

Governor's Executive Orders/Proclamations

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, Proclamations of General Applicability, and ceremonial dedications 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.

*** ALPHA-1 AWARENESS MONTH ***

[M13-331]

WHEREAS, Alpha-1 Antitrypsin Deficiency (AAT Deficiency or Alpha-1) is one of the most common serious hereditary disorders in the world and can result in life-threatening liver disease in children and adults or in lung disease in adults; and

WHEREAS, 100,000 children and adults in the United States have a severe deficiency and an estimated 25 million people in the United States carry a single deficient gene that causes Alpha-1 and may pass the gene onto their children; and

WHEREAS, Alpha-1 is widely under-diagnosed and misdiagnosed. Less than 10 percent of those predicted to have Alpha-1 have been accurately diagnosed and it often takes an average of five doctors and seven years from the time symptoms first appear before proper diagnosis is made, which can be detected by a simple blood test; and

WHEREAS, it is the most common known genetic risk factor for Chronic Obstructive Pulmonary Disease (COPD). Lung disease is the most frequent cause of disability and early death among affected persons, striking in the prime of life and a major reason for lung transplants; and

WHEREAS, Alpha-1 originates in the liver and can lead to liver failure at any time in life and is the leading genetic cause of liver transplantation in children. Currently, the only treatment for liver disease of Alpha-1 is a liver transplant; and

WHEREAS, in support of the mission to bring awareness to our great State of Arizona, various awareness activities will be taking place throughout the state to educate both the medical community and citizens on this serious and potentially fatal disease.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2013 as

*** ALPHA-1 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 twenty-ninth day of October in the year Two Thousand and Thirteen and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA ADOPTION MONTH ***

[M13-332]

WHEREAS, the State of Arizona recognizes the importance of giving children who cannot safely reunify with their birth families a permanent, safe and nurturing family through adoption; and

WHEREAS, state and private agencies work collaboratively with the courts, community members and members of faith-

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based organizations to unite children and adults through the process of adoption; and

WHEREAS, during fiscal year 2012, Arizona was recognized by the U.S. Department of Health and Human Services for exceeding baselines established for the number of children leaving foster care through a finalized adoption; and

WHEREAS, the community has come alongside the State to support children in need of an adoptive placement through the Children's Heart Gallery, and online and traveling gallery, where 86 children have been featured and 27 have found families through adoption since September 2012; and

WHEREAS, adoptive parents have a special calling, serving as the primary source of love, identity, self-esteem, and support for our children; and

WHEREAS, at least five counties across Arizona will host Adoption Day celebrations during the month of November.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2013 as

*** ARIZONA ADOPTION MONTH ***

and commend all who recognize the urgency and importance of providing permanent, loving homes for children and families.

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-third day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA ADULT LITERACY WEEK ***

[M13-328]

WHEREAS, approximately 20 percent of Arizona's adults experience literacy issues that impair their lives and families, their ability to work productively, and their full participation as citizens and residents of Arizona; and

WHEREAS, the need for a highly literate citizenry is growing as Arizona's economy becomes increasingly information-based; and

WHEREAS, parents are their children's first teachers, preparing them to succeed in school and in life; and

WHEREAS, last year, Arizona's adult education providers supplied over 1.5 million hours of instruction to improve the literacy of Arizona's adults; and

WHEREAS, Arizona Adult Literacy Week will encourage and promote literacy and lifelong learning across our great State.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 9 - 15, 2014 as

*** ARIZONA ADULT LITERACY 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

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DONE at the Capitol in Phoenix on this fifth day of November in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA HOSPICE & PALLIATIVE CARE MONTH ***

[M13-329]

WHEREAS, hospice and palliative care provides patients and families high quality care during life-limiting illness and at the end of life, through pain management and symptom control, caregiver training and assistance, and emotional and spiritual support; and

WHEREAS, hospice and palliative care allows patients to live fully until the final moments, surrounded and supported by the faces of loved ones, friends, and committed caregivers; and

WHEREAS, numerous Arizonans living with a life-limiting illness, and their families, have received care from hospice and palliative care programs in communities throughout Arizona; and

WHEREAS, professional and compassionate hospice staff, including physicians, nurses, social workers, therapists, counselors, health aides, volunteers, and clergy provide comprehensive care focused on the wishes of each individual patient; and

WHEREAS, providing high-quality hospice and palliative care reaffirms our belief in the essential dignity of every person, regardless of age, health, or social status, and that every stage of human life deserves to be treated with the utmost respect and care; and

WHEREAS, hospice and palliative care providers encourage all people to learn more about options for care and to share their wishes with family, loved ones, and their healthcare professionals.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2013 as

*** ARIZONA HOSPICE & PALLIATIVE CARE 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 fifth day of November in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA INSURANCE INDUSTRY DAY ***

[M13-333]

WHEREAS, when people and communities in Arizona need to insure economic risks they cannot afford to bear themselves, it becomes the duty and privilege of the insurance industry to assume these risks and to encourage risk management programs in cooperation with municipal and state authorities; and

WHEREAS, the availability of insurance provides financial stability, minimizing the disruption of lives and the economy in times of catastrophe and loss; and

WHEREAS, ethical conduct, good faith, and fair treatment benefit consumers, claimant, and the insurance industry; and

WHEREAS, the continuing education of men and women serving the insurance industry enhances the quality of service;

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and

WHEREAS, the Arizona Chapter of the Society of Chartered Property and Casualty Underwriters was organized to promote continuing education and ethical conduct of insurance professionals.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 20, 2013 as

*** ARIZONA INSURANCE INDUSTRY 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-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA VETERANS HALL OF FAME DAY ***

[M13-334]

WHEREAS, Arizona veterans have served and sacrificed on behalf of our state and nation and deserve our eternal respect and admiration; and

WHEREAS, the Arizona Veterans Hall of Fame was created by the United Arizona Veterans to honor and celebrate the lives of our brave men and women in uniform who have sacrificed in the past and continue to live selfless lives in service to their communities; and

WHEREAS, the 2013 Class of the Arizona Veterans Hall of Fame will be duly recognized in a special ceremony on October 25, 2013, in Phoenix, Arizona; and

WHEREAS, on this day, 21 veterans will join those honored veterans who have previously been inducted into the Arizona Veterans Hall of Fame; and

WHEREAS, we proudly welcome these exceptional individuals into the Arizona Veterans Hall of Fame, and will pay due tribute with special speakers, presentations, displays and festivities.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 25, 2013 as

*** ARIZONA VETERANS HALL OF FAME DAY ***

in honor of the 2013 Class of the Arizona Veterans Hall of Fame.

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 October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** VETERANS DAY ***

[M13-330]

WHEREAS, Arizona is home to more than half a million military veterans who have helped shape the American character by giving us an extraordinary legacy of patriotism and honor, and representing the highest form of civic virtue and duty; and

WHEREAS, in observance of Veterans Day, we recognize and pay tribute to the heroic men and women of our armed forces who have valiantly defended the values of liberty, opportunity, and justice for all by answering the call of duty and risking their lives to protect their fellow citizens; and

WHEREAS, November 11, 1918 marked the cessation of hostilities during World War I, "The Great War," when the armistice went into effect on the eleventh hour of the eleventh day of the eleventh month; and

WHEREAS, with respect for and in recognition of the contributions our servicemen and women have made to the cause of peace and freedom around the world, Congress has officially designated November 11 of each year as a legal public holiday to honor all who have served in America's Armed Forces; and

WHEREAS, the noble spirit of the American military is a vital part of our nation and our history, and the valor, strength, and courage of the men and women in uniform remain a constant inspiration.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 11, 2013 as

*** VETERANS DAY ***

and call upon all Arizona citizens to remember our civil obligations to our nation's veterans, and to uphold our commitment to the lasting principles defining our country, the principles for which our fellow citizens fought and died.

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 fifth day of November in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

EXECUTIVE ORDER 2012-03

State Regulatory Review, Moratorium and Streamlining 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 December 31, 2014, as a notice to the public regarding state agencies' rulemaking activities.

[M12-226]

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 any additional burdens on Arizona's private sector employers and political subdivisions; and

WHEREAS, this rule making review and moratorium process has continued by session law or executive order to this day; and

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

WHEREAS, Arizona's efforts are being rewarded, such as being ranked as one of the top ten best states for business in a survey of chief executive officers this year, the eighth best for job growth in the last year, and the top state for innovators starting new business; and

WHEREAS, last January, I determined that State agencies needed to quicken the pace on streamlining existing rules and

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reducing wasted time in regulatory processes to increase Arizona's economic competitiveness and job creation, while still protecting public health, safety and the environment; and

WHEREAS, the 50th Legislature passed and I signed into law House Bill 2744 (2012 Arizona Laws, Chapter 352) which permits a state agency to conduct expedited rulemaking to streamline existing rules; and

WHEREAS, this expedited rulemaking authority will be used, in part, by State agencies to implement the "lean" waste reduction initiative I announced last January to increase the efficiency and service quality of State agencies; and

WHEREAS, I encourage the general public and regulated community to bring forward ideas to State agencies and the Governor's Regulatory Review Council on what rules need to be streamlined and how that can be best achieved while still protecting public health, safety and the environment; and

WHEREAS, the current regulatory review and moratorium expires on June 30, 2012.

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 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 to 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 rulemaking 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, 2014 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 process.
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 the Governor by July 31, 2012 all pending and anticipated rule making requests. Beginning fiscal year 2013 all state agencies shall submit to the Office of the Governor by the end of each fiscal year an annual report of all pending and anticipated rule making to Office of the Governor.
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.
9. This Executive Order expires on December 31, 2014.

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 26th day of June in the year

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

ATTEST:
Ken Bennett
Secretary of State