

## NOTICES OF SUBSTANTIVE POLICY STATEMENTS

The Administrative Procedure Act requires the publication of substantive policy statements issued by agencies (A.R.S. § 41-1013(B)(14)). Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice. Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

### NOTICE OF SUBSTANTIVE POLICY STATEMENT

#### BOARD OF PHYSICAL THERAPY

[M06-361]

**1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

The purpose of this substantive policy statement is to clarify the requirements for filing a request for accommodations to the National Physical Therapy Examination (NPTE) and to the Arizona Laws Examination in order to ensure that qualified individuals with disabilities are provided the protections guaranteed them under Title II of the Americans with Disabilities Act (ADA). It is the policy of the Arizona Board of Physical Therapy to approve accommodation requests when the examination candidate demonstrates he or she has a qualifying disability. The number by which this substantive policy statement is known is SPS 2006-01.

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

The substantive policy statement was approved by the Board and became effective April 24, 2006.

**3. Summary of the contents of the substantive policy statement:**

The Board will require that applicants requesting ADA accommodations to the examinations submit substantiation of the need for the accommodation based on documentation and substantiation of the disability, and to submit the qualifications of the evaluator's qualifications to diagnose and treat the disability specified to include either a licensed physician or a licensed psychologist. The Board will review and take action on the request during a public session meeting while maintaining confidentiality of all medical and diagnostic information and records. Applicants must have a documented physical or mental impairment that substantially limits one or more major life activities. Temporary conditions are not disabilities under the ADA. An impairment is a "disability" under the ADA only if it **substantially limits** one or more **major life activities**.

**4. A statement as to whether the substantive policy statement is a new statement or a revision:**

SPS 2006-01 is a new substantive policy statement.

**5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**

Name: Heidi Herbst Paakkonen, Executive Director  
Address: 1400 W. Washington, Suite 230  
Phoenix, AZ 85007  
Telephone: (602) 542-3095  
E-mail: heidi.herbst-paakkonen@ptboard.state.az.us

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

A request may be submitted to the office of the Arizona Board of Physical Therapy as listed in item #5. There is no cost for duplication of the one-page substantive policy statement. There is a \$5 fee for the entire book of the statutes and rules for the Arizona Board of Physical Therapy.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**INDUSTRIAL COMMISSION OF ARIZONA**

[M06-362]

- 1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**  
The Arizona Division of Occupational Safety and Health has adopted the federal OSHA's compliance directive CPL 02-00-140.
- 2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**  
June 23, 2006
- 3. Summary of the contents of the substantive policy statement:**  
This instruction provides policies and procedures to assist ADOSH management in handling workplace safety and/or health complaints, and includes procedures for handling telephonic, electronic, or written complaints.
- 4. A statement as to whether the substantive policy statement is a new statement or a revision:**  
Revision
- 5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**  
Name: William M. Wright, Assistant Director  
Address: 800 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 542-1695  
E-mail: wright.william.m@dol.gov
- 6. Information about where a person may obtain a copy the substantive policy statement and the costs for obtaining the policy statement:**  
Copies of the CPL 02-00-140 can be obtained at a cost of \$.25 per page from the Division of Occupational Safety and Health, 800 W. Washington St., Suite 203, Phoenix, AZ 85007. Electronic copies of the CPL are also available at <http://www.osha.gov>

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**DEPARTMENT OF INSURANCE**

[M06-363]

- 1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**  
Implementation of HCSO Network Adequacy Rules (Regulatory Bulletin 2006-07)
- 2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**  
August 22, 2006
- 3. Summary of the contents of the substantive policy statement:**  
Relates to revisions to the Arizona Administrative Code, Title 20, Chapter 6, Article 19 (A.A.C. R20-6-1901, et seq.), regarding HCSO Network Adequacy Rules implementation.
- 4. A statement as to whether the substantive policy statement is a new statement or a revision:**  
This is a new statement.
- 5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:**  
Name: Laura Weng  
Address: Arizona Department of Insurance  
2910 N. 44th St., Suite 210  
Phoenix, AZ 85018  
Telephone: (602) 364-2394  
Fax: (602) 364-2175

**Notices of Substantive Policy Statements**

**6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

Copies of this policy may be obtained from the Internet at [www.id.state.az.us](http://www.id.state.az.us) or from the person in item #5 for 25 cents per page.