

**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 2010-12
Establishing the Arizona Commerce Authority**

[M10-247]

WHEREAS, Arizona seeks to align the diverse assets and opportunities within the State with private-sector leadership and innovation necessary to compete economically at the highest level in both domestic and international markets; and

WHEREAS, the competitive nature of these markets requires the State's absolute resolve, focus and collaboration with private sector partners if it is to achieve substantial growth in and diversification of its economy, and ultimately advance the quality of life for all Arizonans; and

WHEREAS, Arizona's fiscal crisis has magnified the need for a more directed, credible and effective economic development delivery system; and

WHEREAS, private sector leadership, ingenuity, innovation and engagement should be fundamental components of the State's economic development strategy and overall objectives; and

WHEREAS, a healthy economy relies on skilled workers, and Arizona's higher education system is essential to ensuring the State has a skilled workforce and to the development of the State's future business leaders.

WHEREAS, it is critical for a state economic development organization to operate with limited political influence, but maintain accountability for results; and

WHEREAS, the Arizona Department of Commerce (Department) is statutorily charged with leading the State's business development efforts, but its focus on economic progress has been diluted through numerous other statutory and executive mandates and limited funding; and

WHEREAS, Governor Brewer created the Governor's Commerce Advisory Council (Council) to recommend a new state-wide economic development delivery structure to advance Arizona's global competitiveness; and

WHEREAS, the Council recommended numerous changes to strengthen the Department's flexibility and leadership capacity, including the establishment of a quasi-public state authority to serve as a focused and accountable 21st century economic development; and

WHEREAS, Governor Brewer is working with Legislative leadership to advance these recommendations through a complete reinvention of the Department designed to effect key economic advancements with the understanding that immediate changes are critical to heighten the Department's ability to prioritize job creation and new investment at this crucial point in our State's history.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of this State do hereby order and direct as follows:

1. The Department shall prioritize the following responsibilities:
 - a) Job creation and expansion of capital investment through business attraction, expansion and retention, including business incubation and entrepreneurship; and
 - b) Create, monitor and execute a comprehensive economic development and workforce strategy; and
 - c) Manage and administer economic development and workforce programs; and
 - d) Provide statewide marketing leadership; and
 - e) Utilize all means necessary, prudent and practical to integrate private sector-based innovation, flexibility, focus

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- and responsiveness; and
- f) Advance public policy to meet these objectives.
2. The Arizona Commerce Authority Board of Directors is established to provide private-sector leadership and support for the role of the Department in growing and diversifying Arizona's economy, creating quality jobs, and supporting and attracting businesses in targeted, high growth clusters, with a focus on base industries throughout Arizona.
 3. The Board shall advise the Department on implementation of strategies for the economic development priorities listed above.
 4. Board members shall be appointed by and serve at the pleasure of the Governor. Board members shall serve without compensation.
 5. The Governor shall be the chairperson of the Board.
 6. The Governor shall establish an Executive Committee and may form other subcommittees as necessary. The Governor shall serve as the chairperson of the Executive Committee.
 7. The remaining members of the Board shall be comprised of business and community leaders who shall be geographically representative of the State and shall include representation from the following areas:
 - a) Science/Technology; Aerospace/Defense; Renewable Energy
 - b) Global Investment, Finance, and Private Equity
 - c) Entrepreneurship
 - d) Growth, Development and Infrastructure
 - e) The Arizona Aerospace and Defense Commission
 - f) The Governor's Council on Small Business
 8. Ex-officio members of the Board shall include:
 - a) The President of the Arizona State Senate
 - b) The Speaker of the Arizona State House of Representatives
 - c) The President of Arizona State University
 - d) The President of Northern Arizona University
 - e) The President of the University of Arizona
 - f) The President of the Arizona Board of Regents
 - g) One President from the Arizona Community College Presidents' Council
 - h) The Chairperson of the Governor's Council on Workforce Policy
 9. The following individuals shall serve as technical advisors to the Board to enhance collaboration among state agencies to meet infrastructure needs and facilitate growth opportunities statewide:
 - a) Director of the Arizona Department of Environmental Quality
 - b) Arizona State Land Commissioner
 - c) Director of the Arizona Department of Revenue
 - d) Director of the Arizona Office of Tourism
 - e) Director of the Arizona Department of Transportation
 - f) Director of the Arizona Department of Water Resources
 10. Representatives from other state agencies may be utilized as key partners to maximize economic development opportunities by leveraging their access to key strategic assets and planning processes.
 11. Board member terms shall be staggered. After the members' first term, the Board of Directors will provide to the Governor a list of at least three recommended names to fill any vacant position. The Governor shall select from the list of recommended names.

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

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DONE at the Capitol in Phoenix this 29th day of June in the year Two Thousand and Ten, and of the Independence of the United States of America the Two Hundred and Thirty-fourth.

ATTEST:
Ken Bennett
Secretary of State

EXECUTIVE ORDER 2010-13
Continuation of the Moratorium on Regulatory Rule Making

[M10-249]

WHEREAS, my first official action as Governor was to institute a moratorium on regulatory rule making in order to prevent additional burdens on our economy; and

WHEREAS, pursuant to Executive Order 2010-04, the Commission on Privatization and Efficiency was established to create government efficiencies and reduce regulatory burdens on the citizens of Arizona; and

WHEREAS, the economic climate in Arizona continues to challenge local businesses, which are key to increasing employment opportunities in this state; and

WHEREAS, the Legislature continued the moratorium on regulatory rule making for fiscal year 2009-2010 by passing House Bill 2008 in the 2009 Third Special Session; and

WHEREAS, the Legislature continued the moratorium on regulatory rule making for fiscal year 2010-2011 by passing House Bill 2260 in the 2010 Second Regular Session; and

WHEREAS, the effective date of House Bill 2260 is July 29, 2010, creating a gap in the moratorium for July 1, 2010 to July 29, 2010;

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State, hereby authorize an extension of the moratorium on regulatory rule making until July 29, 2010.

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, Arizona this 30th day of June in the year Two Thousand and Ten, and of the Independence of the United States of America the Two Hundred and Thirty-fourth.

ATTEST:
Ken Bennett
Secretary of State

*** TEEN TEXTING CAN WAIT DAY ***

[M10-213]

WHEREAS, Arizona holds the health and safety of its teens as a paramount concern; and

WHEREAS, wireless phone use has become ever-present through our community, Arizona and the nation as a whole; and

WHEREAS, the use of text messages has grown exponentially in recent years; and

WHEREAS, any time a driver attempts to send an electronic text message while driving, his or her attention is diverted from the road; and

WHEREAS, a recent study found that 26% of American teens of driving age say that they have texted while driving, and 48% of all teens 12 to 17 say that they have been a passenger while a driver has sent a text message; and

WHEREAS, Arizona promotes safe driving and hereby joins AT&T, Phoenix Children's Hospital, and educational institutions in efforts to educate teens and their parents about the dangers of texting while driving.

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NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 4, 2010 as

*** TEEN TEXTING CAN WAIT DAY ***

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 May in the year Two Thousand and Ten, and of the Independence of the United States of America the Two Hundred and Thirty-fourth.

ATTEST:
Ken Bennett
Secretary of State

*** 60TH ANNIVERSARY OF THE KOREAN WAR COMMEMORATION DAY ***

[M10-212]

WHEREAS, sixty years ago, armed forces from North Korea shattered the peace in the Land of Morning Calm as they crossed the 38th parallel, invading South Korea; and

WHEREAS, President Harry S. Truman denounced the aggression and called on America to intervene, making this the first time United States Armed Forces were used to contain Communism; and

WHEREAS, the war lasted three years and during that period of time, United States military losses were over 54,000, with 103,000 wounded, more than 8,000 listed as missing-in-action and 7,000 had become prisoners-of-war; and

WHEREAS, two hundred eighty of those Americans who lost their lives were citizens from the Great State of Arizona; and

WHEREAS, South Korean military losses were placed at more than 137,000, with 450,000 wounded, more than 24,000 listed as missing-in-action, over 8,000 were prisoners-of-war, and civilian losses were estimated at more than 2 million; and

WHEREAS, the Korean War was the beginning and end of the expansion of Communism and named one of the most significant events of the 20th Century; and

WHEREAS, the Korean War Veterans Association of Arizona, along with families, friends, and the Korean Community, appreciate and remember those who fought during the Korean War and publicly recognize and pay honor to their courage.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 25, 2010 as

*** 60TH ANNIVERSARY OF THE KOREAN WAR COMMEMORATION DAY ***

and call on all Arizonans to join together to honor and give thanks to our Korean War Veterans, to remember those who lost their lives and sacrificed to ensure the spread of Communism was stopped and to say to the world that the Korean War is no longer the "Forgotten War."

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-seventh day of May in the year Two Thousand and Ten, and of the Independence of the United States of America the Two Hundred and Thirty-fourth.

ATTEST:
Ken Bennett
Secretary of State