

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 2008-14
Executive Order Establishing "Governor's P-20 Council of Arizona"
(Amending and Superseding Executive Order 2005-26)**

[M08-87]

WHEREAS, a healthy economy and individual earning potential depends on the quality and availability of education from preschool through adulthood; and

WHEREAS, Arizona's population continues to grow at nearly double the national average, placing greater demand on the state's early childhood, elementary, secondary and postsecondary systems; and

WHEREAS, Arizona employers and educators alike recognize the importance of well-aligned, rigorous educational opportunities and a workforce that is qualified for high-value jobs that can sustain Arizona's economy and fast-growing service needs into the future; and

WHEREAS, Arizona is behind the national average in bachelor's degree production and is below average in the percentage of graduating students who go to college directly from high school, representing less than half of all graduating students; and

WHEREAS, improved access to and completion of higher education may require new, affordable and more flexible ways of delivering degree programs among and between community colleges and universities; and

WHEREAS, communities, employers and educators across Arizona have begun looking at ways to increase educational rigor and preparation for postsecondary education and training; and

WHEREAS, enhanced student success in early childhood, elementary, secondary and postsecondary programs and the workplace requires a comprehensive, statewide approach to education that ensures opportunities for individuals from preschool through postsecondary education;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, by virtue of the power vested in me by the Constitution and the laws of this State, do hereby create the Governor's P-20 Council of Arizona (the "P-20 Council") and order as follows:

(1) The P-20 Council shall consist of an appropriate number of members to represent the education and workplace communities. The Governor or her designee shall Chair the P-20 Council and appoint all members unless otherwise indicated. Additional membership shall include but not be limited to the following:

- Four (4) members of the Arizona State Legislature who will serve as ex-officio members;
- The Superintendent of Public Instruction or his designee;
- A member of the Arizona Board of Regents
- Arizona's three (3) state university presidents;
- At least four (4) community college representatives, at least two shall be rural community college representatives;
- At least two (2) Career and Technical Education representatives;
- At least four (4) K-12 education representatives: one shall represent a middle school or junior high school; one shall represent a high school; one shall represent a charter school; and one shall represent a classroom teacher;
- A member of the Arizona State Board of Education;
- A representative of a four-year, private postsecondary institution;
- A representative of the Governor's Council on Workforce Policy;
- A representative of the Arizona Economic Resources Organization (AERO);
- At least eight (8) members of the public including, but not limited to, representatives from parent groups, business,

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

- industry, and philanthropic organizations;
 - A member of the Arizona Early Childhood Development and Health Board;
 - At least two (2) representatives of the early childhood education community;
 - A representative actively engaged in high school dropout prevention programs or policy;
 - A student representative of a high school or postsecondary institution;
 - A Tribal representative;
 - At least three (3) locally elected officials, one of which shall be a school board member.
- (2) The P-20 Council shall explore ways Arizona can achieve a more effective, efficient and equitable education pipeline through some or all of the following strategies:
- Ensure every child is safe, healthy and ready to succeed;
 - Ensure every 3rd grader is able to read at grade level;
 - Ensure every 8th grader is prepared to take and pass algebra;
 - Ensure every graduating high school student is prepared for work and postsecondary education in the 21st century; and
 - Ensure that Arizona's education system creates a strong flow of students who are prepared to build and sustain a knowledge-based economy.
- (3) Members shall serve at the pleasure of the Governor.
- (4) Members, unless otherwise indicated, **may not** send designees to represent them at the Council meetings. Members who miss more than three (3) consecutive council meetings are subject to replacement at the sole discretion of the Governor.
- (5) The Chairperson may form an executive committee or other committees as necessary.
- (6) The Council shall meet to conduct its affairs at least four times each year and these meetings can be at various locations across the state.
- (7) The status of the Council shall be reviewed no later than December 31, 2010 to determine appropriate action for its continuance, modification or termination.

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 18 day of February in the year Two Thousand Eight and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

EXECUTIVE ORDER 2008-15
Establishing the Arizona Centennial Commission

[M08-83]

WHEREAS, Arizona entered the Union as the 48th state and the last of the contiguous states on February 14, 1912 upon proclamation of President William Howard Taft; and

WHEREAS, Arizona will commemorate its one hundredth anniversary of statehood on February 14, 2012; and

WHEREAS, as officially announced in the Countdown to the Centennial proclamation of February 13, 2003, Arizona should commemorate its Centennial by creating a greater awareness among residents and visitors alike of its vibrant culture, heritage and beauty; and

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

WHEREAS, to enhance the Centennial plan developed by the Arizona Historical Advisory Commission (AHAC) to showcase, through Centennial events, the State's growth and development from frontier beginnings to 21st century innovation; and

WHEREAS, the Centennial provides a sense of unity and pride among residents by accentuating the diverse nature of the State's people, entrepreneurial spirit, educational opportunities and tourist destinations and reminding Arizonans of the need to leave a lasting legacy for generations to come;

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 hereby order and direct the following:

1. The Arizona Centennial Commission (the "Commission") is established to plan, promote, and implement a comprehensive, statewide plan to commemorate Arizona's Centennial, as well as to coordinate and plan state and local observances of the one hundredth anniversary of Arizona's statehood.
2. The Commission shall consist of a cross-section of Arizonans, including representatives of the business community, elected officials, and citizens from diverse geographic and cultural backgrounds of this great State.
 - A. The Governor or the Governor's Designee shall serve as Chair.
 - B. Additional co-chairs may be appointed, as the Governor deems necessary.
 - C. The Governor shall appoint fifteen to nineteen members to serve at the pleasure of the Governor and without compensation.
 - D. State agency directors and university presidents may be appointed as Ex-Officio members of the Commission.
 - E. The Commission shall establish sub-committees, with membership reflecting participation from all of Arizona's fifteen counties.
 - F. Members of the Commission may, with the Governor's permission, send designees to serve on the Commission provided, however, that such designees shall have been delegated by the member with full authority to vote and otherwise act on behalf of the member.
3. The Commission shall have duties and responsibilities, including but not limited to, as follows:
 - A. Plan, promote, and implement state and local observances of Arizona's Centennial held between February 2011 and February 2012;
 - B. Develop a statewide master plan, which incorporates recommendations from the AHAC where applicable, for commemorating the Centennial of Arizona's admission into statehood in 1912;
 - C. The master plan shall be developed to represent the contributions of all peoples and cultures to Arizona state history and, to the extent possible, shall be designed to encourage and support participation in the Centennial by all interested ethnic groups in the State;
 - D. The master plan may include, but is not limited to, the following projects and activities to take place in each of Arizona's fifteen counties:
 - Restoration of historic properties, with emphasis on those properties appropriate for use in the observance of the Centennial;
 - State and local historic preservation programs and activities, incorporating the advice of the AHAC where applicable;
 - State and local archaeological programs and activities;
 - Bibliographical and documentary projects;
 - Publications, films, conferences, lectures, seminars and other programs, and other educational materials, including seeking assistance from the AHAC to support school children learning about this State's history;
 - Museum, library, cultural center, and park improvements, services, and exhibits, including but not limited to a Centennial commemorative painting and mobile exhibits;

- Public art that captures the diversity of the Arizona experience and spirit;
 - Tourism attractions;
 - Ceremonies and commemorations notwithstanding the AHAC's purview to issue commemorative seals, license plates and certificates of registration, and medals— including the right to design, produce, and sell commemorative 99.9 percent pure gold, silver, and copper medallions;
 - Collaboration with the AHAC and other committees or organizations in realizing interior and exterior renovations to the State capitol and State buildings and grounds at the Capitol Complex.
- E. The Commission's master plan shall devise a timetable and budget for completion for all parts of the master plan and shall submit an initial draft of the master plan to the Governor by August 1, 2008. The master plan must be completed by the opening of the 49th Legislature (January 2009).
- The Commission shall meet with the AHAC to determine which entity will fund and/or contribute jointly to given activities and projects that will ensure lasting legacy accomplishments to commemorate the Centennial.
4. In carrying out these responsibilities, the Commission may:
- A. Designate advisory and honorary boards or special committees, which may include persons who are not members of the Commission, to assist it in planning, developing and coordinating specific activities of the Centennial. Members of the advisory committees shall serve at the pleasure of the Commission without compensation;
 - B. Apply for, accept, and receive grants, and private gifts of money and other things of value, including real or personal property and personal services to assist it in carrying out its functions under this Executive Order;
 - C. Adopt an official flag and other emblems for the celebration of Arizona's Centennial, notwithstanding AHAC's ability to issue a commemorative seal, and copyright them in the name of the State;
 - D. Consult, cooperate with and seek advice from the AHAC, appropriate State departments and agencies, public schools, post-secondary educational institutions, local public bodies, learned societies and historical, patriotic, philanthropic, civic, professional and related organizations. All State agencies shall provide reasonable assistance to the Commission as requested in order to ensure a fully coordinated State effort for commemorating the Centennial of Arizona's statehood. Nothing in this Order shall diminish the assistance provided by State agencies and universities to the AHAC in its Centennial-related endeavors.
5. In carrying out these responsibilities, the State anticipates that:
- A. The members of the Commission will create a not-for-profit corporation to raise funds and to assist in the implementation of the master plan relating to the Centennial commemoration of Arizona's statehood in 1912;
 - B. After proper incorporation, the not-for-profit corporation will apply for tax-exempt status under Section 501(c)(3) of the Internal Revenue Code (26 U.S.C., Section 501(c)(3));
 - C. In addition to funds received from the general public or other public sources, the not-for-profit corporation will receive funds from state agencies at such times and in such amounts as may be appropriated for the Arizona Centennial or made available to the corporation from state agencies from their sources of revenue;
 - D. The Arizona Office of Tourism (AOT) will serve as fiscal agent for the Commission and as such may enter into contracts to carry out the powers and duties of the Commission;
 - E. The Arizona Office of Tourism (AOT) shall provide the staffing deemed appropriate and necessary to fulfill the objectives of this Order;
 - F. Upon incorporation, the not-for-profit corporation shall assist with staffing the Commission.
6. The Commission shall make a written annual report giving an account of its proceedings, transactions, findings and recommendations to the Governor and the legislature by August 1 of each year, beginning August 1, 2008.
7. The Commission and this Executive Order shall expire July 1, 2013.

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

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 14 day of February in the year Two Thousand Eight 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
***January 2008 Severe Precipitation ***

[M08-88]

WHEREAS, throughout the month of January 2008, a series of weather systems moved across the State and deposited significant amounts of snow and rainfall; and

WHEREAS, these conditions made many roads impassable and threatened the health and safety of residents; and

WHEREAS, the rainfall and snowmelt have created conditions that exceed the capabilities of the affected political subdivisions; and

WHEREAS, damage to roads left residents stranded in their homes, limited access to food and medical assistance, and damaged potable water supply lines, which impacted transmission and distribution of potable water to homes; and

WHEREAS, Pima County declared an emergency on February 5, 2008 and has requested State assistance; and

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

WHEREAS, the Legislature has authorized the expenditure of funds in an 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 the January 2008 Severe Precipitation Emergency justifies a declaration of a State of Emergency, pursuant to A.R.S. § 26-303(D), and I do hereby:

- a. Declare that a State of Emergency exists in and around Mt. Lemmon within Pima County due to the 8.5 inches of precipitation that fell within a 24-hour period beginning January 27, 2008; and
- b. Direct that the sum of \$200,000 from the general fund be made available to the Director of the Arizona Division of Emergency Management to be expended in accordance with A.R.S. § 35-192, A.A.C. R8-2-301 to 321, and Executive Order 79-4; and
- c. Direct that the State of Arizona Emergency Response and Recovery Plan be used to direct and control State and other assets and authorize the Director of the Arizona Division of Emergency Management to coordinate State assets.

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 19 day of February in the year Two

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

Thousand Eight and of the Independence of the United States of America the
Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** ARIZONA PROBLEM GAMBLING AWARENESS WEEK ***

[M08-75]

WHEREAS, many forms of legalized gaming exist in Arizona, including the Arizona Lottery, Indian gaming, pari-mutuel racing, bingo, charitable gambling, amusement gambling, and social gambling; and

WHEREAS, Arizona's Indian gaming provides substantial funds for problem gambling programs throughout the state; and

WHEREAS, the Arizona Department of Gaming's Office of Problem Gambling administers problem gambling funds to provide and support effective problem gambling prevention, education and treatment programs throughout Arizona; and

WHEREAS, the Arizona Lottery has, since 1998, had a formal statewide responsible gambling program; and

WHEREAS, the Arizona Legislature beginning in 1999 has continuously appropriated Arizona Lottery revenues to be used specifically for problem gambling programs; and

WHEREAS, the Arizona Council on Compulsive Gambling, Inc., an Arizona non-profit has provided compulsive gambling, education, awareness and prevention programs in Arizona since 1994; and

WHEREAS, the National Council on Problem Gambling and the Association of Problem Gambling Service Administrators have declared the week of March 9th through March 16th as National Problem Gambling Awareness Week; and

WHEREAS, through programming and education, potential and existing gambling related problems can be addressed by both individuals, organizations and state and tribal governments;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim March 9-16, 2008 as

*** ARIZONA PROBLEM GAMBLING AWARENESS 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 thirteenth day of February in the year
Two Thousand Eight and of the Independence of the United States of America
the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** ARIZONA WEIGHTS AND MEASURES WEEK ***

[M08-86]

WHEREAS, on March 2, 1799, the Congress of the United States enacted its first Weights and Measures Law, citing the necessity of standard weights and measures, the need of weights and measures as a public service, and the need of examining weight and measures devices and the need of uniformity, since all business and commerce function on a weight or measure; and

WHEREAS, the state of Arizona has recognized this need by establishing a Department of Weights and Measures to admin-

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

ister and enforce all laws governing the uniformity of weights and measures standards and to regulate all commercial practices in the area of quantity determination; and

WHEREAS, said Department of Weights and Measures has continued to perform its duties to insure equity in all commercial transactions for the protection of all citizens of the State of Arizona, whether they are the buyer or the seller;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim March 2-8, 2008 as

*** ARIZONA WEIGHTS AND MEASURES WEEK ***

and encourage our citizenry to take cognizance of and recognize the valuable contribution to the economic welfare of the communities of this state made by the Departments of Weights and Measures in their respective state, counties and cities.

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 fourteenth day of February in the year Two Thousand Eight and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State

*** RED LIGHT RUNNING AWARENESS MONTH ***

[M08-85]

WHEREAS, red light running is a serious problem in Arizona and throughout the United States; and

WHEREAS, motorists are more likely to be injured in crashes involving red light running than in any other type crash; and

WHEREAS, the Red Means Stop Coalition, the Governor's Office of Highway Safety, John C. Lincoln Hospital, State Farm and other state and local agencies are advocating for the prevention of red light related crashes; and

WHEREAS, red light running is often a result of aggressive driving and the time saved by avoiding a red light – an average of 47 seconds – is not worth the potential cost in human lives;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim the month of March 2008 as

*** RED LIGHT RUNNING AWARENESS MONTH ***

in Arizona and encourage all residents to support the Red Means Stop Coalition and do all they can to stop red light running.

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 fourteenth day of February in the year Two Thousand Eight and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer

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

Secretary of State

*** WOMEN IN CONSTRUCTION WEEK ***

[M08-84]

WHEREAS, the National Association of Women in Construction, Greater Phoenix Chapter #98 and Tucson Chapter #122 have distinguished themselves for years as the voice of women in construction in all of Arizona; and

WHEREAS, the work done by these Chapters has benefited all of Arizona through community development and educational programs; and

WHEREAS, the Arizona Chapters have unceasingly promoted the employment and advancement of women in the construction industry; and

WHEREAS, the Arizona Chapters have been a driving force in fostering community development through renovation and beautification projects, promotion of skilled trades careers, and a positive vision for the future; and

WHEREAS, the Arizona Chapters have sought to achieve successful results for Arizona in a cooperative spirit with other organizations;

NOW THEREFORE, I, Governor Janet Napolitano, Governor of the State of Arizona, do hereby proclaim March 2-8, 2008 as

*** WOMEN IN CONSTRUCTION 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 fourteenth day of February in the year Two Thousand Eight and of the Independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:

Janice K. Brewer
Secretary of State