 3. Open Burning Licenses Issued by the Phoenix Office
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
1. Dangerous material open burning permit, A.R.S. § 49-501, A.A.C. R18-2-602.	5	21	No	A.A.C. R18-2-602(E)(1) R18-2-602(D)(2), Department application form required.

~~**Table 3-N. Open Burning Licenses Issued by the Northern Regional Office
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**~~

~~ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.~~

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
1. Dangerous material open burning permit, A.R.S. § 49-501, A.A.C. R18-2-602.	5	21	No	A.A.C. R18-2-602(E)(1); Department application form required.

~~**Table 3-S. Open Burning Licenses Issued by the Southern Regional Office
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**~~

~~ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.~~

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
1. Dangerous material open burning permit, A.R.S. § 49-501, A.A.C. R18-2-602.	5	21	No	A.A.C. R18-2-602(E)(1); Department application form required.

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**Table 4. Vehicle Emission Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
1. Fleet station permit, A.R.S. § 49-546, A.A.C. R18-2-1019, R18-2-1026.	15	21	No	A.A.C. R18-2-1019, Department application form required.
2. Analyzer facility Emissions analyzer/opacity meter registration, A.R.S. §§ 49-542(J)(4) and 49-546(A)(2), A.A.C. R18-2-1027.	10	10	No	A.A.C. R18-2-1027, Department application form and site inspection required.

**Table 5. Safe Drinking Water Construction Licenses ~~Issued by the Phoenix Office~~
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
Group I: Drinking water approval-to-construct (ATC) licenses licenses:				
1. Standard drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505 R18-5-505.	44 16	32 37	No	A.A.C. R18-4-505 R18-5-505, Department application form and site inspection required.
2. Complex drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505 R18-5-505.	44 16	62 67	No	A.A.C. R18-4-505 R18-5-505, Department application form and site inspection required.
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3. Standard public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	24 26	24 26	No	A.A.C. R18-5-203, Department application form and site inspection required.
4. Complex public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	24 26	62 67	No	A.A.C. R18-5-203, Department application form and site inspection required.

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Group II: Drinking water approval-of-construction (AOC) licenses:				
5. Standard drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507 <u>R18-5-507</u> .	11 <u>16</u>	32 <u>37</u>	No	A.A.C. R18-4-507 <u>R18-5-507</u> , Department application form and site inspection required.
6. Complex drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507 <u>R18-5-507</u> .	11 <u>16</u>	62 <u>67</u>	No	A.A.C. R18-4-507 <u>R18-5-507</u> , Department application form and site inspection required.
7. Standard public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21 <u>26</u>	21 <u>26</u>	No	A.A.C. R18-5-204, Department application form and site inspection required.
8. Complex public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21 <u>26</u>	62 <u>67</u>	No	A.A.C. R18-5-204, Department application form and site inspection required.
Group III: Other licenses:				
9. Standard drinking water new source approval, A.R.S. § 49-353, R-18-4-505 <u>A.A.C. R18-5-505</u> .	11 <u>16</u>	32 <u>37</u>	No	A.A.C. R-18-4-505 <u>R18-5-505</u> , Department application form and site inspection required.
10. Complex drinking water new source approval, A.R.S. § 49-353, R-18-4-505 <u>A.A.C. R18-5-505</u> .	11 <u>16</u>	62 <u>67</u>	No	A.A.C. R-18-4-505 <u>R18-5-505</u> , Department application form and site inspection required.
11. Drinking water time extension approval, A.R.S. § 49-353, R-18-4-505 <u>A.A.C. R18-5-505</u> .	11 <u>16</u>	11 <u>16</u>	No	A.A.C. R-18-4-505 <u>R18-5-505</u> , Department application form required.

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Table 5-N. Safe Drinking Water Construction Licenses Issued by the Northern Regional Office

Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements

ACRTF means Administrative Completeness Review Time frame.

SRTF means Substantive Review Time frame.

Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
Group I: Drinking water approval to construct (ATC) licenses:				
1. Standard drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	32	No	A.A.C. R18-4-505, Department application form and site inspection required.
2. Complex drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	62	No	A.A.C. R18-4-505, Department application form and site inspection required.
3. Standard public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-203, Department application form and site inspection required.
4. Complex public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-203, Department application form and site inspection required.
Group II: Drinking water approval of construction (AOC) licenses:				
5. Standard drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	32	No	A.A.C. R18-4-507, Department application form and site inspection required.
6. Complex drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	62	No	A.A.C. R18-4-507, Department application form and site inspection required.
7. Standard public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-204, Department application form and site inspection required.
8. Complex public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-204, Department application form and site inspection required.

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Group III: Other licenses:

9. Standard drinking water new source approval, A.R.S. § 49-353, R-18-4-505.	11	32	No	A.A.C. R18-4-505, Department application form and site inspection required.
10. Complex drinking water new source approval, A.R.S. § 49-353, R-18-4-505.	11	62	No	A.A.C. R18-4-505, Department application form and site inspection required.
11. Drinking water time extension approval, A.R.S. § 49-353, A.A.C. R18-4-505.	11	11	No	A.A.C. R18-4-505, Department application form required.

Table 5-S. Safe Drinking Water Construction Licenses Issued by the Southern Regional Office

Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements

ACRTF means Administrative Completeness Review Time frame.

SRTF means Substantive Review Time frame.

Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
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Group I: Drinking water approval to construct (ATC) licenses:

1. Standard drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	32	No	A.A.C. R18-4-505, Department application form and site inspection required.
2. Complex drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	62	No	A.A.C. R18-4-505, Department application form and site inspection required.
3. Standard public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-203, Department application form and site inspection required.
4. Complex public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-203, Department application form and site inspection required.

Group II: Drinking water approval of construction (AOC) licenses:

5. Standard drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	32	No	A.A.C. R18-4-507, Department application form and site inspection required.
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6. Complex drinking water treatment facility, project, or well approval of construction; A.R.S. § 49-353; A.A.C. R18-4-507.	11	62	No	A.A.C. R18-4-507; Department application form and site inspection required.
7. Standard public and semi-public swimming pool approval of construction; A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-204; Department application form and site inspection required.
8. Complex public and semi-public swimming pool approval of construction; A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-204; Department application form and site inspection required.
Group III: Other licenses:				
9. Standard drinking water new source approval; A.R.S. § 49-353; R-18-4-505.	11	32	No	A.A.C. R18-4-505; Department application form and site inspection required.
10. Complex drinking water new source approval; A.R.S. § 49-353; R-18-4-505.	11	62	No	A.A.C. R18-4-505; Department application form and site inspection required.
11. Drinking water time extension approval; A.R.S. § 49-353; A.A.C. R18-4-505.	11	11	No	A.A.C. R18-4-505; Department application form required.

**Table 7. Pesticide Contamination Prevention Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
1. New pesticide approval A.R.S. § 49-302(F) A.A.C. R18-6-102(B)	62	124	No	A.A.C. R18-6-102, R18-6-106
2. Active ingredient or pesticide criticality determination A.R.S. § 49-302(F) A.A.C. R18-6-102(B)	21	41	No	A.A.C. R18-6-102
3. Pesticide addition or deletion to groundwater protection list approval A.R.S. § 49-305(A) A.A.C. R18-6-105(D)	21	41	No	A.A.C. R18-6-105(D)
<u>4. Conditional pesticide registration</u> <u>A.R.S. § 49-310</u>	<u>21</u>	<u>41</u>	<u>No</u>	<u>A.R.S. § 49-310</u>

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**Table 8. Safe Drinking Water Monitoring and Treatment Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
Group I: Safe drinking water monitoring, sample, and sample site change and waiver licenses:				
1. Monitoring frequency change approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-206(G)(1), R18-4-206(G)(2), R18-4-206(J), R18-4-206(K)(1), R18-4-206(K)(2), R18-4-207(I)(1), R18-4-207(I)(2), R18-4-207(H)(1), R18-4-207(H)(2), R18-4-208(E), R18-4-208(F), R18-4-209(G), R18-4-212(E), R18-4- 212(F), R18-4-212(G)(1), R18-4-212(G)(2), R18-4- 212(I)(3), R18-4-213(A), R18-4-214(F), R18-4- 214.01(H), R18-4-214.01(L), R18-4-214.02(G), R18- 4-214.02(K), R18-4-216(E), R18-4-216(G)(1), R18-4- 216(G)(2), R18-4-216(H)(3), R18-4-217(E)(1), R18-4- 310(E), R18-4-310(E)(2), R18-4-217(D), R18-4- 217(E), R18-4-217(F), R18-4-310(D), R18-4- 310(D)(2), R18-4-313(J), R18-4-313(K), R18-4- 313(M)(1), R18-4-313(M)(2), R18-4-313(M)(4), R18- 4-403(E)(1), R18-4-403(E)(2), R18-4-313(M)(3), R- 18-4-403(A)(1), R18-4-403(A)(2).	15	27	No	A.A.C. R18-4-206(G)(1), R18-4-206(G)(2), R18-4- 206(J), R18-4-206(K)(1), R18-4-206(K)(2), R18-4- 207(I)(1), R18-4-207(I)(2), R18-4-207(H)(1), R18-4-207(H)(2) R18-4-208(E), R18-4-208(F), R18-4-209(G), R18- 4-212(E), R18-4-212(F), R18-4-212(G)(1), R18-4- 212(G)(2), R18-4-212(I)(3), R18-4-213(A), R18-4- 214(F), R18-4-214.01(H), R18-4-214.01(L), R18- 4-214.02(G), R18-4-214.02(K), R18-4-216(E), R18-4-216(G)(1), R18-4-216(G), R18-4-216(H)(3), R18-4-217(E)(1), R18-4-310(E), R18-4-310(E)(2), R18-4-217(D), R18-4-217(E), R18-4-217(F), R18-4-310(D), R18-4-310(D)(2), R18-4-313(J), R18-4-313(K), R18-4-313(M)(1), R18-4-313(M)(2), R18-4-313(M)(4), R18-4- 403(E)(1), R18-4-403(E)(2), R18-4-313(M)(3), R18-4-403(A)(1), R18-4-403(A)(2). Department application form required.
2. Monitoring sample change approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-214(E), <u>R18-4- 214.02(F), R18-4-310(E), R18-4-313(J), R18-4- 313(M)(1), R18-4-313(M)(2), R18-4-313(M)(3).</u>	15	27	No	A.A.C. R18-4-214(E), <u>R18-4-214.02(F), R18-4- 310(E), R18-4-313(J), R18-4-313(M)(1), R18-4- 313(M)(2), R18-4-313(M)(3).</u> Department application form required.
3. Residual disinfectant concentration sampling inter- val approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-303(B)(2)(a).	15	15	No	A.A.C. R18-4-303, Department application form required.
4. Interim monitoring relief determination, A.R.S. § 49-359(B)(3).	21	41	No	A.R.S. § 49-359(B), Department application form required.
5. Man-made radioactivity environmental surveillance substitution approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-217(H)(3)(d), R18-4-217(I)(3)(d).	21	62	No	A.A.C. R18-4-217(H)(3)(d), R18-4-217(I)(3)(d). Department application form required.
6. Consecutive public water system monitoring require ments modification approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-113.	21	84	No	A.A.C. R18-4-113, Department application form and site inspection required.

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7. Trihalomethane source basis for sampling purposes approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-214(C).	21	167	No	A.A.C. R18-4-214, Department application form and site inspection required.
8. Sodium multiple well sampling number reduction approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-402(B) <u>R18-4-401(B)</u>	21	167	No	A.A.C. R18-4-402 , <u>R18-4-401</u> Department application form and site inspection required.
9. Turbidity monitoring frequency reduction approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-302(H).	21	167	No	A.A.C. R18-4-302, Department application form and site inspection required.
10. Monitoring waiver approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-206(L), R18-4-207(L) , R18-4-207(K) , R18-4-212(K)(1), R18-4-212(K)(2), R18-4-212(K)(3), R18-4-212(K)(4), R18-4-216(M)(1), R18-4- 216(M)(2), R18-4-217(E)(2) , R18-4-401(D) , R18-4- 404(E) , R18-4-404(F) <u>R18-4-217(F)</u> .	21	105	No	A.A.C. R18-4-206(L), R18-4-207(L) , R18-4- 207(K) , R18-4-212(K)(1), R18-4-212(K)(2), R18- 4-212(K)(3), R18-4-212(K)(4), R18-4-216(M)(1), R18-4-216(M)(2), R18-4-217(E)(2) , R18-4- 401(D) , R18-4-404(E) , R18-4-404(F) , <u>R18-4- 217(F)</u> . Department application form required.

Group II: Safe drinking water variance and exemption licenses:

11. Maximum contaminant level or treatment technique requirement variance with no public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-110.	21	105	No	A.A.C. R18-4-110, Department application form and site inspection required.
12. Maximum contaminant level or treatment technique requirement variance with a public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-110.	21	187	No	A.A.C. R18-4-110, Department application form and site inspection required.
13. Maximum contaminant level or treatment technique requirement exemption with no public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111.	21	105	No	A.A.C. R18-4-111, Department application form and site inspection required.
14. Maximum contaminant level or treatment technique requirement exemption with a public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111.	21	187	No	A.A.C. R18-4-111, Department application form and site inspection required.
15. Maximum contaminant level or treatment technique requirement compliance extension approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111(C).	21	32	No	A.A.C. R18-4-111, Department application form and site inspection required.
16. Maximum contaminant level or treatment technique requirement compliance additional extension approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111(C)(4) <u>R18-4-111(C)</u> .	21	42	No	A.A.C. R18-4-111, Department application form and site inspection required.

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17. Safe drinking water requirement exclusion approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-112(A).	21	42	No	A.A.C. R18-4-112(B), Department application form and site inspection required.
18. Backflow-prevention assembly third-party certifying entity designation approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-115(D)(2).	21	105	No	A.A.C. R18-4-115, Department application form and site inspection required.
Group III: Safe drinking water treatment and monitoring plan licenses:				
19. Maximum contaminant level compliance blending plan approval (for 10 or fewer points-of entry), A.R.S. § 49-353(A)(2), R18-4-221(A).	21	42	No	A.A.C. R18-4-221, Department application form and site inspection required.
20. Maximum contaminant level compliance blending plan approval (for more than 10 points-of-entry), A.R.S. § 49-353(A)(2), R18-4-221(A).	21	84	No	A.A.C. R18-4-221, Department application form and site inspection required.
21. Maximum contaminant level compliance blending plan change approval (for 10 or fewer points-of entry), A.R.S. § 49-353(A)(2), R18-4-221(B).	21	42	No	A.A.C. R18-4-221, Department application form and site inspection required.
22. Maximum contaminant level compliance blending plan change approval (for more than 10 points-of-entry), A.R.S. § 49-353(A)(2), R18-4-221(B).	21	84	No	A.A.C. R18-4-221, Department application form and site inspection required.
23. Maximum contaminant level compliance at subsequent downstream service connections monitoring plan approval, A.R.S. § 49-353(A)(2), R18-4-221(A)(2).	21	125	No	A.A.C. R18-4-221, Department application form and site inspection required.
24. Point-of-entry treatment device monitoring plan approval, A.R.S. § 49-353(A)(2), R18-4-222(B)(1).	15	15	No	A.A.C. R18-4-222, Department application form and site inspection required.
25. Point-of-entry treatment device design approval, A.R.S. § 49-353(A)(2), R18-4-222(B)(2).	21	167	No	A.A.C. R18-4-222, Department application form and site inspection required.
26. Lead and copper source water treatment determination modification, A.R.S. § 49-353(A)(2), A.A.C. R18-4-313(N) , R18-4-313(P), R18-4-313(Q).	21	167	No	A.A.C. R18-4-313, Department application form and site inspection required.

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27. Lead and copper source water concentration determination modification, A.R.S. § 49-353(A)(2), A.A.C. R18-4-314(N).	21	167	No	A.A.C. R18-4-314, Department application form and site inspection required.
28. Lead service line extent under system control determination approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-315(D).	21	105	No	A.A.C. R18-4-315, Department application form and site inspection required.
29. Lead service line extent under system control rebuttable presumption determination approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-315(E).	21	105	No	A.A.C. R18-4-315, Department application form and site inspection required.
Group IV: Lead and copper corrosion control licenses:				
30. Lead and copper optimal corrosion control treatment approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-313(A).	42	502	No	A.A.C. R18-4-313, Department application form and site inspection required.
31. Large water system lead and copper corrosion control activities equivalency demonstration approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-306(B)(1) , <u>R18-4-307(B)</u> .	42	502	No	A.A.C. R18-4-306 , <u>R18-4-307</u> Department application form and site inspection required.
32. Small and medium water system lead and copper corrosion control activities equivalency demonstration approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-307(D)(2) , <u>R18-4-307(B)</u> .	21	502	No	A.A.C. R18-4-307, Department application form and site inspection required.
33. Lead and copper optimal corrosion treatment determination modification, A.R.S. § 49-353(A)(2), A.A.C. R18-4-313(N) <u>R18-4-313(P), R18-4-313(Q)</u> .	42	376	No	A.A.C. R18-4-313, Department application form and site inspection required.
34. Lead and copper water quality control parameters determination modification, A.R.S. § 49-353(A)(2), A.A.C. R18-4-313(N) <u>R18-4-313(P), R18-4-313(Q)</u> .	42	376	No	A.A.C. R18-4-313, Department application form and site inspection required.

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**Table 9. Water and Wastewater Facility Operator Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements**

ACRTF means Administrative Completeness Review Time frame.

SRTF means Substantive Review Time frame.

Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
Group I: Drinking water operator licenses:				
1. Drinking water treatment or distribution facility operator new certification; A.R.S. § 49-352; A.A.C. R18-5-105.	105	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form, test space availability, and initial fee required.
2. Drinking water treatment or distribution facility operator renewal certification; A.R.S. § 49-352; A.A.C. R18-5-107, R18-5-108(D).	42	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form and initial fee required.
3. Drinking water treatment or distribution facility operator reciprocity certification; A.R.S. § 49-352; A.A.C. R18-5-110(A).	42	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form and initial fee required.
4. Drinking water treatment or distribution facility operator certification without examination; A.R.S. § 49-352; A.A.C. R18-5-111.	42	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form and initial fee required.
Group II: Wastewater operator licenses:				
5. Wastewater treatment or collection facility operator new certification; A.R.S. § 49-361; A.A.C. R18-5-105.	105	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form, test space availability, and initial fee required.
6. Wastewater treatment or collection facility operator renewal certification; A.R.S. § 49-361; A.A.C. R18-5-107, R18-5-108(D).	42	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form and initial fee required.
7. Wastewater treatment or collection system operator reciprocity certification; A.R.S. § 49-361; A.A.C. R18-5-110(A).	42	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form and initial fee required.
8. Wastewater treatment or collection system operator certification without examination; A.R.S. § 49-361; A.A.C. R18-5-111.	42	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form and initial fee required.

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Table 10. Water Permit Licensing Time-frames (Business Days)

Permits	Authority	Administrative Completeness Review	Substantive Review			Overall Time-frame
			Pre-Construction	Post-Construction	Total	
AQUIFER PROTECTION PERMITS						
Individual Permit No public hearing Public hearing	A.R.S. §§ 49-203, 49-242	35	n/a	n/a	186	221
	18 A.A.C. 9, Article 2	35	n/a	n/a	231 ¹	266
Complex Individual Permit No public hearing Public hearing	A.R.S. §§ 49-203, 49-242	35	n/a	n/a	249	284
	18 A.A.C. 9, Article 2	35	n/a	n/a	294 ¹	329
Individual Permit Significant Amendment No public hearing Public hearing	A.R.S. §§ 49-203, 49-242	35	n/a	n/a	186	221
	18 A.A.C. 9, Article 2	35	n/a	n/a	231 ¹	266
Complex Individual Permit Significant Amendment No public hearing Public hearing	<u>A.R.S. §§ 49-203, 49-242</u>	<u>35</u>			<u>249</u>	<u>284</u>
	<u>18 A.A.C. 9, Article 2</u>	<u>35</u>			<u>294¹</u>	<u>329</u>
Individual Permit Other Amendment	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35	n/a	n/a	100	135
Temporary Individual Permit	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35	n/a	n/a	145	180
Type 3 General Permit	A.R.S. § 49-245 A.A.C. R18-9-D301 through R18-9-D307	21	n/a	n/a	60	81
4.01 General Permit 300 services or less More than 300 services	A.R.S. § 49-245 A.A.C. R18-9-E301	21 <u>42</u> 21	32	21	53	95 ²
		21 <u>42</u> 21	62	32	94	136 ²
Standard Single 4.02, 4.03, 4.13, and 4.14, 4.15, and 4.16 General Permits	A.R.S. § 49-245 A.A.C. R18-9-E302 A.A.C. R18-9-E303 A.A.C. R18-9-E313 A.A.C. R18-9-E314	21 <u>42</u>	21	10	31	73 ²
4.23 General Permit	A.R.S. § 49-245 A.A.C. R18-9-E323	21 <u>42</u>	62	32	94	136 ²

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Standard Combined Two or three Type 4 General Permits	A.R.S. § 49-245 A.A.C. R18-9- E302 through R18-9-E323	21 21 42	32	21	53	95 ²
Complex Combined Four or more Type 4 General Permits	A.R.S. § 49-245 A.A.C. R18-9- E302 through R18-9-E323	21 21 42	62	32	94	136 ²
SUBDIVISION APPROVALS						
Subdivision Individual facilities	A.R.S. § 49- 104(B)(11) A.A.C. R18-5- 408	21	n/a	n/a	46	67
Subdivision Community facilities	A.R.S. § 49- 104(B)(11) A.A.C. R18-5- 403	21	n/a	n/a	37	58
RECLAIMED WATER PERMITS						
Individual Permit No public hearing Public hearing	A.R.S. § 49-203 A.A.C. R18-9- 702 through R18- 9-707	35 35	n/a n/a	n/a n/a	186 231 ¹	221 266
Complex Individual Permit No public hearing Public hearing	A.R.S. § 49-203 A.A.C. R18-9- 702 through A.A.C. R18-9- 707	35 35	n/a n/a	n/a n/a	249 294 ¹	284 329
Type 3 General Permit	A.R.S. § 49-203 A.A.C. R18-9- 717 A.A.C. R18-9- 718 A.A.C. R18-9- 719	21	n/a	n/a	60	81
ARIZONA POLLUTANT DISCHARGE ELIMINATION SYSTEM (AZPDES) PERMITS						
Individual Permit Major Facility⁵ No public hearing Public hearing	A.R.S. § 49- 255.01 18 A.A.C. 9, Article 9, Part B	35 35	n/a n/a	n/a n/a	249 294 ¹	284 ^{3,4} 329 ^{3,4}
Individual Permit Minor Facility⁶ No public hearing Public hearing	A.R.S. § 49- 255.01 18 A.A.C. 9, Article 9, Part B	35 35	n/a n/a	n/a n/a	186 231 ¹	221 ^{3,4} 266 ^{3,4}
Individual Permit Stormwater / Construction Activities No public hearing Public hearing	A.R.S. § 49- 255.01 18 A.A.C. 9, Article 9, Part B	35 35	n/a n/a	n/a n/a	126 171 ¹	161 206 ^{3,4}
Individual Permit Major Modification No public hearing Public hearing	A.R.S. § 49- 255.01 18 A.A.C. 9, Article 9, Part B	35 35	n/a n/a	n/a n/a	186 231 ¹	221 ^{3,4} 266 ^{3,4}
LAND APPLICATION OF BIOSOLIDS REGISTRATIONS						

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Biosolid Applicator Registration Request Acknowledgment	A.R.S. § 49-255.03 A.A.C. R18-9-1004	15	n/a	n/a	0	15
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¹ A request for a public hearing allows the Department 60 days to publish the notice of public hearing and for the official comment period. Forty-five business days are added to the substantive review time-frame.

² Each request for an alternative design, installation, or operational feature under R18-9-A312(G) to a Type 4 General Permit adds eight business days to the substantive review time-frame.

³ EPA reserves the right, under 40 CFR 123.44, to take 90 days to supply specific grounds for objection to a draft or proposed permit when a general objection is filed within the review period. The first 30 days run concurrently with the Department's official comment period. Forty-five business days will be added to the substantive review time-frame to allow for the EPA review.

⁴ If a request for a variance is submitted to the Department, 40 CFR 124.62 requires that specific variances are subject to review by EPA. Under 40 CFR 123.44, EPA reserves the right to take 90-days to approve or deny the variance. Sixty-four business days will be added to the substantive review time-frame to allow for the EPA review.

⁵ "Major facility" means any NPDES "facility or activity" classified as such by the EPA in conjunction with the Director.

⁶ "Minor facility" means any facility that is not classified as a major facility.

**Table 11. Surface Water Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
Group I: Clean Water Act (CWA) § 401 certification licenses:				
1. CWA § 401 state certification of a proposed CWA § 402 NPDES permit, A.R.S. § 49-202.	21	42	No	A.R.S. § 49-202, Public notice of underlying proposed permit required.
2. CWA § 401 state certification of a proposed CWA § 404 permit, A.R.S. § 49-202.	21	42	No	A.R.S. § 49-202, 33 U.S.C. § 1341(a), Public notice of underlying proposed permit and Department application form required.
3. CWA § 401 state certification of a proposed nonpoint source activity for a federal permit, A.R.S. § 49-202.	5	32	No	A.R.S. § 49-202, Department application form required.

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**Table 13. Special Waste Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
Group I: Special waste licenses:				
1. Waste from shredding motor vehicles alternative sampling plan approval, A.R.S. §§ 49-762 and 49-857, A.A.C. R18-8-307(A) , <u>R18-13-1307(A)</u> .	5	5	No	A.A.C. R18-8-307(A) , <u>R18-13-1307(A)</u> . Initial fee required.
2. Special waste <u>Petroleum contaminated soil</u> temporary treatment facility approval, A.R.S. §§ 49-762 and 49-857, A.A.C. R18-8-1610 <u>R18-13-1610(B)</u> .	32	62	No	A.A.C. R18-8-1607 , <u>R18-13-1610(B)</u> .
Group II: Special waste facility plan licenses:				
3. Existing special waste facility plan approval, A.R.S. § 49-762.03(A)(2).	32	124	Yes	A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614 Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
4. New special waste facility plan approval with no public hearing, A.R.S. §§ 49-762.03(A)(1)-, 49-857, and 49-857.01.	32	62	Yes	A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614 , Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
5. New special waste facility plan approval with a public hearing, A.R.S. §§ 49-762.03(A)(1)-, 49-857, and 49-857.01.	32	124	Yes	A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614 , Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
6. New special waste facility operation temporary authorization, A.R.S. § 49-762.03(C).	21	41	No	A.R.S. § 49-762.03(C); Site inspection required.

Group III: Special waste facility amendment licenses:

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7. 6. Special waste facility plan type III substantial change, A.R.S. §§ 49-762.06(B)-, 49-857, and 49-857.01.	21	41	Yes	A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
8. Special waste facility plan type IV substantial change with no public hearing, A.R.S. § 49-762.06(B).	21	44	Yes	A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
9. 7. Special waste facility plan type IV substantial change with a public hearing, A.R.S. §§ 49-762.06(B)-, 49-857, and 49-857.01.	21	62	Yes	A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.

~~Group IV: Special waste discharging facility individual discharging aquifer protection (AP) licenses:~~

10. Standard special waste discharging facility- AP new permit with no public hearing, A.R.S. §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.	35	186	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
11. Standard special waste discharging facility-AP new permit with a public hearing, A.R.S. §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.	35	232	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
12. Complex special waste discharging facility- AP new permit with no public hearing, A.R.S. §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.	35	249	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
13. Complex special waste discharging facility- AP new permit with a public hearing, A.R.S. §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.	35	295	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
14. Standard special waste discharging facility- AP major modification permit with no public hearing, A.R.S. §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.	35	186	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.

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15. Standard special waste discharging facility-AP major modification permit with a public hearing; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	232	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
16. Complex special waste discharging facility-AP major modification permit with no public hearing; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	249	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
17. Complex special waste discharging facility-AP major modification permit with a public hearing; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	295	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
18. Standard special waste discharging facility-AP other modification permit; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	186	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
19. Complex special waste discharging facility-AP other modification permit; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	249	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Depart- ment application form, site inspection, and initial fee required.
20. Special waste discharging facility-AP permit transfer approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	32	Yes	A.A.C. R18-9-121(E); Fee: R18-14-101 through R18-14-108; Department application form and initial fee required.
21. Special waste discharging facility-AP closure plan approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	41	Yes	A.A.C. R18-9-116; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
22. Standard special waste discharging facility-AP post-closure plan approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	41	Yes	A.A.C. R18-9-116; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
23. Complex special waste discharging facility-AP post-closure plan approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	125	Yes	A.A.C. R18-9-116; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
24. Special waste VEMUR approval; A.R.S. § 49-152(B); A.A.C. R18-7-207.	15	47	No	A.A.C. R18-7-207; Department application form and initial fee required.

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~~25. Special waste VEMUR cancellation approval, 15 27 No A.A.C. R18-7-207,
A.R.S. § 49-152(C),
A.A.C. R18-7-207. Department application form and initial fee
required.~~

**Table 14. Landfill Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
Group I: Solid <u>Municipal solid waste</u> landfill facility plan licenses:				
1. Existing solid waste facility plan approval (landfill), A.R.S. §§ 49-761(B) and 49-762.07(E) , <u>49-762.03, and 49-762.04.</u>	32	124	Yes	40 C.F.R. § 257, 40 C.F.R. § 258, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
2. New solid waste facility plan approval with no public hearing (landfill), A.R.S. §§ 49-761(B) and 49-762.07(E) , <u>49-762.03, and 49-762.04.</u>	32	62	Yes	40 C.F.R. § 257, 40 C.F.R. § 258, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
3. New solid waste facility plan approval with a public hearing (<u>municipal solid waste</u> landfill), A.R.S. §§ 49-761(B) and 49-762.07(E) , <u>49-762.03, 49-762.04, and 49-762.04.</u>	32	124	Yes	40 C.F.R. § 257, 40 C.F.R. § 258, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
4. New <u>municipal solid waste</u> landfill operation temporary authorization, A.R.S. § 49-762.03(C).	21	41	No	A.R.S. § 49-762.03(C).
Group II: Solid <u>Municipal solid waste</u> landfill facility amendment licenses:				
5. Solid waste facility plan type III substantial change (<u>municipal solid waste</u> landfill) <u>with no public hearing</u> , A.R.S. § 49-762.06(B).	21	41	Yes	40 C.F.R. § 257, 40 C.F.R. § 258, Fee: R18-13-701 through R18-13-703, Department application, site inspection, form required.

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<p>6. Solid waste facility plan type IV <u>III</u> substantial change (<u>municipal solid waste landfill</u>) with no a public hearing, A.R.S. § 49-762.06(B). 21 62 <u>Yes</u> <u>40 C.F.R. § 257, 40 C.F.R. § 258,</u> <u>Fee: R18-13-701 through R18-13-703,</u> <u>Department application, site inspection, form required.</u></p>	21	41 <u>62</u>	<u>Yes</u>	<p>40 C.F.R. § 257, 40 C.F.R. § 258, 40 C.F.R. § 257, 40 C.F.R. § 258, Fee: R18-13-701 through R18-13-703, Department application, site inspection, form required.</p>
<p>7. Solid waste facility plan type IV substantial change (<u>municipal solid waste landfill</u>) with a public hearing, A.R.S. § 49-762.06(B).</p>	21	62	Yes	<p>40 C.F.R. § 257, 40 C.F.R. § 258, 40 C.F.R. § 257, 40 C.F.R. § 258, Fee: R18-13-701 through R18-13-703, Department application, site inspection, form required.</p>

Group III: ~~Landfill~~ Non-municipal solid waste landfill facility individual discharging aquifer protection (AP) licenses:

<p>8. Standard <u>non-municipal solid waste</u> landfill discharging facility AP new permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130. <u>R18-9-A213.</u></p>	35	186	Yes	<p>A.A.C. R18-9-107 R18-9-A201 through R18-9-109, R18-9-A213. <u>R18-9-A201 through R18-9-109, R18-9-A213.</u> Fee: R18-14-101 through R18-14-108, R18-14-107. <u>R18-14-108, R18-14-107.</u> Department application form, site inspection, and initial fee required.</p>
<p>9. Standard <u>non-municipal solid waste</u> landfill discharging facility AP new permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130. <u>R18-9-A213.</u></p>	35	232	Yes	<p>A.A.C. R18-9-107 R18-9-A201 through R18-9-109, R18-9-A213. <u>R18-9-A201 through R18-9-109, R18-9-A213.</u> Fee: R18-14-101 through R18-14-108, R18-14-107. <u>R18-14-108, R18-14-107.</u> Department application form, site inspection, and initial fee required.</p>
<p>10. Complex <u>non-municipal solid waste</u> landfill discharging facility AP new permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130. <u>R18-9-A213.</u></p>	35	249	Yes	<p>A.A.C. R18-9-107 R18-9-A201 through R18-9-109, R18-9-A213. <u>R18-9-A201 through R18-9-109, R18-9-A213.</u> Fee: R18-14-101 through R18-14-108, R18-14-107. <u>R18-14-108, R18-14-107.</u> Department application form, site inspection, and initial fee required.</p>
<p>11. Complex <u>non-municipal solid waste</u> landfill discharging facility AP new permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130. <u>R18-9-A213.</u></p>	35	295	Yes	<p>A.A.C. R18-9-107 R18-9-A201 through R18-9-109, R18-9-A213. <u>R18-9-A201 through R18-9-109, R18-9-A213.</u> Fee: R18-14-101 through R18-14-108, R18-14-107. <u>R18-14-108, R18-14-107.</u> Department application form, site inspection, and initial fee required.</p>
<p>12. Standard <u>non-municipal solid waste</u> landfill discharging facility AP major modification <u>significant amendment</u> permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130. <u>R18-9-A213.</u></p>	35	186	Yes	<p>A.A.C. R18-9-107 R18-9-A201 through R18-9-109, R18-9-A213. <u>R18-9-A201 through R18-9-109, R18-9-A213.</u> Fee: R18-14-101 through R18-14-108, R18-14-107. <u>R18-14-108, R18-14-107.</u> Department application form, site inspection, and initial fee required.</p>

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<p>13. Standard <u>non-municipal solid waste</u> landfill discharging facility AP major modification permit <u>significant amendment</u> with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	35	232	Yes	<p>A.A.C. R18-9-107 <u>R18-9-A201</u> through R18-9-109, <u>R18-9-A213</u>, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>14. Complex <u>non-municipal solid waste</u> landfill discharging facility AP major modification permit <u>significant amendment</u> with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	35	249	Yes	<p>A.A.C. R18-9-107 <u>R18-9-A201</u> through R18-9-109, <u>R18-9-A213</u>, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>15. Complex <u>non-municipal solid waste</u> landfill discharging facility AP major modification permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	35	295	Yes	<p>A.A.C. R18-9-107 <u>R18-9-A201</u> through R18-9-109, <u>R18-9-A213</u>, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>16. Standard <u>non-municipal solid waste</u> landfill discharging facility AP other modification permit <u>other amendment</u>, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	35	186	Yes	<p>A.A.C. R18-9-107 <u>R18-9-A201</u> through R18-9-109, <u>R18-9-A213</u>, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>17. Complex <u>non-municipal solid waste</u> landfill discharging facility AP other modification permit <u>other amendment</u>, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	35	249	Yes	<p>A.A.C. R18-9-107 <u>R18-9-A201</u> through R18-9-109, <u>R18-9-A213</u>, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>18. Landfill <u>Non-municipal solid waste</u> landfill discharging facility AP permit transfer approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	21	32	Yes	<p>A.A.C. R18-9-121(E), Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>19. Landfill <u>Non-municipal solid waste</u> landfill discharging facility AP closure plan approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	21	41	Yes	<p>A.A.C. R18-9-116, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form, site inspection, and initial fee required.</p>
<p>21. Complex <u>non-municipal solid waste</u> landfill discharging facility AP post-closure plan approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130, <u>R18-9-A213</u>.</p>	21	125	Yes	<p>A.A.C. R18-9-116, Fee: R18-14-101 through R18-14-108, <u>R18-14-107</u>, Department application form required.</p>

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**Table 15. ~~Reserved~~ Biohazardous Medical Waste Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-Frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

<u>License Category</u>	<u>ACR TF Days</u>	<u>SR TF Days</u>	<u>Subject to Sanctions</u>	<u>Application Components</u>
<u>1. Biohazardous medical waste plan approval of storage, treatment, or disposal facility with no public hearing. A.R.S. § 49-762.04, A.A.C. R18-13-1410(A)</u>	<u>32</u>	<u>62</u>	<u>Yes</u>	<u>A.A.C. R18-13-1410, R18-13-1411, and R18-13-1412. Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>2. Biohazardous medical waste plan approval of storage, treatment, or disposal facility with a public hearing. A.R.S. § 49-762.04, A.A.C. R18-13-1410(A)</u>	<u>32</u>	<u>124</u>	<u>Yes</u>	<u>A.A.C. R18-13-1410, R18-13-1411, and R18-13-1412. Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>3. Biohazardous medical waste transporter registration. A.R.S. § 49-761, A.A.C. R18-13-1409</u>	<u>32</u>	<u>0</u>	<u>No</u>	<u>A.A.C. R18-13-1409. Department application form required.</u>
<u>4. Biohazardous medical waste facility plan amendment type III substantial change. A.R.S. § 49-762.06, A.A.C. R18-13-1413</u>	<u>21</u>	<u>41</u>	<u>Yes</u>	<u>A.A.C. R18-13-1413. Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>5. Biohazardous medical waste facility plan amendment type IV substantial change with no public hearing. A.R.S. § 49-762.06, A.A.C. R18-13-1413</u>	<u>21</u>	<u>41</u>	<u>Yes</u>	<u>A.A.C. R18-13-1413. Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>6. Biohazardous medical waste facility plan amendment type IV substantial change with a public hearing. A.R.S. § 49-762.06, A.A.C. R18-13-1413</u>	<u>21</u>	<u>62</u>	<u>Yes</u>	<u>A.A.C. R18-13-1413. Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>7. Biohazardous medical waste plan alternative treatment registration and approval. A.R.S. § 49-761, A.A.C. R18-13-1414</u>	<u>32</u>	<u>62</u>	<u>No</u>	<u>A.A.C. R18-13-1414. Department application form required.</u>

**Table 16. Waste Tire, Lead Acid Battery, and Used Oil Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

<u>License Category</u>	<u>ACRTF Days</u>	<u>SRTF Days</u>	<u>Subject to Sanctions</u>	<u>Application Components</u>
Group I: Waste tire licenses:				
<u>1. Waste tire collection site registration, A.R.S. § 44-1303.</u>	<u>11</u>	<u>21</u>	<u>No</u>	<u>A.A.C. R18-8-302(A), A.R.S. § 44-1303. Department application form required.</u>

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2. Mining off-road waste tire collection facility license, A.R.S. § 44-1304, A.A.C. R18-8-511, R18-8-706 , <u>R18-13-1206</u> .	32	62	No	A.R.S. § 44-1304.
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Group II: Lead acid battery licenses:

3. Lead battery collection or recycling facility authorization, A.R.S. § 44-1322(C).	32	62	No	A.R.S. § 49-857.01(A) , 44-1322(C) , Department application form required.
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Group III: Used oil licenses:

4. Used oil collection center registration number, A.R.S. § 49-802(C)(1).	11	21	No	A.R.S. § 49-802(C)(1).
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**Table 17. Hazardous Waste Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
Group I: Resource Conservation and Recovery Act (RCRA) new and renewal licenses:				
1. Hazardous waste container or tank permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	251	Yes	40 C.F.R. §§ 270.10-270.16, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
2. Hazardous waste container or tank permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	293	Yes	40 C.F.R. §§ 270.10-270.16, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
3. Hazardous waste surface impoundment permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. §§ 270.10-270.14, 270.17, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.

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4. Hazardous waste surface impoundment permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 C.F.R. §§ 270.10-270.14, 270.17, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
5. Hazardous waste pile permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. §§ 270.10-270.14, and 270.18, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
6. Hazardous waste pile permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 C.F.R. §§ 270.10-270.14, and 270.18, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
7. Hazardous waste incinerator or burning boiler and industrial furnace (BIF) permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	502	Yes	40 C.F.R. §§ 270.10-270.14, 270.19, 270.22, 270.62, and 270.66, Fee: A.A.C. R18-8-270(G), EPA 8700-23, Department application form, site inspection, and initial fee required.
8. Hazardous waste incinerator or burning boiler and industrial furnace (BIF) permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	544	Yes	40 C.F.R. §§ 270.10-270.14, 270.19, 270.22, 270.62, and 270.66, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
9. Hazardous waste land treatment permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. §§ 270.10-270.14, and 270.20, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
10. Hazardous waste land treatment permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 C.F.R. §§ 270.10-270.14, and 270.20, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
11. Hazardous waste landfill facility permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	502	Yes	40 C.F.R. §§ 270.10-270.14, and 270.21, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
12. Hazardous waste landfill facility permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	544	Yes	40 C.F.R. §§ 270.10-270.14, and 270.21, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
13. Hazardous waste miscellaneous unit permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. §§ 270.10-270.14, and 270.23, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.

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14. Hazardous waste miscellaneous unit permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 C.F.R. §§ 270.10-270.14, and 270.23, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
15. Hazardous waste drip pad permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. §§ 270.10-270.14, 270.26, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
16. Hazardous waste drip pad permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 C.F.R. §§ 270.10-270.14, 270.26, EPA 8700-23, Department application form, site inspection, and initial fee required.
17. Hazardous waste emergency permit, A.R.S. § 49-922, A.A.C. R18-8-270.	10	84	Yes	40 C.F.R. § 270.61, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form and site inspection required.
18. Hazardous waste land treatment demonstration using field test or laboratory analysis permit, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. § 270.63, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
19. Hazardous waste research, development, and demonstration permit, A.R.S. § 49-922, A.A.C. R18-8-270(Q).	84	376	Yes	40 C.F.R. § 270.65, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
20. Hazardous waste temporary authorization request approval, A.R.S. § 49-922, A.A.C. R18-8-270.	84	84	No	40 C.F.R. § 270.42(e), EPA 8700-23, Department application form and site inspection required.

Group II: Resource Conservation and Recovery Act (RCRA) modification licenses:

21. Hazardous waste permit transfer approval, A.R.S. § 49-922, A.A.C. R18-8-270.	84	125	Yes	40 C.F.R. § 270.40, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
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22. Hazardous waste Class 1 permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	125	Yes	40 C.F.R. § 270.42(a), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
23. Hazardous waste Class 2 permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. § 270.42(b), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
24. Hazardous waste Class 3 incinerator, BIF, or landfill permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	502	Yes	40 C.F.R. § 270.42(c), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
25. Hazardous waste Class 3 other permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 C.F.R. § 270.42(c), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
26. Hazardous waste permit modification classification request, A.R.S. § 49-922, A.A.C. R18-8-270.	84	125	Yes	40 C.F.R. § 270.42(d), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
Group III: Hazardous waste closure plan licenses:				
27. Hazardous waste interim status facility partial closure plan approval, A.R.S. § 49-922.	84	95	Yes	40 C.F.R. §§ 264 Subpart G and 265 Subpart G, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required
28. Hazardous waste interim status facility final closure plan approval, A.R.S. § 49-922.	84	95	Yes	40 C.F.R. §§ 264 Subpart G and 265 Subpart G, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required
29. Hazardous waste post-closure permit with no public hearing, A.R.S. § 49-922.	84	376	Yes	40 C.F.R. § 270.1(c), <u>40 C.F.R. § 270.28</u> , Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required
30. Hazardous waste post-closure permit with a public hearing, A.R.S. § 49-922.	84	418	Yes	40 C.F.R. § 270.1(c), <u>40 C.F.R. § 270.28</u> , Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required

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<u>31. Hazardous waste remedial action plan approval. A.R.S. § 49-922.</u>	<u>84</u>	<u>251</u>	<u>Yes</u>	<u>40 C.F.R. § 270.68, 40 C.F.R. § 270, Subpart H, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.</u>
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~~Group IV: Hazardous waste voluntary environmental mitigation use restriction (VEMUR) licenses:~~

31. Hazardous waste VEMUR approval, A.R.S. § 49-152(B), A.A.C. R18-7-207.	15	47	No	A.A.C. R18-7-207.
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32. Hazardous waste VEMUR cancellation approval, A.R.S. § 49-152(C), A.A.C. R18-7-207.	15	27	No	A.A.C. R18-7-207.
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**Table 18. Underground Storage Tank Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
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Group I: Underground Storage Tank (UST) technical requirement license.

1. UST temporary closure extension request approval. A.R.S. § 49-1008, A.A.C. R18-12-270.	42	84	No	A.A.C. R18-12-270(F)-(G), Department application form required.
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Group II: Underground Storage Tank (UST) service provider licenses.

2. UST installation and retrofit service provider certification. A.R.S. § 49-1082, A.A.C. R18-12-803(1).	11	11	No	A.A.C. R18-12-806, Department application form required.
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3. UST tightness testing service provider certification. A.R.S. § 49-1082, A.A.C. R18-12-803(2).	11	11	No	A.A.C. R18-12-806, Department application form required.
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4. UST cathodic protection testing service provider certification. A.R.S. § 49-1082, A.A.C. R18-12-803(3).	11	11	No	A.A.C. R18-12-806, Department application form required.
5. UST decommissioning service provider certification. A.R.S. § 49-1082, A.A.C. R18-12-803(4).	11	11	No	A.A.C. R18-12-806, Department application form required.
6. UST interior lining service provider certification. A.R.S. § 49-1082, A.A.C. R18-12-803(5).	11	11	No	A.A.C. R18-12-806, Department application form required.

~~Group III: Leaking Underground Storage Tank (LUST) licenses.~~

7. LUST VEMUR approval, A.R.S. § 49-152(B), A.A.C. R18-7-207.	15	47	No	A.A.C. R18-7-207.
8. LUST VEMUR cancellation approval, A.R.S. § 49-152(C), A.A.C. R18-7-207.	15	27	No	A.A.C. R18-7-207.

~~Group IV State assurance fund (SAF) licenses.~~

9. SAF firm pre-qualification approval, A.R.S. § 49-1052(D), A.A.C. R18-12-602.	11	42	No	A.A.C. R18-12-602, Department application form required.
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**~~Table 19. WQARF Remediation Licenses Issued by the Phoenix Office
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements~~**

~~ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.~~

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
1. WQARF preliminary investigation work plan approval, A.R.S. §§ 49-282.06 and 49-287.01.	21	63	No	A.R.S. §§ 49-151, 49-152, 49-282.06, and 49-287.01, A.A.C. R18-7-201 through R18-7-209, Site inspection required.

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2. WQARF remedial investigation work plan approval; A.R.S. §§ 49-282.06 and 49-287.03.	21	63	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
3. WQARF feasibility study work plan approval; A.R.S. §§ 49-282.06 and 49-287.03.	21	63	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
4. WQARF standard remedial action plan (RAP) approval; A.R.S. §§ 49-282.06 and 49-287.04.	21	105	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
5. WQARF complex remedial action plan (RAP) approval; A.R.S. §§ 49-282.06 and 49-287.04.	21	146	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
6. WQARF determination of no further action (DNFA) approval; A.R.S. § 49-287.01(F).	42	84	No	A.R.S. §§ 49-287.01(F) and 49-287.01(G); Site inspection required.
7. WQARF site rescoring approval; A.R.S. § 49-287.01(F).	21	42	No	A.R.S. § 49-287.01(F); Site inspection required.
8. WQARF qualified business settlement approval; A.R.S. § 49-292.01(A).	21	42	No	A.R.S. § 49-292.01(B); Department application form required.
9. WQARF financial hardship settlement approval; A.R.S. § 49-292.02(A).	21	42	No	A.R.S. § 49-292.02(B).
10. WQARF VEMUR approval; A.R.S. § 49-152(B); A.A.C. R18-7-207.	15	47	No	A.A.C. R18-2-207; Department application form required.
11. WQARF VEMUR cancellation approval; A.R.S. § 49-152(C); A.A.C. R18-7-207.	15	27	No	A.A.C. R18-2-207; Department application form required.

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**Table 19-S. WQARF Remediation Licenses Issued by the Southern Regional Office
Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements**

ACRTEF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTEF Days	SRTF Days	Subject to Sanctions	Application Components
1. WQARF preliminary investigation work plan approval; A.R.S. §§ 49-282.06 and 49-287.01.	21	63	No	A.R.S. §§ 49-151, 49-152, 49-282.06, and 49-287.01; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
2. WQARF remedial investigation work plan approval; A.R.S. §§ 49-282.06 and 49-287.03.	21	63	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
3. WQARF feasibility study work plan approval; A.R.S. §§ 49-282.06 and 49-287.03.	21	63	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
4. WQARF standard remedial action plan (RAP) approval; A.R.S. §§ 49-282.06 and 49-287.04.	21	105	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
5. WQARF complex remedial action plan (RAP) approval; A.R.S. §§ 49-282.06 and 49-287.04.	21	146	No	A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.
6. WQARF determination of no further action (DNFA) approval; A.R.S. § 49-287.01(F).	42	84	No	A.R.S. §§ 49-287.01(F) and 49-287.01(G); Site inspection required.
7. Reserved.				
8. Reserved.				
9. Reserved.				
10. WQARF VEMUR approval; A.R.S. § 49-152(B); A.A.C. R18-7-207.	15	47	No	A.A.C. R18-2-207; Department application form required.

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11. WQARF VEMUR cancellation approval,	15	27	No	A.A.C. R18-2-207,
A.R.S. § 49-152(C),				Department application form required.
A.A.C. R18-7-207.				

**Table 20. Voluntary Program Remediation Licenses
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.
SRTF means Substantive Review Time-frame.
Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
Group I: Voluntary program acceptance license:				
1. Voluntary program eligibility determination,	21	21	No	A.R.S. §§ 49-104(A)(17) and 49-282.05.
A.R.S. §§ 49-104(A)(17) and 49-282.05.				
Group II: Voluntary program greenfields remediation license:				
1. Voluntary program greenfields notice-to-proceed (NTP) approval,	5	5	No	A.R.S. § 49-154(C),
A.R.S. § 49-154(C).				Department application form required.
Group III: Voluntary program brownfields remediation license:				
2. Voluntary program brownfields certification, Governor letter to EPA of August 29, 1997, concerning the “designation of the Arizona Department of Environmental Quality as A State Environmental Agency pursuant to Section 198(c)(1)(C)” of the federal Taxpayer Relief Act of 1997.	21	21	No	Section 198(c)(1)(C) of the Taxpayer Relief Act of 1997,
				Department application form required.