

NOTICES OF PROPOSED DELEGATION AGREEMENT

The Administrative Procedure Act requires the publication of notices of proposed delegation agreements in the *Register*. A delegation agreement is an agreement between an agency and a political subdivision that authorizes the political subdivision to exercise functions, powers, or duties conferred on the delegating agency by a provision of law. Delegation agreements are not intergovernmental agreements pursuant to A.R.S. Title 11, Chapter 7, Article 3. For at least 30 days after publication of the Notice of Proposed Delegation Agreement in the *Register*, the agency shall provide persons the opportunity to submit in writing statements, arguments, data, and views on the proposed delegation agreement and shall provide an opportunity for a public hearing if there is sufficient interest. The delegating agency shall follow the procedures for delegation agreements specified in A.R.S. Title 41, Chapter 6, Article 8.

NOTICE OF PROPOSED DELEGATION AGREEMENT

[M10-356]

1. Name of agency proposing the delegation agreement:

Arizona Department of Health Services

2. The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:

Cochise County

3. The name and address of agency personnel to whom persons may direct questions or comments:

Name: Diane Eckles, Office Chief
Address: Department of Health Services
Office of Environmental Health
150 N. 18th Ave., Suite 140
Phoenix, AZ 85007

Telephone: (602) 364-3142

Fax: (602) 364-3146

E-mail: ecklesd@azdhs.gov

or

Name: Thomas Salow, Acting Manager
Office of Administrative Counsel and Rules
Address: Department of Health Services
Office of Administrative Counsel and Rules
1740 W. Adams St., Suite 203
Phoenix, AZ 85007

Telephone: (602) 364-1935

Fax: (602) 364-1150

E-mail: salowt@azdhs.gov

4. A summary of the delegation agreement and the subjects and issues involved:

A.R.S. § 36-136(D) authorizes the Director of the Arizona Department of Health Services (ADHS) to delegate “to a local health department, county environmental department or public health services district any functions, powers or duties the director believes can be competently, efficiently and properly performed by the local health department, county environmental department or public health services district.” Exercising this authority, ADHS entered into a Delegation Agreement (Agreement) with the Cochise County Health Department (CHD), in which ADHS delegated food and general sanitation control to the CHD. ADHS is amending the Agreement with the CHD to reflect the addition of county jails and county juvenile detention centers under the CHD’s Delegated Functions and Duties regarding Food Establishments.

5. Copies of the proposed delegation agreement may be obtained from the agency as follows:

Copies of the proposed delegation agreement may be requested, in writing, from the Arizona Department of Health Services, Office of Environmental Health, 150 N. 18th Ave., Suite 140, Phoenix, AZ 85007, or by telephone at (602) 364-3142.

6. The schedule of public hearing on the proposed delegation agreement:

A person may submit written comments on the proposed delegation agreement to an individual listed in item 3 until the close of record on November 1, 2010 at 2:00 p.m.

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The Department will not be holding a public hearing on the proposed delegation agreement unless there is sufficient public interest. A person may request a public hearing by contacting Robert Lane at (602) 542-1513 or laner@azdhs.gov.