

Arizona Administrative Register / Secretary of State
Governor's Executive Orders/Proclamations

**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 2006-01

**Supplementing Medicare Drug Coverage For Dual Eligible Persons
During The Medicare Part D Transition**

[M06-30]

WHEREAS, the federal government mandated that as of January 1, 2006, approximately 97,000 Arizona citizens who are dually eligible for Medicare and Medicaid services switch prescription drug coverage from the Arizona Health Care Cost Containment System (AHCCCS) to Medicare; and

WHEREAS, dual eligible persons are among Arizona's most frail and vulnerable citizens; and

WHEREAS, despite extraordinary efforts by the State to prepare for this massive change, there remain instances almost two weeks after implementation of members being unable to receive the medication coverage that they require; and

WHEREAS, without the ability to obtain prescriptions, dual eligible persons who have life threatening conditions face immediate and future health care crises; and

WHEREAS, this situation puts the personal health of our citizens in jeopardy; and

WHEREAS, AHCCCS is charged with administering a system of contracts for the provision of medical care coverage for dual eligible persons; and

WHEREAS, this situation is neither a contingency nor an emergency pursuant to A.R.S. § 35-192 because it requires neither state-municipal resource coordination nor Department of Emergency and Military Affairs assistance;

NOW, THEREFORE, I Janet Napolitano, by virtue of the authority vested in me as Governor by the Arizona Constitution and the laws of the State, declare a significant potential for a health crisis in the State, and hereby order as follows:

1. Pursuant to A.R.S. § 36-797, the sum of five hundred thousand dollars (\$500,000.00) may be transferred as needed in increments of fifty thousand dollars (\$50,000.00) from the Health Crisis Fund to AHCCCS to pay for the following expenses that may be uncovered during the period January 1, 2006 – February 1, 2006 (or any extension of such period that may be granted by further Executive Order):
 - Prescription medications for dual eligible persons who have received organ and tissue transplants; and
 - Prescription medications for dual eligible persons with life threatening conditions that need to be immediately filled; and
 - Prescription medications for dual eligible persons who have not been assigned to a Medicare prescription drug plan.
2. Any transferred but unused funds shall be remitted back to the Health Crisis Fund at the conclusion of the period specified in paragraph one (1) above.
3. In addition, AHCCCS shall endeavor to seek repayment from the federal government of all expenses paid pursuant to this Executive Order. All such repaid sums shall be deposited in the medically needy account of the tobacco tax and health care fund pursuant to A.R.S. § 36-797(G).

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4. No later than one hundred twenty (120) days following the receipt of Health Crisis Funds, AHCCCS shall submit to the Governor a report on how the funds were spent and the status of efforts to seek reimbursement from the federal government.

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 13th day of January in the Year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
SECRETARY OF STATE

* **ARIZONA ADULT LITERACY WEEK** *

[M06-05]

WHEREAS, 20 PERCENT OF Arizona's adult experience literacy issues that impact severely on their lives and families, their ability to work productively, and their full participation as citizens and residents of our State; and

WHEREAS, the need for a highly literate citizenry is growing rapidly as Arizona moves toward an increasingly technological future; and

WHEREAS, a literate workforce is essential to Arizona's future and the potential of our economic development; and

WHEREAS, parents are their children's first teachers, preparing their children to learn and succeed in school and in their community; and

WHEREAS, Arizona's adult education providers dedicated over 2.4 million hours of instruction last year for the benefit of our citizenry; and

WHEREAS, Arizona Adult Literacy Week will encourage and promote literacy and lifelong learning across our great State;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim February 19-25, 2006 as

* **ARIZONA ADULT LITERACY WEEK** *

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 thirtieth day of December in the year Two Thousand and Five and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
Secretary of State

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*** PUBLIC SAFETY APPRECIATION DAY ***

[M06-08]

WHEREAS, the Saint Joseph Assembly, Fourth Degree Knights of Columbus will conduct their fifth annual Awards Dinner honoring the City of Glendale and Luke Air Force Base police and fire departments on March 18, 2006; and

WHEREAS, our law enforcement officers are the guardians of life and property, defenders of the individual right to be free, warriors in the battle against crime, and are dedicated to the preservation of life and property; and

WHEREAS, our firefighters respond to fire alarms, disasters, and emergency medical calls to protect life and property and conduct necessary inspections of residential and commercial structures for fire prevention and pre-fire planning purposes;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim March 18, 2006 as

*** PUBLIC SAFETY APPRECIATION DAY ***

in Arizona, and encourage all citizens to give proper recognition to our public safety men and women for their dedicated service to our community.

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 Fourth day of January in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
Secretary of State

*** COLORECTAL CANCER AWARENESS MONTH ***

[M06-12]

WHEREAS, colorectal cancer is the second leading cause of cancer deaths in men and women combined in the United States; and

WHEREAS, it is estimated that in the year 2006, 145,290 new cases of colorectal cancer will be diagnosed, 2,500 individuals in the state of Arizona were diagnosed with colorectal cancer in the year 2005; and

WHEREAS, adopting a healthy diet at a young age can significantly reduce the risk of developing colorectal cancer; and

WHEREAS, screening for colorectal cancer is underutilized, and less than 50 percent of individuals above the age of 50 receive annual screenings; and

WHEREAS, education and public awareness are essential to colorectal cancer prevention and early detection;

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

*** COLORECTAL CANCER AWARENESS MONTH ***

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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 sixth day of January in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
Secretary of State

*** LYME DISEASE EDUCATION AWARENESS MONTH ***

[M06-19]

WHEREAS, Lyme disease is currently the fastest-spreading vector-borne bacterial infection in the United States; and

WHEREAS, it is estimated that nearly three (3) million people in the United States are infected with strains of tick-borne infections, and a growing number of people residing in Arizona are currently infected with strains of the bacteria; and

WHEREAS, if not diagnosed properly in its early stages of infection, Lyme disease can develop into a chronic, disabling, multi-system illness; and

WHEREAS, patients with Lyme disease and co-infections need to receive proper clinical diagnoses, and patients need treatment to improve their quality of life, so bacteria will not multiply and ravage their immune-compromised bodies; and

WHEREAS, there are two (2) standards of care for the treatment of Lyme disease that have been published in the National Guideline Clearinghouse; and

WHEREAS, L.E.A.P Arizona, Inc., Lyme Education Awareness Program, a non-profit organization in the State of Arizona, encourages all health care providers in Arizona to abide by informed consent guidelines by providing both published standards of care for the treatment of Lyme disease to Lyme disease patients searching for treatment in Arizona.

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, perpetually proclaim the month of May as Lyme Disease Education Awareness Month in the State of Arizona, and stress the need for appropriate and accessible diagnosis and treatment for Lyme disease patients residing in the State of Arizona

*** LYME DISEASE EDUCATION 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

DONE at the Capitol in Phoenix on this Tenth day of January in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
Secretary of State

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*** NATIONAL ENGINEERS WEEK IN ARIZONA ***

[M06-18]

WHEREAS, engineers have used their scientific and technical knowledge and skills in creative and innovative ways to fulfill society's needs; and

WHEREAS, engineers face the major technological challenges of our time – from rebuilding towns devastated by natural disasters to designing an information superhighway that facilitates maximized efficiency in the twenty-first century; and

WHEREAS, engineers are encouraging our young math and science students to realize the practical power of their knowledge; and

WHEREAS, we will look more than ever to engineers and their knowledge and skills to meet the challenges of the future;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim February 19 through 25, 2006, as

*** NATIONAL ENGINEERS WEEK IN ARIZONA ***

in the State of Arizona, and call upon all Arizonans to recognize the vital service provided by the engineering sector as a whole.

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 Tenth day of January in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
Secretary of State

*** RONALD REAGAN DAY IN ARIZONA ***

[M06-32]

WHEREAS, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, Union leader, corporate spokesman, Governor of California and President of the United States; and

WHEREAS, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America; the second of which he earned the confidence of 3/5 of the electorate and was victorious in 49 of the 50 states in the general election – a record unsurpassed in the history of American presidential elections; and

WHEREAS, Mr. Reagan's commitment to an active social policy agenda for the nation's children helped lower crime and drug use in our neighborhoods; and

WHEREAS, President Reagan's commitment to our armed forces contributed to the restoration of pride in America, her values and those cherished by the free world, and prepared America's Armed Forces to meet 21st Century challenges; and

WHEREAS, President Reagan's vision of "peace through strength" led to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing basic human rights for millions of people; and

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WHEREAS, February 6, 2006 will be the 95th anniversary of Ronald Reagan's birth, and the second since his passing;
NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim February 6, 2006 as

*** RONALD REAGAN DAY IN ARIZONA ***

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 twelfth day of January in the year Two Thousand and Six and of the Independence of the United States of America the Two Hundred and Thirtieth.

ATTEST:

Janice K. Brewer
Secretary of State