

**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 2009-01
(Supersedes Executive Order 95-2)**

Designating the Arizona Department of Commerce as the State Agency Responsible for Preparing Official Population Estimates and Projections for Arizona; Establishing the Arizona Futures Commission

[M09-05]

WHEREAS, the Arizona Data Estimates and Projections Task Force created by Executive Order 2006-04 made recommendations for the improvement of Arizona's population estimates and projections; and

WHEREAS, a set of official annual population estimates and periodic population projections is required by Federal law and needed for the State's planning purposes; and

WHEREAS, the need exists to revise Executive Order 95-2 to designate the Arizona Department of Commerce as the State agency responsible for official population estimates and projections, with the Arizona Department of Economic Security having final signature approval of population estimates by authority of the Constitution, Article 9, Section 20 and A.R.S. 41-1954;

NOW THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, by the authority vested in me by the Arizona Constitution and the laws of the State, do hereby order and direct as follows:

1. The Arizona Department of Commerce ("Commerce") shall be the agency designated to produce the official population estimates and projections for the State of Arizona.
2. The Arizona Futures Commission (the "Commission") is hereby created to assist Commerce in this endeavor. The Commission shall present Commerce with recommendations about (a) organizational, strategic, and operational planning related to producing population estimates and projections; (b) establishing project research agendas; and (c) defining the projects' product deliverables.
3. The Commission shall be comprised of one representative from each of the following agencies and institutions:

Arizona Department of Commerce (chair)
Arizona Governor's Office
Arizona Department of Economic Security
Arizona Department of Education
Arizona Department of Health Services
Arizona Department of Revenue
Arizona Department of Housing
Arizona Department of Transportation
Arizona Department of Water Resources
Arizona State Land Department
Arizona Department of Environmental Quality
League of Arizona Cities and Towns
County Supervisors Association of Arizona
Central Arizona Association of Governments
Maricopa Association of Governments
Northern Arizona Council of Governments
Pima Association of Governments
South Eastern Arizona Governments Organization
Western Arizona Council of Governments

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Inter-Tribal Council of Arizona
Navajo Nation

The Commission members shall have their chief executive officer or senior level administrator represent them on the Commission. Commission members serve without compensation and at the pleasure of the Governor.

4. Commerce shall create a Council for Technical Solutions (the "Council") whose task will be to provide recommendations to Commerce on the technical means that will improve the quality of the population data, methodology, standards, and analytic techniques. The Council shall be comprised of the following:

The State Demographer of the Arizona Department of Commerce (chair)
A representative of each of the three State universities in Arizona
A representative of each of the six Regional Councils of Governments in Arizona
A representative of the Arizona Department of Health Services
A representative of the Arizona Department of Transportation
One or more demographic experts selected by Commerce

5. Commerce shall produce annual official population estimates, which shall be dated as of July 1 and released to the public by December 15 of that same year. The official population estimates shall include estimates for the State, its counties, its incorporated jurisdictions and the unincorporated balance of each county.
6. Commerce shall produce the official population projections for each year of the next 25 year forecast period. The projections shall be dated as of July 1 and shall include projections for the State, its counties, its incorporated jurisdictions and the unincorporated balance of each county.
7. Commerce shall release the State and county projections as soon as possible following the release of detailed decennial census data by the U.S. Department of Commerce, Census Bureau, but no later than December 31st in years ending in 2. These projections shall be updated twice, at three year intervals, prior to the release of the next decennial census data. That is, projections shall be released no later than December 31st in years ending in 5 and 8.
8. Commerce shall release the projections for the State's incorporated jurisdictions and the unincorporated balance of each county as soon as possible following the release of the State and county projections, but no later than nine months thereafter.
9. All executive branch State agencies shall cooperate with Commerce by providing access to records necessary to calculate the population estimates and projections. To allow for year to year and longitudinal comparisons of estimates and projections, all executive branch State agencies that provide data used by Commerce to formulate its estimates and projections (e.g. rates of births, deaths, school enrollment, etc.) must ensure each year's data is collected and measured using methods consistent from year to year, starting as of the year 2000.
10. Commerce shall work with the Regional Councils of Governments to obtain data necessary to calculate the population estimates and projections, including the Regional Councils of Governments' population estimates and projections for incorporated jurisdictions and the unincorporated balance of counties. To be useful to Commerce, the Regional Council of Governments must provide work files sufficient in detail that Commerce can confirm the assumptions and methods are consistent with the Commerce's assumptions and methods of calculating population estimates and projections. The Regional Councils of Governments must submit population projection data for incorporated jurisdictions and the unincorporated balance of counties to Commerce no later than six months after Commerce's release of State and county population projections in order to be included in Commerce's projections.
11. Commerce shall have its Council for Technical Solutions develop a user challenge process by which any city, county, or Regional Council of Government included in the population estimates may challenge Commerce's annual population estimates. The challenge must be made within 90 days of the official release of the annual population estimates. The user challenge process shall explicitly identify the data required from cities, counties, or Regional Councils of Governments invoking a challenge, as well as what materials will be given in aid to the cities, counties, or Regional Councils of Governments for the challenge. This shall be a cooperative process between Commerce and the challenging government.
12. Population estimates and population projections produced by Commerce in accordance with this Executive Order shall be used by all State agencies for all purposes, including those required by federal law, which necessitate the develop-

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ment of population estimates or population projections.

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 2 day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Janice K. Brewer
Secretary of State

*** ARIZONA BLACK HIV/AIDS AWARENESS DAY ***

[M09-13]

WHEREAS, February 7, 2009, is the ninth annual observance of *National Black HIV/AIDS Awareness Day*; and

WHEREAS, this observance is a nationwide effort to mobilize Black American communities to get educated, get tested, get treated and get involved with HIV/AIDS, as it continues to devastate Black communities; and

WHEREAS, *National Black HIV/AIDS Awareness Day* is directed, planned and strategically overseen by a Strategic Leadership Council made up of eight organizations, including the Centers for Disease Control and Prevention (CDC) to mobilize community-based organizations and stakeholders involved in HIV/AIDS prevention, care and treatment; and

WHEREAS, 11,614 residents of Arizona are living with HIV and 10.9% of these men, women and children are Black Americans; and

WHEREAS, The African American Disparities Alliance is hosting a community block party to recognize this day and its importance to Black Americans and all concerned citizens; and

WHEREAS, it is fitting that we join with these national and local groups to express our strong support for *National Black HIV/AIDS Awareness Day* and the initiatives to prevent the spread of HIV/AIDS in Black American communities and provide treatment and support services to those living with HIV/AIDS;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim February 7, 2009 as

*** ARIZONA BLACK HIV/AIDS AWARENESS 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 seventh day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Janice K. Brewer
Secretary of State

*** ARIZONA MENTORING MONTH ***

[M09-12]

WHEREAS, this year marks the seventh annual National Mentoring Month; and

WHEREAS, mentors provide support, counsel, friendship, reinforcement and constructive example to youth throughout the State; and

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WHEREAS, mentors play an important role in shaping the personal and academic development of the youth of Arizona; and

WHEREAS, research has shown that young people who are mentored are less likely to begin using illegal drugs and alcohol, less likely to skip school, and have better attitudes towards their education, future and their communities; and

WHEREAS, National Mentoring Month will emphasize the importance of mentoring and will promote the positive effects of mentoring relationships;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim January 2009 as

*** ARIZONA MENTORING 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 seventh day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Janice K. Brewer
Secretary of State

*** DATA PRIVACY DAY ***

[M09-07]

WHEREAS, the internet and the capabilities of modern technology cause data privacy issues to figure prominently in many people's lives -- at work, in their relations with the government and public authorities, in the health field, in ecommerce transactions, and online generally; and

WHEREAS, many individuals are unaware of data protection and of privacy laws generally, and of specific steps that can be taken to help ensure the privacy of personal information online; and

WHEREAS, government officials from the United States, Canada and Europe, privacy professionals, academics, legal scholars, representatives of international businesses, and others with an interest in data privacy issues are attempting to further both privacy awareness and the transatlantic discussion of data privacy and protection; and

WHEREAS, privacy professionals and educators are being encouraged to take the time to discuss data privacy and protection issues with teens in high schools across the country; and

WHEREAS, Data Privacy Day, which constitutes an international collaboration and a nation-wide and state-wide effort to raise awareness about data privacy and the protection of personal information on the internet;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim January 28, 2009 as

*** DATA PRIVACY 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 seventh day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:

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Janice K. Brewer
Secretary of State

*** PERIANESTHESIA NURSE AWARENESS WEEK ***

[M09-10]

WHEREAS, perianesthesia nurses practice in all phases of preanesthesia and postanesthesia care, ambulatory surgery, pain management, and special procedure areas; and

WHEREAS, the depth and breadth of the perianesthesia nursing profession meets the varied and emerging health care needs of the American population in a diversified range of environments; and

WHEREAS, the American Society of PeriAnesthesia Nurses (ASPN) as the representative for the perianesthesia nurses of the Country and the Arizona PeriAnesthesia Nurses Association as the representative for Arizona's PeriAnesthesia Nurses strive to advance nursing practice through education, research and standards; and

WHEREAS, perianesthesia nursing has been established as essential in the quality of health care and safety of patients in the hospital and ambulatory surgery settings;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim February 2-8, 2009 as

*** PERIANESTHESIA NURSE 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 seventh day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Janice K. Brewer
Secretary of State

*** RODEL EXEMPLARY PRINCIPAL INITIATIVE ***

[M09-09]

WHEREAS, the Rodel Foundation of Arizona, in partnership with Social Venture Partners Arizona, has created the Rodel Exemplary Principal Initiative to recognize Arizona's most exceptional principals and train the next generation of school leaders to address the looming shortage of skilled principals; and

WHEREAS, the four Rodel Exemplary Principals selected for 2009 are to be commended for their successful school leadership and making measurable differences in the lives of their students, staff, and local communities; and

WHEREAS, Rodel will recruit and select high-potential Aspiring Principals to be trained and mentored by Rodel Exemplary Principals based on the demonstrated success of the Rodel Exemplary Teacher Initiative, which has produced hundreds of new, highly skilled teachers; and

WHEREAS, the Aspiring Principals will learn from the best, becoming better prepared to lead their own schools; and will more positively affect the lives of their future students and communities;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby recognize and salute the outstanding work done by the

*** RODEL EXEMPLARY PRINCIPAL INITIATIVE ***

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 seventh day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Janice K. Brewer
Secretary of State

*** TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK ***

[M09-08]

WHEREAS, teen dating violence crosses race, gender, and socioeconomic lines; and

WHEREAS, 57 percent of teens know someone who has been physically, sexually, or verbally abusive in a dating relationship; and

WHEREAS, 1-in-5 female high school students report being physically abused or sexually abused by a dating partner; and

WHEREAS, females ages 16-24 are more vulnerable to intimate partner violence than any other age group – at a rate almost triple the national average; and

WHEREAS, violent relationships during adolescence can have serious ramifications for victims, including placing them at higher risk for substance abuse, eating disorders, risky sexual behavior, suicide, and adult revictimization; and

WHEREAS, the severity of violence among intimate partners has been shown to increase if the pattern was established in adolescence

WHEREAS, 81 percent of parents surveyed either believe dating violence is not a problem or admit they do not know it is a problem

WHEREAS, early prevention and intervention with youth increases the likelihood that they will grow into young adults with healthy beliefs about intimate relationships

WHEREAS, effective prevention models that target youth before they start dating must continue to be supported;

NOW, THEREFORE, I, Janet Napolitano, Governor of the State of Arizona, do hereby proclaim February 2-6, 2009 as

*** TEEN DATING VIOLENCE AWARENESS AND PREVENTION 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 seventh day of January in the year Two Thousand and Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Janice K. Brewer
Secretary of State

*** PARTNER UP, ARIZONA™ WEEK ***

[M09-33]

WHEREAS, the consequences of drug abuse and addiction continue to have a profound effect on individuals, families and communities across Arizona; and

WHEREAS, the average age of first time methamphetamine use in Arizona is 14 and youth begin drinking alcohol at age

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13, demonstrating a need to come together to protect Arizona's children; and

WHEREAS, parents and caregivers play a pivotal role in the prevention of substance abuse among youth; and

WHEREAS, valuable prevention and education programs like Partnership for a Drug-Free America, Arizona Affiliate, are diligent in their efforts to address substance abuse and create more vibrant futures for Arizona's children, youth, and families; and

WHEREAS, a collaborative effort among Arizona communities, the private sector, government, law enforcement agencies, organizations, parents, caregivers, youth and media can help in protecting Arizona's youth from the harmful effects of substance abuse; and

WHEREAS, The Partnership for a Drug-Free America, Arizona Affiliate values the health and safety of all Arizona residents;

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 8-14, 2009 as

*** PARTNER UP, ARIZONA™ WEEK ***

and call upon the citizens of Arizona to partner up for healthy living and drug-free kids.

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

Janice K. Brewer
G O V E R N O R

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

ATTEST:
Ken Bennett
Secretary of State

*** CALLING A SPECIAL SESSION OF THE FORTY-NINTH LEGISLATURE OF THE STATE OF ARIZONA ***
[M09-37]

By the power vested in me by the Arizona Constitution, Article IV, Part 2, Section 3 and Article V Section 4 respectively, I, Janice K. Brewer, Governor of the State of Arizona, call the 49th Legislature to meet in a special session at the Capitol on the Twenty-Eighth Day of January, 2009, at 9:26 p.m.

The subject to be considered at the Special Session shall be:

1. The adjustments necessary to address the projected state budget deficit for fiscal year 2008-2009.

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

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this 28th day of January in the year Two Thousand Nine and of the Independence of the United States of America the Two Hundred and Thirty-third.

ATTEST:
Ken Bennett
Secretary of State