

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF PHARMACY

[R06-360]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 23, Board of Pharmacy
Articles and their headings: 1, Administration
12, Prescription Medication Donation Program
Section numbers: R4-23-110 (As part of this rulemaking, the Board may add, delete, or modify additional Sections as necessary).
Sections in Article 12 to be determined.
- 2. Subject matter of the proposed rule:**
The Forty-seventh Legislature passed H.B. 2382 to specify creation of a prescription medication donation program. The bill requires the Board to write rules, in consultation with the Director of the Department of Health Services, implementing a prescription medication donation program in Arizona. The proposed rules will add necessary new definitions to R4-23-110 (Definitions), including "health care institution" and "licensed health care professional." The proposed rules will include a new Article 12 (Prescription Medication Donation Program) and new Sections within the Article that specify the requirements described in A.R.S. § 32-1909. The rules will include format, style, and grammar necessary to comply with the current rules of the Secretary of State and Governor's Regulatory Review Council.

The agency docket number, if applicable:
R0606
- 3. A Citation to all published notices relating to the proceeding:**
None
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Dean Wright, Compliance Officer
Address: Arizona Board of Pharmacy
4425 W. Olive Ave., Suite 140
Glendale, AZ 85302
Telephone: (623) 463-2727, Ext. 131
Fax: (623) 934-0583
E-mail: rxcop@cox.net
- 5. The time during which the agency will accept written comments:**
The Board will accept written comments Monday through Friday, 8 a.m. to 5 p.m.

The time and place where oral comments may be made:
Time: Monday through Friday, 8 a.m. to 4:30 p.m.
Location: Arizona Board of Pharmacy
4425 W. Olive Ave., Suite 140
Glendale, AZ 85302
Nature: Oral comments
Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.
- 6. A timetable for agency decisions or other action in the proceeding:**
None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES
COMMUNICABLE DISEASES AND INFESTATIONS

[R06-369]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 6, Department of Health Services - Communicable Diseases and Infestations
Article and its heading: 7, Vaccine-Preventable Diseases
Sections numbers: R9-6-701, R9-6-702, R9-6-706, Table 1, and Table 2 (The Department may add, delete, or modify additional sections as necessary).
- 2. The subject matter of proposed rule:**
The purpose of this rulemaking is to add the meningococcal vaccine (MCV) to the list of required immunizations for school entry. The Department is also making changes to the Article to provide for the additional vaccine requirement and clarify the rules. The rules for required immunizations for child care or school entry are in Title 9, Chapter 6, Article 7 of the *Arizona Administrative Code*. The Department is amending the definitions in R9-6-701 to reflect the changes made to the Article. The Department is amending R9-6-702 and Tables 1 and 2 to provide for the MCV requirement. The Department is also amending the tetanus and diphtheria requirements in Tables 1 and 2 to include tetanus, diphtheria, and acellular pertussis vaccine (Tdap). In R9-6-706, the Department is amending the electronic submission requirements for child immunization information reporting. The amended rules will also conform to current rulemaking format and style requirements, industry practice, and departmental policy. The Department may add, delete, or modify additional Sections as necessary.

The agency docket number, if applicable:
RE-008-06
- 3. A citation to all published notices relating to this proceeding:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name:	Kathy Fredrickson, Office Chief
Address:	Arizona Immunization Program Office Department of Health Services 150 N. 18th Ave., Suite 120 Phoenix, AZ 85007
Telephone:	(602) 364-3630
Fax:	(602) 364-3285
E-mail:	fredrik@azdhs.gov
	or
Name:	Kathleen Phillips, Rules Administrator
Address:	Department of Health Services 1740 W. Adams Street, Suite 202 Phoenix, AZ 85007
Telephone:	(602) 542-1264
Fax:	(602) 364-1150
E-mail:	phillik@azdhs.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Department will accept written comments until close of the record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be announced in the Notice of Proposed Rulemaking.

NOTICE OF RULEMAKING DOCKET OPENING

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

[R06-365]

- 1. Title and its heading:** 17, Transportation
Chapter and its heading: 4, Department of Transportation – Title, Registration, and Driver Licenses
Article and its heading: 7, Hazardous Materials Endorsement (As part of this rulemaking, other Sections may be added, deleted, or amended as necessary)
Section numbers: R17-4-701, R17-4-702, R17-4-703, R17-4-704, R17-4-705, R17-4-706, and R17-4-707, R17-4-708, R17-4-709, R17-4-710, and R17-4-711
- 2. Subject matter of the proposed rule:**
The Arizona Department of Transportation, Motor Vehicle Division proposes to adopt rulemaking in accordance with 49 CFR 1572, published November 24, 2005 and A.R.S. § 28-3103, regarding obtaining, transferring, and renewing of Hazardous Materials Endorsements.
- 3. A citation to all published notices relating to the proceeding:**
Notice of Rulemaking Docket Opening: 11 A.A.R. 1289, April 1, 2005
Notice of Proposed Rulemaking: 11 A.A.R. 4938, November 25, 2005
Notice Termination of Rulemaking: 12 A.A.R. 2510, July 14, 2006
- 4. The name and address of agency personnel to whom persons may communicate regarding the rule:**
Name: Janette M. Quiroz
Address: Department of Transportation, Motor Vehicle Division
Mail Drop 530M
1801 West Jefferson
Phoenix, AZ 85007
Telephone: (602) 712-8996
Fax: (602) 712-3081
E-mail: jmquiroz@azdot.gov
Please visit the ADOT web site to track the progress of this rule and any other agency rulemaking matters at <http://www.azdot.gov/mvd/mvdrules/index.asp>.
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Motor Vehicle Division will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m. at the address indicated in Item #4. Public hearings may be scheduled later to provide a forum for interactive discussion with interested parties.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined.

NOTICE OF RULEMAKING DOCKET OPENING

**DEPARTMENT OF TRANSPORTATION
OVERDIMENSIONAL PERMITS**

[R06-367]

- 1. Title and its heading:** 17, Transportation
Chapter and its heading: 6, Department of Transportation – Overdimensional Permits
Article and its heading: 1, General Provisions; 3, Safety Requirements
Section numbers: R17-6-101, R17-6-113, R17-6-305 (As part of this rulemaking, other Sections may be added, deleted, or amended as necessary.)
- 2. The subject matter of the proposed rule:**
The Arizona Department of Transportation, Motor Vehicle Division, and the Overdimensional Permit Council propose to amend existing rules and create additional rules to incorporate recent legislative changes provided under Laws 2006, Ch. 219, §§ 1, 3, 4, 5, and 6. The proposed rules will provide further clarification on the new escort vehicle operator requirements and prescribe the electronic format that all affected local authorities shall use to provide the Division with all current local ordinances and rules relating to overdimensional permitting. Additionally, minor changes may be made to update any related citations, provide modernization in the rule drafting style, and improve the clarity, conciseness, and understandability of the rules.

Notices of Rulemaking Docket Opening

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

None

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

Name: John Lindley, Administrative Rules Analyst
Address: Administrative Rules Unit
Department of Transportation, Motor Vehicle Division
1801 W. Jefferson St., Mail Drop 530M
Phoenix, AZ 85007
Telephone: (602) 712-8804
Fax: (602) 712-3081
E-mail: jlindley@azdot.gov

Please visit the ADOT web site to track the progress of this rule and any other agency rulemaking matters at <http://www.azdot.gov/MVD/MVDrules/rules.asp>.

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

The Division will accept written and oral comments on this rulemaking Monday through Friday, 8:00 a.m. to 5:00 p.m., with the exception of state holidays. Interested parties may provide comments to the analyst listed in item #4. Public hearings may be scheduled to provide a forum for interactive discussion with interested parties.

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

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA STATE LOTTERY COMMISSION

[R06-362]

1. Title and its heading:

19, Alcohol, Horse and Dog Racing, Lottery, and Gaming

Chapter and its heading:

3, Arizona State Lottery Commission

Article and its heading:

2, Retailers

Section numbers:

R19-3-201 through R19-3-209. (As part of this rulemaking, sections may be added, deleted, or modified as necessary).

2. The subject matter of the proposed rule:

Article 2, Retailers, prescribes the requirements and procedures for Arizona retail businesses that sell Lottery game products. Provisions described in these rules include: requirements to obtain or renew a license to sell Lottery game products, requirements for the sale and payment of instant and online games, retailer conduct, and Lottery-conducted compliance investigations. These rules will be amended due to a new contract for online game services, which will impact some provisions in this Article. In addition, changes may be made to update procedures, remove outdated terminology, and add new language as necessary to improve the clarity and understandability of the rules.

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

None

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

Name: J. Art Macias Jr., Executive Director
Address: Arizona State Lottery
4740 E. University Drive
Phoenix, AZ 85034
Telephone: (480) 921-4505
Fax: (480) 921-4488
E-mail: amacias@azlottery.gov

or

Name: Pam DiNunzio
Address: Arizona State Lottery
4740 E. University Drive
Phoenix, AZ 85034
Telephone: (480) 921-4489
Fax: (480) 921-4488

Arizona Administrative Register / Secretary of State
Notices of Rulemaking Docket Opening

E-mail: pdinunzio@azottery.gov

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

Written and oral comments will be accepted between 8:00 a.m. and 5:00 p.m., Monday through Friday (except state holidays) at the address listed in item #4. The date, time, and location of an oral proceeding on the rulemaking will be included in the Notice of Proposed Rulemaking.

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

To be determined