

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

BOARD OF ATHLETIC TRAINING

Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 2470.)

[R11-187]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 49, Board of Athletic Training
Article and its heading: 1, General Provisions; 2, Licensure; 4, Athletic Training Practice
Section numbers: R4-49-101, R4-49-102, R4-49-103, R4-49-104, R4-49-201, R4-49-202, R4-49-203, R4-49-204, R4-49-205, R4-49-207, R4-49-208, R4-49-401, R4-49-403, R4-49-404 (Sections may be added, deleted or modified as necessary.)
- 2. The subject matter of the proposed rule:**
The rules in Articles 1 through 4 are not consistent with Arizona Revised Statutes, Title 32 (Professions and Occupations), A.R.S Title 32, Chapter 41, Articles 1 through 3. Specifically, Senate Bill 1131 of the 47th Legislature was signed into law in 2006. It adds A.R.S. § 32-4103(C) allowing the Board to adopt rules to prescribe continuing education requirements for license renewal and A.R.S. § 32-4127 allowing for the issuance of a temporary license.
In addition, Senate Bill 1326 and House Bill 2142 of the 49th Legislature were signed into law in 2010. They significantly revise the following statutes: A.R.S. § 32-4101 definitions, A.R.S. § 32-4103(C) requiring the Board to prescribe the appropriate education and training for an athletic trainer, A.R.S. § 32-4103(E) stating that an athletic trainer is not subject to civil liability, A.R.S. § 32-4151(D) setting the limitation for treatment to persons participating in an athletic event, A.R.S. § 32-4103(C)(2) allowing for the appointment of advisory committees, A.R.S. § 32-4104(A) allowing the Board to jointly hire an executive director, A.R.S § 32-4104(B) requiring the Board to hire staff, A.R.S. § 32-4105 establishing an athletic training fund and A.R.S. § 32-4128 requiring an applicant to provide fingerprints for licensure.
- 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: J. Randy Frost, Executive Director
Address: 4205 N. 7th Ave., Suite 305
Phoenix, AZ 85013
Telephone: (602) 589-8353
Fax: (602) 589-8354
E-mail: randy.frost@otboard.az.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments will be accepted Monday through Friday from 8:00 a.m. and 5:00 p.m. at the location listed in item 4. The schedule for oral proceedings is to be determined and will be published in a future issue of the *Register*.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined