

**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.

**\* ARIZONA NON-PROFIT LEADER DAY \***

[M12-61]

**WHEREAS**, non-profit organizations help sustain healthy communities and enhance the quality of life for all Arizonans and others throughout the United States; and

**WHEREAS**, thousands of Arizona based non-profit organizations significantly contribute to our State's economy, both by providing jobs and services, and by purchasing goods and services through expenditures of more than \$15 billion annually; and

**WHEREAS**, Arizona's non-profit organizations act as responsible stewards of charitable resources, providing important outlets through which our residents can positively impact their community through their time, talent, and monetary donations; and

**WHEREAS**, non-profit leaders of Arizona are mission-driven, caring entrepreneurs creating new solutions to problems, while filling unmet needs in the areas of health, housing and shelter, food, employment, education and youth development, research, arts, public safety, disaster preparedness, legal, recreation, and sports; and

**WHEREAS**, ONE – the Organization for Nonprofit Executives – celebrates its 10th year and the accomplishments of Arizona's non-profit leaders through its annual Non-Profit Leader Day and Director of the Year Awards.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 29, 2012 as

**\* ARIZONA NON-PROFIT LEADER 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 ninth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* JUDGE LEARNED HAND AWARDS DAY \***

[M12-65]

**WHEREAS**, the American Jewish Committee (AJC) has for more than 100 years fought for the rights and freedom of people worldwide, and has fostered the values of pluralism and democracy in our State; and

**WHEREAS**, the AJC established an award for distinguished members of the Bar for their adherence to the values and standards of excellence associated with Judge Learned Hand, who served from 1924 to 1951 in the U.S. Court of Appeals Second Circuit; and

**WHEREAS**, there are members of our Arizona legal community who exemplify the high principles for which Judge Learned Hand was renowned; and

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**WHEREAS**, each spring the AJC has seen fit to honor three of these special individuals with tribute awards; and

**WHEREAS**, Howard R. Cabot has been awarded the Community Service Award in appreciation of years of dedication and commitment to the values of community service, and for demonstrating sustained contributions to the advancement of equality and democratic principles; and

**WHEREAS**, Barbara LaWall has been awarded the Public Service Award in honor of sustained contributions to the advancement of equality and democratic principles through work in the non-profit and public sectors; and

**WHEREAS**, Lindsay Marshall has been awarded the Emerging Leadership Award in recognition of her commitment to the values of community service while practicing 12 years or less.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 14, 2012 as

**\* JUDGE LEARNED HAND AWARDS 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 ninth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* RECORD-A-THON WEEK \***

[M12-63]

**WHEREAS**, over one million people in the U.S. are legally blind, and 1 out of every 5 Americans has a learning disability; and

**WHEREAS**, research in the field of print studies indicates that by the fourth grade, many students with print disabilities that do not have access to the benefits of recorded books have been unable to pass to the next grade, reducing their self-esteem and willingness to read; and

**WHEREAS**, 35 percent of students with learning disabilities drop out of school, which is double the dropout rate of students without learning disabilities; and

**WHEREAS**, Learning Ally is the nation's educational library for people with print disabilities and provides recorded textbooks in every subject area and grade level; and

**WHEREAS**, recorded textbooks help improve reading speed, content acquisitions, and reading comprehension; and

**WHEREAS**, recorded textbooks are read and recorded by nearly 6,000 volunteers, including more than 220 volunteers in the State of Arizona; and

**WHEREAS**, the use of Learning Ally's recorded textbooks have benefited more than 2,500 students in Arizona; and

**WHEREAS**, Learning Ally Arizona will hold its annual Record-A-Thon during the week of February 26 – March 2, in its Phoenix recording studio as part of the national effort to increase the number of recorded books available to Learning Ally's more than 265,000 members nationwide.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 26 – March 2, 2012 as

**\* RECORD-A-THON WEEK\***

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be

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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 ninth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* YWCA TRIBUTE TO LEADERSHIP DAY \***

[M12-64]

**WHEREAS**, YWCA Maricopa County has been shaping lives and improving the quality of life in the Valley of the Sun for more than 97 years through programs and services serving women, children, and seniors; and

**WHEREAS**, YWCA Maricopa County identifies and meets the needs of the community through the Valley West Senior Centers, providing services to Glendale residents since 1976. Seniors and disabled adults benefit daily from the hot meals, social activities, companionship, and transportation provided by YWCA Maricopa County; and

**WHEREAS**, YWCA Maricopa County has encouraged volunteers, staff, board members and the community to exemplify in their lives the mission to empower women and eliminate discrimination; and

**WHEREAS**, YWCA Tribute to Leadership recognizes and honors 9 extraordinary women whose lives and accomplishments embody the letter and the spirit of YWCA's mission in words and deeds; and

**WHEREAS**, each of these special women is leaving a legacy of change, grace, dignity and quality in the communities in which they live and work.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 10, 2012 as

**\* YWCA TRIBUTE TO LEADERSHIP 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 ninth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* ARIZONA CENTENNIAL DAY \***

[M12-47]

**WHEREAS**, one hundred years ago today, on February 14, 1912, after nearly 49 years as a U.S. territory and thousands of years as a sacred home to indigenous people, Arizona became the 48th and last of the contiguous States to enter the Union of the United States of America; and

**WHEREAS**, at the time of statehood, Arizona epitomized the economic promise of the American West, and with riches in natural resources, the State was earning its reputation as the home of the Five C's – copper, cattle, cotton, citrus, and climate; and

**WHEREAS**, its people reflected the rich history and heritage of the Southwest, from the influences of its American Indians and Hispanic cultures to the adventurous spirit of its early miners, ranchers, and farmers -- all embracing Arizona's rugged and rich environment to create a unique and prosperous lifestyle; and

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**WHEREAS**, Arizona continues to be recognized for its cultural and natural beauty, a high quality of life, and its innovation in all fields including agriculture, science and technology, optics, aerospace and defense, renewable, alternative and solar energy, bioscience, health care and vibrant small businesses; and

**WHEREAS**, the 100th anniversary of statehood offers an opportunity to reflect on Arizona's past, present, and future as well as our rich diversity, all made possible by the people of this great State; and

**WHEREAS**, the beginning of the second century of statehood offers an opportunity for all Arizonans to envision the future and strive toward new achievements in education, innovation, economic development, and social well-being for the people of Arizona.

**NOW THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 14, 2012 as

**\* ARIZONA CENTENNIAL DAY \***

and encourage all citizens to participate in events commemorating, celebrating, and honoring the culture, traditions and beauty of Arizona, and to reflect on the future of the State of Arizona as we embark together on a journey into the next 100 years.

**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 fourteenth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* ARIZONA MYELOMA AWARENESS WEEK \***

[M12-59]

**WHEREAS**, myeloma, which is also referred to as Kahler's disease, myelomatosis, and plasma cell myelomas, is a cancer of the plasma cells, a type of white blood cells that are primarily found in bone marrow; and

**WHEREAS**, myeloma eventually causes destruction to the outer layers of the bone, causing chronic pain, immobility, and possible nerve damage; and

**WHEREAS**, in Arizona there have been an annual average of 273 cases of myeloma diagnosed and 204 deaths caused from myeloma in the last five years; and

**WHEREAS**, the Arizona Myeloma Network's mission is to promote education, awareness, and advocacy for the improved treatment and quality of life for Multiple Myeloma patients and their caregivers regardless of political, social, cultural, organizational or economic barriers; and

**WHEREAS**, Arizona Myeloma Network established the Tissue Donor Awareness Program to educate the citizens of Arizona regarding donation of tissue for cancer research.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 24 – March 31, 2012 as

**\* ARIZONA MYELOMA AWARENESS WEEK \***

**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 fourteenth day of February in the year

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Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* GENOCIDE AWARENESS MONTH \***

[M12-58]

**WHEREAS**, during the Second World War, Raphael Lemkin coined the term “genocide” to describe a coordinated plan of actions aimed at the destruction of essential foundations of the life of national groups, with the aim of annihilating a group itself, for example, by disintegrating a group’s political and social institutions, culture, language, national feelings, religion, and economic existence, and destroying the personal security, liberty, health, and dignity, and the lives of individuals belonging to the group; and

**WHEREAS**, on December 9, 1948, the United Nations Convention on the Prevention and Punishment of the Crime of Genocide was adopted, declaring genocide to be a crime under international law, and defining genocide to include the commission of certain acts, including killing members of the group, causing serious bodily or mental harm to members of the group, deliberately inflicting conditions of life calculated to bring about a group’s physical destruction in whole or in part, imposing measures intended to prevent births within the group, and forcibly transferring children of the group to another group, with the intent to destroy, in whole or in part, a national, ethnic, racial, or religious group; and

**WHEREAS**, in 2008, the Prevention of Genocide Task Force, convened by the United States Holocaust Memorial Museum, the American Academy of Diplomacy, and the United States Institute of Peace, issued a report finding that in order to prevent future genocides and mass atrocities, effective prevention measures must be implemented before a crisis has erupted, and educating the public can help protect individual rights and promote a culture of lawfulness; and

**WHEREAS**, the State of Arizona condemns and desires to combat all acts of genocide; and

**WHEREAS**, educating the public about the evils of genocide and commemorating victims of genocide, including the adoption of Genocide Awareness Week, are effective tools that will further these goals.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim April 2012 as

**\* GENOCIDE AWARENESS MONTH \***

and urge all Arizona citizens to recognize the importance of genocide prevention work.

**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 fourteenth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH \***

[M12-60]

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

**WHEREAS**, one in three adolescent girls in the United States is a victim of physical, emotional, or verbal abuse from a dating partner; and

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

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**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**, only 33% of teens report being physically abused or sexually abused by a dating partner; and

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

**WHEREAS**, by providing young people with education about healthy relationships, building relationship skills, and by changing attitudes that support violence, we recognize that dating violence can be prevented; and

**WHEREAS**, it is essential to raise awareness among communities and to provide training for teachers, counselors, and school staff so that they may recognize when youth are exhibiting signs of dating violence.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 2012 as

**\* TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH \***

**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 fourteenth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* WOMEN IN CONSTRUCTION WEEK \***

[M12-57]

**WHEREAS**, the Greater Phoenix Chapter and the Tucson Chapter of the National Association of Women in Construction have distinguished themselves for years as the voice of women in construction in Arizona; and

**WHEREAS**, the work done by these Chapters has benefited all of Arizona through community development and educational programs; and

**WHEREAS**, the Arizona Chapters have sought to achieve successful results for Arizona in a cooperative spirit with other organizations; and

**WHEREAS**, the Arizona Chapters have unceasingly promoted the employment and advancement of women in the construction industry; and

**WHEREAS**, the Arizona Chapters are a driving force in fostering community development through renovation and beautification projects, promotion of skilled trades, careers, and a positive vision for the future.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 4-10, 2012 as

**\* WOMEN IN CONSTRUCTION WEEK \***

**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 fourteenth day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

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**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* ARIZONA DAY OF PRAYER \***

[M12-76]

**WHEREAS**, the religious freedom guaranteed us and protected by the First Amendment of the United States Constitution and the diversity of faiths practiced in America have made our land a beacon for people who seek freedom to worship according to their conscience; and

**WHEREAS**, Americans of every race, background and creed come together in churches, synagogues, temples, mosques and their own homes to pray for guidance, wisdom and courage; and

**WHEREAS**, just as we rely on prayer for courage, hope and renewal in our private lives, so likewise do we turn to prayer at times of joy, crisis and tragedy in our public life as a Nation and a State; and

**WHEREAS**, Congress, by Public Law 100-307, has called on our citizens to reaffirm the role of prayer in our society and to honor the religious diversity our freedom permits by recognizing annually a "National Day of Prayer"; and

**WHEREAS**, we are especially mindful of the heroic men and women serving in our Armed Forces, especially those serving abroad.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim May 3, 2012 as

**\* ARIZONA DAY OF PRAYER \***

**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-second day of February in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**EXECUTIVE ORDER 2011-05**

**State Regulatory Rule Making Review and Moratorium To Promote Job Creation and Retention**

*Editor's Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on June 30, 2012 as a notice to the public regarding state agencies' rulemaking activities.*

[M11-234]

**WHEREAS**, my first official action as Governor was to institute a regulatory rule making review and moratorium process ("regulatory review and moratorium") in order to prevent additional and unnecessary burdens on our private sector employers and political subdivisions; and

**WHEREAS**, other states have since implemented regulatory reviews and moratoriums; and

**WHEREAS**, the economic climate in Arizona continues to challenge both those seeking employment and our employers, who are the key to increasing job opportunities in this State; and

**WHEREAS**, a predictable regulatory climate in this State will promote job creation and retention; and

**WHEREAS**, the Legislature enacted the regulatory review and moratorium for fiscal year 2009 - 2010 by passing House Bill 2008 in the 2009 Third Special Session; and

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

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**WHEREAS**, the current regulatory review and moratorium expires on June 30, 2011; and

**WHEREAS**, the expiration of the current regulatory review and moratorium could result in a regulatory explosion detrimental to job creation and retention in this State; and

**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 declare that for fiscal year 2011-2012 ending June 30, 2012, the following:

1. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any rule making except as permitted by this Order. The objective of this Order is eliminate any unnecessary increased monetary or regulatory costs on employers, persons, individuals, other state agencies, or political subdivisions of this State. This prohibition includes any informal rule making prior to the commencement of the formal rule making process.
2. Paragraph 1 does not apply to state agency rule making for any one or more of the following reasons:
  - a. To fulfill an objective related to job creation in this State.
  - b. To lessen or ease a regulatory burden while achieving the same regulatory objective.
  - c. To prevent a significant threat to the public health, peace or safety.
  - d. To avoid a violation of a court order or federal law that would result in sanctions by a court or federal government against an agency for failure to conduct the rule making action.
  - e. To comply with a federal statutory or regulatory requirement or a state statutory requirement if the applicable statute or regulation contains a date certain for compliance on or before December 31, 2012 or is necessary under subparagraph (c) of this Paragraph.
  - f. To fulfill an obligation related to fees or any other action necessary to implement the state budget that is certified by the Governor's Office of Strategic Planning and Budgeting.
  - g. To promulgate a rule or other item that is exempt from title 41, chapter 6, Arizona Revised Statutes, pursuant to section 41-1005, Arizona Revised Statutes.
  - h. To address matters pertaining to the control, mitigation or eradication of waste, fraud or abuse within a state agency or wasteful, fraudulent or abusive activities perpetrated against a state agency.
3. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any informal or formal rule making pursuant to Paragraph 2 or otherwise without the prior written approval of the Office of the Governor.
4. This Order applies to all state agencies, except for: (a) any state agency that is headed by a single elected state official, (b) the corporation commission, or (c) any state agency whose agency head is not appointed by the Governor.
5. All state officials and state agencies that are not subject to this Order pursuant to Paragraph 4 are encouraged to participate voluntarily within the context of their own rule making processes.
6. State agencies may continue a rule making that was authorized by the Office of the Governor on or after January 22, 2009. All state agencies, subject to this Order pursuant to Paragraph 4, shall report to the Office of Governor by July 29, 2011 all pending rule makings and any pending requests to the Office of Governor for rule making.
7. This Order does not confer any legal rights upon any persons and shall not be used as a basis for legal challenges to rules, approvals, permits, licenses or other actions or to any inaction of a state agency.
8. For the purposes of this executive order, "person", "rule" and "rule making" have the same meanings prescribed in section 41-1001, Arizona Revised Statutes.

**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 Eleven and of the Independence of the United States of America the Two Hundred and Thirty-fifth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**