

## 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

#### CHAPTER 33. BOARD OF EXAMINERS FOR NURSING CARE INSTITUTION ADMINISTRATORS AND ASSISTED LIVING FACILITY MANAGERS

*Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per the Governor's Regulatory Review Plan memorandum, January 22, 2009 and the continuations issued April 30, 2009 and June 30, 2009. (See the memoranda in this issue on pages 1339 through 1341.) The Governor's Office authorized the notice to proceed through the rulemaking process on July 23, 2009.*

[R09-72]

- 1. Title and its heading:** 4, Professions and Occupations

**Chapter and its heading:** 33, Board of Examiners for Nursing Care Institution Administrators and Assisted Living Facility Managers

**Article and its heading:** 1, General; 2, Nursing Care Institution Administrator Licensing; 4, Assisted Living Facility Manager Certification; 5, Continuing Education

**Section numbers:** R4-33-104, R4-33-206, R4-33-405, R4-33-501 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rule:**  
During its 2009 session, the legislature passed S.B. 1104, which amended A.R.S. §§ 36-446.03(B) and 36-446.12(A), to allow the Board to increase the fees charged for its licensing and regulatory activities. The bill also clarified that an individual may seek the Board's approval of a continuing education. The bill required the Board to establish a percentage limitation on the amount by which a fee may be increased. This rulemaking will increase fees and makes conforming changes.
- 3. A citation to all published notices relating to the proceeding:**  
Notice of Proposed Rulemaking: 15 A.A.R. 1328, August 14, 2009 (*in this issue*)
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Allen Imig, Executive Director

Address: Board of Examiners for Nursing Care Administrators and Assisted Living Facility Managers  
1400 W. Washington St., Suite B-8  
Phoenix, AZ 85007

Telephone: (602) 364-2273

Fax: (602) 542-8316

E-mail: allen.imig@nciabd.state.az.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
The Board will accept comments during business hours at the address listed in item 4. An oral proceeding will be held at 12:00 p.m. on Monday, September 14, 2009, at 1400 W. Washington St., Room B-1, Phoenix, AZ.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
Notice of Proposed Rulemaking: 15 A.A.R. 1328, August 14, 2009 (*in this issue*)

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF WATER RESOURCES

Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per the Governor's Regulatory Review Plan memorandum, January 22, 2009 and the continuations issued April 30, 2009 and June 30, 2009. (See the memoranda in this issue on pages 1339 through 1341.) The Governor's Office authorized the notice to proceed through the rulemaking process on June 19, 2009.

[R09-74]

- 1. Title and its heading:** 12, Natural Resources  
**Chapter and its heading:** 15, Department of Water Resources  
**Article and its heading:** 7, Assured and Adequate Water Supply  
**Section numbers:** R12-15-725 (Sections may be added, deleted, or modified as necessary.)

- 2. The subject matter of the proposed rule:**  
The Department is proposing to amend R12-15-725(B)(3) to delay until January 1, 2014 the effective date of the first reduction of the allocation factor for assured water supply credits issued when a grandfathered groundwater right is extinguished in the Pinal Active Management Area. The Department is also proposing to increase the allocation factor for calendar years 2014 through 2016.

- 3. A citation to all published notices relating to the proceeding:**  
Notice of Proposed Rulemaking: 15 A.A.R. 1332, August 14, 2009 (*in this issue*)

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

Name: Joe Singleton  
Address: Pinal AMA  
1729 N. Trezell Road, Suite 105  
Casa Grande, AZ 85122  
Telephone: (520) 836-4857  
Fax: (520) 836-9208  
E-mail: jesingleton@azwater.gov

or  
Name: Sandra Fabritz-Whitney  
Address: ADWR Water Management Division  
3550 N. Central Ave.  
Phoenix, AZ 85012  
Telephone: (602) 771-8586  
Fax: (602) 771-8689  
E-mail: safabritz@azwater.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 hold a public hearing on the proposed rulemaking on September 14, 2009, at 10:00 a.m. at the following location: Pinal County Offices, 820 E. Cottonwood Lane, Building A, Casa Grande, Arizona.

Written comments will be accepted until 5:00 p.m. on September 14, 2009. Written comments should be addressed to:

Name: Kathleen Donoghue, Docket Supervisor  
Address: Department of Water Resources  
3550 N. Central Ave.  
Phoenix, AZ 85012  
Telephone: (602) 771-8472  
Fax: (602) 771-8683  
E-mail: kadonoghue@azwater.gov

- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
Notice of Proposed Rulemaking: 15 A.A.R. 1332, August 14, 2009 (*in this issue*)