

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

STATE REAL ESTATE DEPARTMENT

[R08-201]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 28, State Real Estate Department
Article and its heading: 1, General Provisions; 4, Education; 12, Development
Section numbers: R4-28-101, R4-28-103, R4-28-301 through R4-28-303, R4-28-401, through R4-28-405, R4-28-502, R4-28-705, R4-28-1103, R4-28-1115, R4-28-A1203 through R4-28-A1205, R4-28-A1217, R4-28-A1218, R4-28-A1224 through R4-28-A1227, R4-28-B1201, R4-28-B1203, R4-28-1207, R4-28-B1208 (Sections may be added, deleted, or modified as necessary.)
- 2. Subject matter of the proposed rule:**
This rulemaking is primarily from the Department's Five-year Review, approved in June 2007. The Department proposes to amend Articles 1 and 3 to address citizenship requirements of licensees; Article 3 to update rules to match new statutes passed in 2007 legislative session relating to licensure period and continuing education requirements; Article 4 by removing criteria for education waivers, clarifying education rules for instructors, courses, and schools; Article 5 by clarifying the rules relating to advertising; Article 7 to address credits, rebates, premiums, repairs, and gifts; Article 11 to address property management and foreclosures; and Article 12 by amending rules relating to public report corrections, procedures, and responsibilities.
- 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: Isaac L. Glover
Address: State Real Estate Department
2910 N. 44th St., Suite 100
Phoenix, AZ 85018
Telephone: (602) 771-7770
Fax: (602) 468-0562
E-mail: iglover@azre.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 comments at the address listed in item 4 Monday through Friday from 8:00 a.m. to 5:00 p.m. The Department has not scheduled any oral proceedings at this time.
- 6. A timetable for agency decisions or other action in the proceeding:**
None

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM ADMINISTRATION

[R08-202]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 22, Arizona Health Care Cost Containment System – Administration
Article and its heading: 5, General Provisions and Standards
Section numbers: R9-22-501, R9-22-502, R9-22-503, R9-22-504, R9-22-509, and R9-22-522 (Sections may be added, deleted, or modified as necessary.)

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2. The subject matter of the proposed rule:

The proposed rulemaking is a result of a Five-year Review Report where changes were recommended. The topics requiring an update are: definitions, listing of pre-existing conditions, provision of member's medical records, completion of audits and other technical updates.

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: Mariaelena Ugarte
Address: AHCCCS
Office of Administrative Legal Services
701 E. Jefferson St., Mail Drop 6200
Phoenix, AZ 85034
Telephone: (602) 417-4693
Fax: (602) 253-9115
E-mail: AHCCCSrules@azahcccs.gov

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

The Administration 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 will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will be accepted.

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

A Notice of Proposed Rulemaking is intended to be filed by July 2008.

**NOTICE OF RULEMAKING DOCKET OPENING
ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM
ARIZONA LONG-TERM CARE SYSTEM**

[R08-203]

1. Title and its heading:

9, Health Services

Chapter and its heading:

28, Arizona Health Care Cost Containment System – Arizona Long-term Care System

Article and its heading:

5, Program Contractor and Provider Standards

Section numbers:

R9-28-502 and R9-28-503 (Sections may be added, deleted, or modified as necessary.)

2. The subject matter of the proposed rule:

The proposed rulemaking is a result of a Five-year Review Report where changes were recommended. The topics requiring an update are: pre-existing conditions, nursing facilities required to be registered with a program contractor and other technical updates.

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: Mariaelena Ugarte
Address: AHCCCS
Office of Administrative Legal Services
701 E. Jefferson St., Mail Drop 6200
Phoenix, AZ 85034
Telephone: (602) 417-4693
Fax: (602) 253-9115
E-mail: AHCCCSrules@azahcccs.gov

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

The Administration 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 will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will be accepted.

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

A Notice of Proposed Rulemaking is intended to be filed by July 2008.

**NOTICE OF RULEMAKING DOCKET OPENING
ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM
CHILDREN'S HEALTH INSURANCE PROGRAM**

[R08-204]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 31, Arizona Health Care Cost Containment System – Children's Health Insurance Program
Article and its heading: 5, General Provisions and Standards
Section numbers: R9-31-501 and R9-31-502 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rule:**
The proposed rulemaking is a result of a Five-year Review Report where changes were recommended to the Section describing preexisting condition and included other technical changes as needed.
- 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: Mariaelena Ugarte
Address: AHCCCS
Office of Administrative Legal Services
701 E. Jefferson St., Mail Drop 6200
Phoenix, AZ 85034
Telephone: (602) 417-4693
Fax: (602) 253-9115
E-mail: AHCCCSrules@azahcccs.gov
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**
The Administration 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 will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will be accepted.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
A Notice of Proposed Rulemaking is intended to be filed by July 2008.

**NOTICE OF RULEMAKING DOCKET OPENING
ARIZONA STATE LOTTERY COMMISSION**

[M08-199]

- 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: 7, Design and Operation of Instant Games
Section numbers: R19-3-701 through R19-3-709 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rules:**
Article 7, Design and Operation of Instant Games, provides for the conduct of the Arizona Lottery's instant games. The rules explain the common components of instant games such as: game profiles, game playstyles, determination of a winning ticket, procedures required to claim prizes and the claim period, ticket validation requirements, and disputes concerning a ticket. These rules are being amended to accommodate new instant game offerings.
- 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 rules:**
Name: J. Art Macias Jr., Executive Director
Address: Arizona State Lottery

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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
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:

The Lottery will accept written comments from 8:00 a.m. to 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 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