

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.

*** ARIZONA FAMILY CAREGIVER MONTH ***

[M14-319]

WHEREAS, each year the month of November is set aside to pay tribute to Arizona's family caregivers by recognizing the value of the service they provide; and

WHEREAS, family caregivers are a vital resource in Arizona, providing over \$9 billion per year in unpaid care to loved ones across the lifespan, including special needs children, the elderly, chronically ill, and individuals living with a disability; and

WHEREAS, the need for family caregivers is growing and will continue to grow as Arizona's population of aging citizens continues to expand; and

WHEREAS, many families are caring in their homes for service members from the Iraq and Afghanistan wars who are suffering from traumatic brain injury, post-traumatic stress disorder, or other wounds and conditions; and

WHEREAS, unpaid caregivers are the backbone of the long-term care system, providing approximately three-fourths of Arizona's long-term care; and

WHEREAS, individuals engaged in family caregiving need support as they face challenges affecting their own health, finances, and job security; and

WHEREAS, it is appropriate to set aside a month to acknowledge family caregivers who are deserving of our lasting gratitude and respect for the care they provide.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2014 as

*** ARIZONA FAMILY CAREGIVER MONTH ***

and, I further call on all citizens throughout Arizona to acknowledge the invaluable contributions made by family caregivers during this special month and throughout the year.

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 Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

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

[M14-298]

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 Unified Arizona Veterans and the Governor of Arizona 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 2014 Class of the Arizona Veterans Hall of Fame will be duly recognized in a special ceremony on October 24, 2014, in Tempe, Arizona; and

WHEREAS, the 13th Anniversary of the Arizona Veterans Hall of Fame symbolizes the legacy of outstanding Arizona veterans who have continued to serve their families, communities, cities, towns, and state; and

WHEREAS, on this day, we are especially grateful for all members of the American Armed Forces, and notably, the inductees of the Arizona Veterans Hall of Fame.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 24, 2014 as

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

in honor of the 2014 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-fourth day of September in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

* **BLINDNESS AWARENESS MONTH** *
* **WHITE CANE SAFETY DAY** *

[M14-299]

WHEREAS, the white cane, which all blind citizens of the State of Arizona have the right to carry, demonstrates and symbolizes their ability to achieve a full and independent life and their capacity to work productively in competitive employment; and

WHEREAS, by allowing all blind people to move freely and safely from place to place, the white cane makes it possible for them to participate fully in and contribute to our society; and

WHEREAS, Arizona law calls upon employers, both public and private, to be aware of and use the employment skills of blind citizens by recognizing their worth as individuals and their productive capacities as employees; and

WHEREAS, the National Federation of the Blind has declared October as Meet-the-Blind Month and takes this opportunity each year to educate the public about the abilities of blind citizens; and

WHEREAS, through the public education and outreach efforts of the National Federation of the Blind of Arizona, citizens of this State can look forward to a continued expansion of employment opportunities for and greater acceptance of blind people in the competitive labor market; and

WHEREAS, on October 6, 1964, a joint resolution of the Congress was signed into law proclaiming October 15th of each year as White Cane Safety Day to recognize the contributions of Americans who are blind or low vision; and

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WHEREAS, the white cane is one of a wide variety of tools that sustain independence, productivity and mobility for individuals who are blind or have low vision and in recent years, refreshable braille displays and speech synthesis devices have given these individuals access to the internet, unlocking a new frontier of unlimited possibilities in education and employment; and

WHEREAS, individuals who are visually impaired are less constrained and better integrated in our State than ever before, but much work remains to ensure they have the opportunity to reach their full potential to secure equal access to education and employment for blind Arizonans and all those with disabilities; and

WHEREAS, since White Cane Safety Day was first proclaimed, individuals who are blind or have low vision have achieved substantial progress. As leaders in government, business, academics, arts and the community, these individuals have made and continue to make remarkable contributions to Arizona and its communities.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2014 as

*** BLINDNESS AWARENESS MONTH ***
and October 15, 2014 as
*** WHITE CANE SAFETY 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-fourth day of September in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

*** BULLYING PREVENTION MONTH ***

[M14-300]

WHEREAS, bullying is physical, verbal, sexual, or emotional harm or intimidation intentionally directed at a person or group of people; and

WHEREAS, bullying occurs in neighborhoods, playgrounds, schools, and through technology, including cell phones and social media; and

WHEREAS, various researchers have concluded that bullying is the most common form of violence, affecting millions of American children and adolescents every year; and

WHEREAS, thousands of Arizona children and adolescents are affected by bullying every year; and

WHEREAS, targets of bullying are more likely to acquire physical, emotional, and learning problems and students who are repeatedly bullied often fear such activities as riding the bus, going to school, and attending community activities; and

WHEREAS, children who bully are at greater risk of engaging in more serious violent behaviors; and

WHEREAS, children who witness bullying often feel less secure, more fearful, and intimidated.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2014 as

*** BULLYING PREVENTION MONTH ***

and, I further encourage all Arizona schools, students, parents, community and faith-based organizations to engage in a variety of awareness and prevention activities designed to make our communities safer for all children and adolescents.

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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-fourth day of September in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

* **CYBER SECURITY AWARENESS MONTH** *

[M14-305]

WHEREAS, the State of Arizona recognizes that it has a vital role in identifying, protecting, and responding to cyber threats that may have significant impact to our individual and collective security and privacy; and

WHEREAS, critical infrastructure sectors are increasingly reliant on information systems to support financial services, energy, telecommunications, transportation, utilities, health care, and emergency response systems; and

WHEREAS, the Stop.Think.Connect.TM Campaign (www.dhs.gov/stopthinkconnect or www.stopthinkconnect.org) has been designated as the National Public Awareness Campaign, implemented through a coalition of private companies, non-profit and government organizations, and academic institutions aimed at increasing the understanding of cyber threats and empowering the American public to be safer and more secure online; and

WHEREAS, the National Institute for Standards and Technology Cybersecurity Framework and Department of Homeland Security's Critical Infrastructure Cyber Community (C3) Voluntary Program have been developed as free resources to help organizations (large and small, both public and private) implement the Cybersecurity Framework and improve their cyber practices through a practical approach to addressing evolving threats and challenges; and

WHEREAS, in support of the Cybersecurity Framework and to better assist business and government entities in addressing cyber threats, the Center of Internet Security/Multi-State ISAC, the Council on CyberSecurity, the Governors Homeland Security Advisors Council, and public and private sector entities have developed an effort to promote good cyber hygiene through actionable guidance for government and businesses, and to promote innovation, strengthen cybersecurity investment and enhance resilience across all sectors; and

WHEREAS, maintaining the security of cyberspace is a shared responsibility in which each of us has a critical role to play, and awareness of computer security essentials will improve the security of Arizona's information infrastructure and economy; and

WHEREAS, the President of the United States of America, the United States Department of Homeland Security (www.dhs.gov/cyber), the CIS/Multi-State Information Sharing and Analysis Center (www.msisc.org), the National Association of State Chief Information Officers (www.nascio.org), and the National Cyber Security Alliance (www.staysafeonline.org) have declared October as National Cyber Security Awareness Month; and all citizens are encouraged to visit these sites, along with the Stop.Think.Connect. Campaign website (www.dhs.gov/stopthinkconnect or www.stopthinkconnect.org) to learn about cyber security; and put that knowledge into practice in their homes, schools, workplaces, and businesses.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2014 as

* **CYBER SECURITY 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 seventh day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:

Ken Bennett
Secretary of State

*** DOMESTIC VIOLENCE AWARENESS MONTH ***

[M14-301]

WHEREAS, domestic violence is an epidemic affecting Americans in all communities, regardless of age, gender, economic status, race, religion, nationality, or educational background; and

WHEREAS, over 15 million children live in families experiencing domestic violence, and 7 million children live in homes where severe violence occurred, contributing to devastating effects such as post-traumatic stress, decreased social, emotional and cognitive development, as well as future physical and emotional health issues; and

WHEREAS, the Center for Disease Control and Prevention has estimated that almost 7 million people are sexually assaulted, physically abused or stalked by an intimate partner each year; and

WHEREAS, in Arizona, 13.6 percent of youth reported being the victim of teen dating violence in the 2012 Arizona Youth Survey; and

WHEREAS, victims of domestic violence are often prevented from getting or keeping jobs by their abusers, and many victims who leave their abusers face poverty, unemployment, homelessness and even death at the hands of abusers as a result of leaving; and

WHEREAS, in Arizona, there were at least 125 domestic violence related deaths in 2013; and

WHEREAS, domestic violence shelters in Arizona served 4,346 adults and 4,095 children in state fiscal year 2014; and

WHEREAS, stopping domestic violence requires uncompromised accountability of offenders; and

WHEREAS, enhanced education, prevention, and intervention efforts will increase public awareness, mobilize community action, and confront the abuse of power and control in interpersonal relationships.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2014 as

*** DOMESTIC VIOLENCE AWARENESS MONTH ***

and, I further encourage all citizens of Arizona to support the efforts of organizations that provide education, outreach, and support to victims of domestic violence, and call upon our citizens to dedicate themselves to ending all forms of violence and the abuse of power and control in relationships.

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-fourth day of September in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:

Ken Bennett
Secretary of State

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*** MARINE CORPS DAY ***

[M14-320]

WHEREAS, on November 10, 1775, a Corps of Marines was created by a resolution of the Continental Congress and since that date, many thousands of men and women have borne the name "Marine"; and

WHEREAS, these brave men and women have served the people of the United States of America during times of peace and war; and

WHEREAS, their steadfast allegiance to their duties and core values of Honor, Courage and Commitment are in keeping with the highest standards set by the people of this great nation; and

WHEREAS, under their watchful eye, no enemy has ever conquered the resolve and spirit of the Corps and subsequently, the will of the people of the United States; and

WHEREAS, the people of the State of Arizona commemorate the brave deeds and continued legacy of all Marines who have and who continue to proudly serve as this nation's "Force in Readiness."

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 10, 2014 as

*** MARINE CORPS DAY ***

in honor of the birth of the illustrious United States Marine Corps.

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-first day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

*** PREMATURETY AWARENESS DAY ***

[M14-321]

WHEREAS, premature birth is a serious and growing problem, and is the leading cause of newborn death in America; and

WHEREAS, in Arizona in 2013, there were 7,647 babies born prematurely representing 9 percent of live births or about 147 premature babies born each week; and

WHEREAS, premature babies can suffer lifelong consequences including cognitive disabilities, cerebral palsy, respiratory problems and blindness, putting a strain on families and on society; and

WHEREAS, to reduce infant mortality and provide a healthy beginning to life, no baby should be voluntarily induced before 39 weeks or pregnancy; and

WHEREAS, half the cases of premature birth happen for unknown reasons, even when the mother has no risk factors and is receiving prenatal care; and

WHEREAS, not smoking, receiving regular medical care for chronic conditions and eating a healthy diet, including taking daily folic acid supplement may lower the risk of a premature baby; and

WHEREAS, the Arizona Perinatal Trust and the Arizona Chapter of the March of Dimes have joined with the Arizona Department of Health Services to reduce early elective deliveries, and in meeting its goal to reduce Arizona's prematurity rate by 8 percent by the year 2014 was honored for this great achievement as recipient of the Virginia Apgar Award in 2013;

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and

WHEREAS, increased awareness about the impact of premature birth and the importance of full-term pregnancies is an important aspect in improving the health of babies, their mothers and the overall good health of our State.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 17, 2014 as

*** PREMATURITY AWARENESS DAY ***

and, I further commend its observance to all citizens.

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-first day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

*** SCHOOL PSYCHOLOGY AWARENESS WEEK ***

[M14-322]

WHEREAS, all children deserve to be educated in a safe and nurturing school environment that promotes cognitive, physical, social and emotional development and encourages family involvement; and

WHEREAS, children learn best in communities where educators are valued and treated with respect, and are learners themselves; and

WHEREAS, supporting diversity among learners contributes to a strong and just society; and

WHEREAS, early effective interventions and collaborative services will best prepare children for success in the future; and

WHEREAS, school psychologists collaborate with key stakeholders in families, schools and communities to promote the healthy development of all children and youth through early interventions and data-based decision making; and

WHEREAS, the citizens of Arizona recognize the vital role that school psychologists play in meeting the individual needs of students by supporting their schools and their families.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 10 – 14, 2014 as

*** SCHOOL PSYCHOLOGY 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 twenty-first day of October in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

DECLARATION OF EMERGENCY
STATEWIDE FLOODING

(Amends Declaration issued September 8, 2014)

[M14-306]

WHEREAS, on September 8, 2014, a powerful rain storm combined with remnants of Hurricane Norbert caused record precipitation amounts and flooding in Arizona; and

WHEREAS, on September 8, 2014, Pinal County experienced rainfall in excess of a 500 year storm event; and

WHEREAS, this storm produced heavy flooding throughout Pinal County, resulting in damages to the public infrastructure within the county which has exceeded the county's capability to recover; and

WHEREAS, on September 17, 2014, the Pinal County Board of Supervisors declared a State of Emergency for this event due to extreme flooding; and

WHEREAS, the preparation and response activities from this storm event spanned from September 7-9, 2014; and

WHEREAS, the Governor is authorized to declare an emergency pursuant to A.R.S. § 26-303(D); and

WHEREAS, the Legislature has authorized the expenditure of funds in an event of an emergency pursuant to A.R.S. § 35-192.

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 the State, do hereby (1) determine that the event of September 8, 2014, justifies the inclusion of Pinal County into the September 8, 2014, Declaration of Emergency and (2) create a full incident for the emergency event to be September 7-9, 2014, to capture preparedness and response efforts, pursuant to A.R.S. § 26-303(D), and I do hereby:

- a. Amend the Declaration of Emergency, Statewide Flooding, dated September 8, 2014, to include Pinal County and establish the full incident period for this event to be September 7, 2014, through September 9, 2014.
- b. All terms and directives of the September 8, 2014, Declaration remain in full force.

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 first day of October in the Year Two Thousand Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-Ninth.

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 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 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