

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed. With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

**Executive Order 2006-12
Establishing the Governor's Citizen's Traffic Stop Advisory Board**

[M06-358]

WHEREAS, the state of Arizona and the Department of Public Safety (DPS) are committed to implementing unbiased policing and eliminating the negative effects of racial profiling; and

WHEREAS, racial or ethnic profiling is defined as the reliance on race, skin color, and/or ethnicity as an indication of criminality, reasonable suspicion, or probable cause, except when part of a description of a suspect, and said description is timely, reliable, and geographically relevant; and

WHEREAS, racially biased policing occurs when an officer permits personal, societal, or organizational biases to affect his or her professional interaction with any person; and

WHEREAS, DPS implemented General Order Number 4.2.30: Racially Biased Policing on January 1, 2005, which states: "racially biased policing, including racial profiling is unethical and unacceptable" and established a policy against the use of such behavior; and

WHEREAS, to insure full implementation and compliance with this policy, and confidence in the public that racial biased policing is not occurring in Arizona, it is appropriate to create a citizens review board to monitor DPS policies and actions and make recommendations regarding the same; and

WHEREAS, DPS recently settled litigation styled *Arnold, et al v. Arizona Dep't of Pub. Safety, et al.*, CIV 01-1463 PCT-JAT (D. Ariz.) (the "Litigation") brought by a class of plaintiffs who alleged they had been subject to racially biased policing;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State, hereby order and direct as follows:

1. The *Governor's Citizen's Traffic Stop Advisory Board* ("*Board*") is created to review DPS practices, policies and procedures relating to racial profiling, traffic stops, and vehicle searches to ensure that the use of racial profiling is eliminated.
2. The *Board* shall meet at least three times per year and be comprised of nine (9) members, each of whom shall be appointed by the Governor, and serve, without compensation, at the pleasure of the Governor:
 - Four representatives from the Governor's African-American and Latino Advisory Committees;
 - Three persons from names forwarded by a committee convened by the plaintiff's representative in the Litigation;
 - Two persons from the public at large.
3. The Governor shall designate the chairperson of the *Board*. The chairperson shall not be employed in any law enforcement agency or as a prosecutor. The chairperson shall have the power to convene the *Board*.
4. The *Board* shall not be comprised of any of the following:
 - DPS employees;
 - Attorneys to the Litigation or persons who served as an expert for either party to the Litigation; or

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- Persons involved in any civil or criminal lawsuits involving claims of racial profiling.
5. No more than two (2) members of law enforcement agencies or prosecutors may serve on the Board at any one time.
 6. The *Board* shall exist for no fewer than five (5) years after the effective date of the settlement to the Litigation.
 7. The Governor shall fill any vacancies on the *Board* within sixty (60) days. The Governor shall choose replacement members from the same membership categories as departing members. If the vacancy is left by a member nominated by the plaintiff's representatives, two candidates shall be submitted to the Governor to choose from and no more than one of the two persons nominated can have been previously nominated by the plaintiff's representative.
 8. The *Board* shall, among other things:
 - Ensure the requirements of the settlement agreement in the Litigation are being implemented by DPS;
 - Review DPS practices, policies and procedures relating to racial profiling and related traffic stops and vehicle searches;
 - Have access to any DPS records, data, statistics or reports the *Board* deems necessary to make informed assessments and recommendations, with the exception of any material that is privileged, private or confidential under state or federal law;
 - Receive and consider input, as necessary, from citizens, community groups, law enforcement or parties' representatives pertaining to potential or perceived race-based vehicle stops and/or vehicle searches by DPS personnel, and to related DPS policies and procedures;
 - Make recommendations, as necessary, to the DPS Director and Governor regarding any proposed changes or improvements in DPS policies and practices that the *Board* approves by a majority vote of the membership.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this 22nd day of August in the Year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-First.

ATTEST:

Janice K. Brewer
SECRETARY OF STATE

*** HIV AND AIDS FAMILY AWARENESS MONTH ***

[M06-349]

WHEREAS, the year 2006 marks 25 years of Human Immunodeficiency Virus (HIV), the virus that causes Acquired Immunodeficiency Syndrome (AIDS), that has infected more than 65 million people and killed over 25 million people worldwide; and

WHEREAS, women represent half of all people living with HIV & AIDS; and

WHEREAS, over 15 million children have been orphaned by the disease; and

WHEREAS, more than 40 million people are living with HIV & AIDS worldwide; and

WHEREAS, 1,400 children under 15 will die of HIV & AIDS today; and

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WHEREAS, no one has ever been cured of HIV but scientific research and effective HIV prevention are creating a circle of hope to those who are suffering;

NOW THEREFORE, I, Janet Napolitano, Governor of the state of Arizona do hereby proclaim September 2006 as

*** HIV AND AIDS FAMILY AWARENESS MONTH ***

and urge all citizens to remember those who have lost their lives and recognize the importance of educating all families about HIV & AIDS in order to prevent the spread of this deadly disease.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this seventeenth day of July in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-First.

ATTEST:

Janice K. Brewer
Secretary of State

*** DROWNING IMPACT AWARENESS MONTH ***

[M06-350]

WHEREAS, Drowning Impact Awareness month will raise awareness that the number and impact of children drowning in Arizona affects everyone; and

WHEREAS, drowning incidents in Arizona take the lives of the equivalent of a classroom of children each year; and

WHEREAS, a child drowning can happen to any family regardless of education, race or socio-economic background; and

WHEREAS, families can take simple steps to protect their children around water to avoid the tragedy of the unnecessary loss of life; and

WHEREAS, water safety remains a priority for Arizona families, communities, and government; and

WHEREAS, raising awareness will increase understanding and education of effective ways to prevent drowning; and

WHEREAS, keeping children healthy and safe is the goal of medical facilities, fire departments and civic groups that undertake many outstanding prevention programs in Arizona;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim August 2006, as

*** DROWNING IMPACT AWARENESS MONTH ***

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janet Napolitano
G O V E R N O R

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DONE at the Capitol in Phoenix on this nineteenth day of July in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-First.

ATTEST:

Janice K. Brewer
Secretary of State

*** ARIZONA TEEN DRIVING SAFETY AWARENESS WEEK ***

[M06-351]

WHEREAS, the Arizona Teen Driving Safety Awareness Week is designated to begin Sunday, August 20 through Saturday, August 26, 2006; and

WHEREAS, the theme chosen is "Survive Your Drive – The Future is in Your Hands;" and

WHEREAS, the primary goal of Arizona Teen Driving Safety Awareness Week is to protect and to educate our teenage drivers in order to prevent death and/or injury by encouraging them to make safe driving choices whether behind the wheel or as passengers; and

WHEREAS, more than 100 teenagers have died in Pima County automobile accidents between 1994 and 2004; and

WHEREAS, the Governor's Office of Highway Safety joins a coalition of other organizations, including the State of Arizona, Pima County, City of Tucson, AAA Arizona, the public health community, educators, affected families, and others in undertaking the teen driving safety awareness campaign and issuing a call to action to all teenage drivers to abide by traffic laws and not put their lives and the lives of others at risk while driving;

NOW THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim August 20-26, 2006 as

*** ARIZONA TEEN DRIVING SAFETY AWARENESS WEEK ***

in the State of Arizona, and encourage all teenagers in Arizona and their families to make the right decisions to protect their lives and others while driving.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this Twentieth day of July in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-first.

ATTEST:

Janice K. Brewer
Secretary of State

*** WOMEN'S EQUALITY DAY ***

[M06-352]

WHEREAS, at the first Women's Rights Convention, July 13, 1848, in Seneca Falls, N.Y., early defenders of women's rights, such as Lucretia Mott, Elizabeth Cady Stanton, Mary Ann McClintock, and Frederick Douglas, signed the Declaration of Sentiments, declaring all women and men created equal and, in one of the accompanying resolutions, called for universal women's suffrage; and

WHEREAS, after a 72 year struggle, on August 26, 1920, the ratification of the 19th Amendment to the Constitution of the

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United States secured women's right to vote; and

WHEREAS, August 26 celebrates this year's 86th Anniversary of the passage of the 19th Amendment.

WHEREAS, President Carter designated August 26 Women's Equality Day, as a reminder of women's continuing efforts for equality;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim August 26, 2006 as

*** WOMEN'S EQUALITY DAY ***

and call on members of our communities to celebrate what has been accomplished, and renew our efforts to empower all women and girls in our society and the world with full equality in all aspects of life. Let us all continue to support full political participation by women for the enhanced well-being of our society.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this Twenty-first day of August in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-first.

ATTEST:

Janice K. Brewer
Secretary of State

*** POLYCYSTIC KIDNEY DISEASE AWARENESS DAY ***

WHEREAS, Polycystic Kidney Disease (PKD) is a genetic disorder characterized by the growth of numerous fluid filled cysts on the kidneys reducing kidney function and leading to kidney failure; and [M06-353]

WHEREAS, Polycystic Kidney Disease is the fourth leading cause of kidney failure in the United States affecting approximately 600,000 people; and

WHEREAS, currently Polycystic Kidney Disease costs Americans more than \$2 billion each year in Medicaid and Medicare charges for dialysis and transplantation; and

WHEREAS, this disease does not discriminate, as it equally affects families, irrespective of age, race or ethnic origin; and

WHEREAS, the Arizona Walk for PKD, established in an effort to promote awareness of this disease, is being held in our city of Tucson and Phoenix:

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim September 16, 2006, as

*** POLYCYSTIC KIDNEY DISEASE AWARENESS DAY ***

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janet Napolitano
G O V E R N O R

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DONE at the Capitol in Phoenix on this twenty-sixth day of July in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-first

ATTEST:

Janice K. Brewer
Secretary of State

*** PARENT'S DAY 2006 ***

[M06-354]

WHEREAS, parents, stepparents, adoptive parents, and foster parents have the important responsibility of providing for, protecting, nurturing, teaching, and loving their children who are a daily reminder of the blessings and responsibilities of life; and

WHEREAS, parents are the greatest influence in the lives of their children and hold tremendous responsibility of raising their children by examples that show compassion, practice honesty and good citizenship; and

WHEREAS, all parents, whether biological or adoptive, stepparents or foster parents, have the ability to make a difference in the world, not only through their own lives, but also through their children; and

WHEREAS, parenting is one of the most rewarding and challenging endeavors in life and parents across Arizona are serving as positive role models for their children by reading, talking and volunteering with their children;

NOW, THEREFORE, I, JANET NAPOLITANO, Governor of Arizona of the State of Arizona, do hereby proclaim August 3, 2006 as

*** PARENT'S DAY 2006 ***

and encourage all our citizens to express their respect and appreciation to parents everywhere for their contributions to their children, families, communities, and our state.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-seventh day of July in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Twenty-first.

ATTEST:

Janice K. Brewer
Secretary of State

*** FETAL ALCOHOL SPECTRUM DISORDERS (FASD)
AWARENESS DAY ***

[M06-355]

WHEREAS, healthy children are the most important resource in Arizona, and Fetal Alcohol Spectrum Disorders (FASD) pose a serious threat to the potential health of our future generations; and

WHEREAS, more than thirty years have passed since Fetal Alcohol Syndrome (FAS) was identified and named as a birth disorder by United States researchers; and

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WHEREAS, prenatal exposure to alcohol can cause birth defects, mental retardation, learning disabilities, attention deficits and behavior disorders; and

WHEREAS, the incidence rate of full FAS is estimated at 1 out of 500 live births and the incidence rate of FASD is estimated at 1 out of every 100 live births; and

WHEREAS, individuals with FASD often have secondary disabilities, substance abuse issues, disrupted school experiences, trouble with the law, employment problems and homelessness; and

WHEREAS, Fetal Alcohol Spectrum Disorders are entirely preventable; and

WHEREAS, people around the world began observing International FAS Awareness Day on September 9th each year beginning in 1999, in order that on the ninth day of the ninth month of the year, the world will remember that during the nine months of pregnancy a woman should abstain from alcohol; and

WHEREAS, the U.S. Senate has passed a resolution designating September 9th, 2006 as National Fetal Alcohol Spectrum Disorders Awareness Day, and has called upon all states to observe FASD Awareness Day;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim September 9, 2006 as

*** FETAL ALCOHOL SPECTRUM DISORDERS (FASD)
AWARENESS DAY ***

in Arizona to promote awareness of the effects of prenatal exposure to alcohol,

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

**Janet Napolitano
GOVERNOR**

DONE at the Capitol in Phoenix on this first day of August in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-first

ATTEST:

**Janice K. Brewer
Secretary of State**

*** LEUKEMIA, LYMPHOMA & MYELOMA AWARENESS MONTH ***

[M06-356]

WHEREAS, blood-related cancers currently afflict more than 785,000 Americans with an estimated 118,000 new cases diagnosed each year; and

WHEREAS, leukemia, lymphoma and myeloma will kill an estimated 54,000 people in the United States this year; and

WHEREAS, The Leukemia & Lymphoma Society, through voluntary contributions, is dedicated to finding cures for these diseases through research efforts and the support for those who suffer from them; and

WHEREAS, The Leukemia & Lymphoma Society maintains an office in Phoenix to support patients with these diseases and their family members in the State of Arizona; and

WHEREAS, the State of Arizona is similarly committed to the eradication of these diseases and supports the treatment of its citizens who suffer from them; and

WHEREAS, the State of Arizona encourages private efforts to enhance research funding and education programs that

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address these diseases;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, join with The Leukemia & Lymphoma Society in designating September 2006 as

*** LEUKEMIA, LYMPHOMA & MYELOMA AWARENESS MONTH ***

in the State of Arizona, in an effort to increase awareness of, and ultimately a cure for, blood cancers.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this third day of August in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirty-first.

ATTEST:

Janice K. Brewer
Secretary of State