

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.

*** THURGOOD MARSHALL SCHOLARSHIP FUND AND ALPHA PHI ALPHA FRATERNITY DAY***

[M07-555]

WHEREAS, Alpha Phi Alpha Fraternity, Inc. since its founding on December 4, 1906, has supplied vision to the struggle of African-Americans and people of color around the world; and

WHEREAS, Alpha Phi Alpha Fraternity, Inc. continues its commitment to society through the Fraternity's Education Foundation which provides scholarships to needy and deserving students; and

WHEREAS, Alpha Phi Alpha Fraternity, Inc. has dedicated itself to train a new generation of leaders with national mentoring programs to ensure the success of our children and youth; and

WHEREAS, Justice Marshall was an esteemed member of Alpha Phi Alpha Fraternity and the Fraternity is proud to host the 4rd Annual Thurgood Marshall Scholarship Fund brunch on September 22, 2007; and

WHEREAS, the theme for the 2007 Thurgood Marshall and Alpha Phi Alpha Fraternity, Inc. Scholarship brunch is "Taking Affirmative Action" with keynote speaker Dennis Shields of the Phoenix School of Law; and

WHEREAS, the Thurgood Marshall Scholarship Fund and Alpha Phi Alpha Fraternity will also present the Thurgood Marshall Awards of Merit to two special Arizonans for their work in the areas of justice, diversity, equal rights and education: the Honorable Lynda Howell and Jim Pederson;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona do hereby proclaim September 22, 2007 as

*** THURGOOD MARSHALL SCHOLARSHIP FUND AND ALPHA PHI ALPHA FRATERNITY 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

DONE at the Capitol in Phoenix on this twenty-first day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** MATH ACHIEVEMENT MONTH ***

[M07-578]

WHEREAS, mathematical reasoning, analysis, and problem solving are crucial skills for youth to learn as they prepare to lead productive and responsible lives; and

WHEREAS, mathematics is a living, growing discipline that is becoming increasingly important to the progress of our economy and society, and it indispensable in such diverse fields as medicine, computer sciences, space exploration, the

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skilled trades, business, defense, government and every day life; and

WHEREAS, students, parents, teachers and administrators across Arizona strive to increase mathematics achievement for the good of the whole; and

WHEREAS, the Rodel Foundation of Arizona has created MAC-Ro (Math Achievement Club by Rodel), a math program that is responsible for tremendous math achievement gains for Arizona students; and

WHEREAS, Mac-Ro will expand to reach more than 24,000 students in the classrooms of more than 1,000 teachers at 111 schools in 43 districts in 7 counties throughout the State of Arizona in the 2007-2008 school year;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 2007 as

*** MATH ACHIEVEMENT 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 twenty-fourth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** ACUPUNCTURE AND ASIAN MEDICINE DAY ***

[M07-583]

WHEREAS, acupuncture and Asian medicine have a long and rich history as components of a comprehensive traditional medical system that has been used for thousands of years to diagnose and treat illness, prevent disease and improve well-being; and

WHEREAS, practitioners of acupuncture and Asian medicine are dedicated to the highest standards of professionalism and maintain these standards through education, credentialing and a personal commitment; and

WHEREAS, millions of Americans seek the services of acupuncturists and Asian medicine practitioners each year; and

WHEREAS, it is vital that those in need of medical services understand the full realm of available modalities and seek competent and professional care;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 24, 2007 as

*** ACUPUNCTURE AND ASIAN MEDICINE 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

DONE at the Capitol in Phoenix on this twenty-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

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Janice K. Brewer
Secretary of State

*** ARIZONA DIAMONDBACKS WEEK ***

[M07-567]

WHEREAS, Rally Monday at Tempe Marketplace will officially launch a weeklong celebration around the State to spread Sedona Red support for the Arizona Diamondbacks as they begin their quest in the playoffs to bring the World Championship back to Arizona; and

WHEREAS, the Arizona Diamondbacks became the first professional sports team in Arizona to win a World Championship in 2001 while also setting a Major League Baseball record by becoming the first expansion team to capture the World Championship in only four seasons; and

WHEREAS, the team's veteran leadership of Tony Clark, Eric Byrnes and Orlando Hudson has inspired young players like Chris Young, Stephen Drew, Mark Reynolds and Chris Snyder to complement a strong pitching staff including Brandon Webb, Doug Davis, Livan Hernandez and Jose Valverde to form a solid club with their "Anybody, Anytime" team concept; and

WHEREAS, the Arizona Diamondbacks are a world-class organization, recognized internationally for its talent, work ethic, integrity and principles, led by Ken Kendrick, Jeff Moorad, Derrick Hall, Josh Byrnes and Bob Melvin and consisting of dedicated employees who believe in the organization's "Circle of Success" concept to become the finest and most professional organization in the sports industry; and

WHEREAS, Arizona is proud of what the D-backs continuously contribute all year long off the field by donating more than \$10 million through the Arizona Diamondbacks Foundation since 1998 to Arizona organizations in addition to individual players and employees donating freely of their time to inspire children around the State;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 1-6, 2007 as

*** ARIZONA DIAMONDBACKS 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 twenty-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** ARIZONA INSURANCE INDUSTRY DAY ***

[M07-585]

WHEREAS, when people and communities in Arizona need to insure economic risks they cannot afford to bear themselves, it becomes the duty and privilege of the insurance industry to assume these risks and to encourage risk management programs in cooperation with municipal and state authorities; and

WHEREAS, the availability of insurance provides financial stability, minimizes the disruption of lives and the economy in times of catastrophe and loss; and

WHEREAS, ethical conduct, good faith, and fair treatment benefit consumers, claimant, and the insurance industry; and

WHEREAS, the continuing education of men and women serving the insurance industry enhances the quality of recogni-

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tion; and

WHEREAS, the Central Arizona Chapter of the Society of Chartered Property and Casualty Underwriters was organized to promote continuing education and ethical conduct of insurance professionals;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 17, 2007 as

*** ARIZONA INSURANCE INDUSTRY 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

DONE at the Capitol in Phoenix on this twenty-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** ARIZONA'S SAFE SCHOOLS WEEK ***

[M07-584]

WHEREAS, schools make substantial contributions to the future of America and to the development of our nation's young people as knowledgeable, responsible and productive citizens; and

WHEREAS, excellence in education is dependent on safe, secure and peaceful school settings; and

WHEREAS, the safety and well-being of many students, teachers and school staff are unnecessarily jeopardized by crime and violence, such as substance abuse, gangs, bullying, poor discipline, vandalism and absenteeism in our schools; and

WHEREAS, it is the responsibility of all citizens to enhance the learning experiences of young people by helping to ensure fair and effective discipline, promote good citizenship, and generally make school safe and secure; and

WHEREAS, all leaders – especially those in education, law enforcement, government and business – should eagerly collaborate with each other to focus public attention on school safety and identity, develop and promote innovative answers to these critical issues; and

WHEREAS, numerous schools and school districts throughout the country, along with national programs, are among those innovative answers; and

WHEREAS, the observance of America's Safe Schools Week will substantially promote efforts to provide all our nation's schools with positive and safe learning climates; and

WHEREAS, all children deserve the opportunity to start school health, safe and ready to learn;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 21 - 27, 2007 as

*** ARIZONA'S SAFE SCHOOLS WEEK ***

and ask all Arizonans to work together to make our schools safe, secure and peaceful places for learning, teaching and working, free of drugs, alcohol, weapons and fear.

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

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Janet Napolitano
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** CAREERS IN CONSTRUCTION WEEK ***

[M07-579]

WHEREAS, Careers in Construction Week is an annual week designated to increase public awareness and appreciation of the construction craft professional and the entire construction workforce; and

WHEREAS, during this week, employers, trade associations and schools are encouraged to conduct job fairs, panel discussions, and local community events to inform students of the vast employment opportunities in construction; and

WHEREAS, the construction industry is one of our nation's largest industries, employing 7.2 million individuals in the US alone and the number of wage and salary jobs in the construction industry is expected to grow about 15 percent through the year 2014; and

WHEREAS, the construction industry must fill 240,000 jobs each year just to meet the growing workforce demand. We are pleased to honor the construction craft professional and the critical role they play in the development of Arizona; and

WHEREAS, the National Center for Construction Education and Research was created by the construction industry to standardize training and enhance the industry image by promoting the hard work and dedication of our nation's craft professionals; and

WHEREAS, the National Center for Construction Education and Research is supported by thirty-two national associations and their state chapters, representing more than 150,000 contractor employers; and

WHEREAS, through this unprecedented partnership, the construction industry is leading the way in providing young people career opportunities while increasing the quality of the future workforce;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 15 - 19, 2007 as

*** CAREERS IN CONSTRUCTION WEEK ***

IIN 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-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

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*** COLLEGE FAIR WEEK ***

[M07-588]

WHEREAS, the Arizona College Fair Week was created with the intent of unifying the various college fair programs across the state in regional locations; and

WHEREAS, College Fair Week brings a vast number of colleges, universities, community colleges, vocational and trade schools from across the country to Arizona; and

WHEREAS, College Fair Week provides a unique opportunity for ALL Arizona students and their parents to attend a college fair designed with them in mind; and

WHEREAS, a college education prepares U.S. citizens to live, work and compete in the global economy; and

WHEREAS, attending a college fair is a wonderful opportunity for students and families to meet admissions representatives, gain insight to the college application process, establish a personal contact with an institution and become informed on financial aid and scholarship opportunities;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim October 28 – November 2, 2007 as

*** COLLEGE FAIR 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 twenty-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** LUNG CANCER AWARENESS MONTH ***

[M07-580]

WHEREAS, lung cancer is the leading cause of cancer death in both men and women in the United States and the world, this year killing more Americans than breast, prostate, and colon cancer *combined*; and

WHEREAS, more than three thousand five hundred people in Arizona alone will be diagnosed with lung cancer this year; and

WHEREAS, former smokers and people who have never smoked comprise the majority of new cases of lung cancer each year; and

WHEREAS, there is currently no standard screening for lung cancer, and funding for lung cancer medical research falls far short of that for other less fatal diseases; and

WHEREAS, the Lung Cancer Alliance is dedicated to informing and helping people living with lung cancer or at risk for the disease;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim November 2007 as

*** LUNG CANCER AWARENESS MONTH ***

in the State of Arizona, and urge all citizens to do all we can to increase awareness of lung cancer issues, and offer compas-

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sion to people with lung cancer.

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-sixth day of September in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** DECLARATION OF EMERGENCY – 2007 Monsoon ***
Amendment #1

[M07-592]

WHEREAS, between July 21, 2007 and August 6, 2007 a series of potent monsoon storms (the “2007 Monsoons”) and flash floods damaged several Communities throughout Arizona; and

WHEREAS, on September 14, 2007, I declared a state of emergency in (among other places) Cochise, Gila, Mohave and Pinal Counties for the 2007 Monsoons; and

WHEREAS, additional damages from the 2007 Monsoons to major roads under the Arizona Department of Transportation’s (ADOT) jurisdiction in Navajo, Pima and Santa Cruz Counties, classified as “rural major collector” or above by the United States Department of Transportation Federal Highway Administration (“USFHWA”), have been identified by ADOT; and

WHEREAS, ADOT is in the process of requesting a USFHWA declaration for Cochise, Gila and Pinal Counties for the Emergency Relief Program; and

WHEREAS, the Governor is authorized to declare and amend an emergency pursuant to A.R.S. § 26-303(D); and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. § 35-192;

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 the State, do hereby determine that an amendment to the 2007 Monsoon Emergency is necessary, pursuant to A.R.S. § 26-303(D), and I do hereby:

- a. Amend the 2007 Monsoon Emergency Declaration of September 14, 2007 to include Navajo, Pima and Santa Cruz Counties; and
- b. Direct the Arizona Department of Transportation to request a declaration from the USFHWA for the repair and restoration of the major roads referenced above through their ER program.

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 5th day of October in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

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ATTEST:

Janice K. Brewer
Secretary of State

*** DECLARATION OF EMERGENCY – Nogales Wash Flooding 2007 *
Amendment #1**

[M07-591]

WHEREAS, on August 24, 2007 the flow of water draining the hills of Nogales, Sonora, Mexico emptied at flood levels into the Nogales Wash in Nogales, Sonora and flowed with great force into Nogales, Arizona, joining with high water flows from additional precipitation in the area; and

WHEREAS, the City of Nogales and Santa Cruz County declared states of emergency for the flooding and condition of extreme peril to public health and safety of their citizens and damages to public infrastructure; and

WHEREAS, on August 28, 2007, a state of emergency was declared in Santa Cruz County arising out of the 2007 Nogales Wash Flooding; and

WHEREAS, the city, county, state, federal and international governments are jointly developing a permanent solution to the longstanding problems along the Nogales Wash; and

WHEREAS, the immediate emergency situation subsided on or about September 4, 2007; and

WHEREAS, the Governor is authorized to declare and amend an emergency pursuant to A.R.S. § 26-303(D); and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. § 35-192;

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 the State, do hereby determine that an amendment to close the incident period for the Nogales Wash Flooding 2007 Emergency is prudent, pursuant to A.R.S. § 26-303(D), and I do hereby:

- a. Amend the Nogales Wash Flooding 2007 Emergency incident period to be August 24, 2007 through September 4, 2007.

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 5th day of October in the year Two Thousand and Seven and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State