

**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 DIABETES AWARENESS MONTH \***

[M14-324]

**WHEREAS**, in the United States, nearly 30 million people, including approximately 500,000 children and adults in Arizona, have diabetes, a serious disease with potentially life-threatening complications such as heart disease, stroke, blindness, kidney disease and amputation; and

**WHEREAS**, an additional 86 million people in the United States are at risk for developing Type 2 Diabetes; and

**WHEREAS**, more than one-third of people with diabetes do not know they have the disease, and adults under the age of 40 are the fastest growing group diagnosed with this disease; and

**WHEREAS**, recent estimates project that as many as one in three American adults will have diabetes in 2050 if current trends continue; and

**WHEREAS**, more than 150,000 inpatient and emergency room visits were diabetes-related discharges in Arizona; and

**WHEREAS**, the most common form of diabetes can be delayed by consistent physical activity and weight management; and

**WHEREAS**, education and regular check-ups can help people with diabetes to lower their risks for complications and cardiovascular disease; and

**WHEREAS**, an increase in community awareness of the seriousness of prediabetes and diabetes may stimulate public action in increasing research toward a cure, inspire people to take better control of their disease and live a healthier and longer life.

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

**\* ARIZONA DIABETES AWARENESS MONTH \***

and, I further encourage all citizens to recognize Arizona Diabetes Awareness Month and to be part of the American Diabetes Association's Stop Diabetes movement to confront, fight and most importantly, change the future of this deadly disease.

**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 third day of November 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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\* COPD AWARENESS MONTH \*

[M14-325]

**WHEREAS**, Chronic Obstructive Pulmonary Disease (COPD) is a term used to refer to a group of diseases that cause air-flow obstruction and breathing related problems, includes emphysema, chronic bronchitis, and in some cases, asthma and severe bronchiectasis; and

**WHEREAS**, in 2011, COPD became the third leading cause of death in the United States including 3,143 COPD-related deaths in Arizona; and

**WHEREAS**, COPD is considered to be the second leading cause of disability in the United States; and

**WHEREAS**, smoking is the primary risk factor for COPD and in 2011 in Arizona 17.1 percent of adults smoked; and

**WHEREAS**, other risk factors for COPD include environmental and work place exposure to air pollution, second hand smoke, a history of childhood respiratory infections and genetics; and

**WHEREAS**, a genetic condition called Alpha-1 Antitrypsin Deficiency tends to cause individuals to develop COPD, even without exposure to smoking or environmental triggers; and

**WHEREAS**, nationwide the annual cost of COPD in 2010 was \$49.9 billion including healthcare services, indirect costs through loss of productivity, and the deterioration of personal health and well-being; and

**WHEREAS**, in 2011, COPD accounted for 1.5 million emergency room visits, 699,000 hospitalizations, and 10.3 million physician office and hospital outpatient visits, all of which are a detriment to the United States economy; and

**WHEREAS**, early COPD screening and diagnosis is critical and a diagnostic test for COPD known as spirometry is available for office use, yet most people are not diagnosed until they have reached an advanced stage of the disease; and

**WHEREAS**, coordinated community efforts, such as the Arizona State COPD Coalition, a public-private partnership of individuals and organizations, can result in dramatic improvements to public health and reduced healthcare costs.

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

\* COPD AWARENESS MONTH \*

and, I further encourage partnerships between the state government and the National and State based organizations who have ongoing COPD activities to enhance patient education about COPD and encourage all residents of Arizona to learn more about the prevention and treatment of COPD.

**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 third day of November 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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**\* MEDICINE ABUSE AWARENESS MONTH \***

[M14-326]

**WHEREAS**, a common ingredient in many cough and cold remedies has become a popular substance by teenagers searching for a cheap high and is estimated that one in 11 teens has abused cough medicine or other over-the-counter (OTC) products; and

**WHEREAS**, Dextromethorphan (DXM), a cough suppressant, is found in at least 70 OTC products including Alka-Seltzer Plus Cold & Cough Medicine; Coricidin Cough and Cold Tablets; Dimetapp DM; Robitussin cough products; Triaminic cough syrups; Tylenol Cold products; and Vicks NyQuil LiquiCaps; and

**WHEREAS**, used as directed on the label, DXM products are effective at suppressing cough and are safe to use. DXM was approved by the United States Food and Drug Administration in 1958 and has no serious side effects when used in small doses -typically, 10 to 20 mg doses every four to six hours, or 30 mg every six hours; and

**WHEREAS**, when taken in vastly larger quantities, however, DXM produces a distorted awareness, altered time perception and hallucinations and if taken along with other drugs, even other OTC medications like acetaminophen, the combination can cause liver damage, heart attack, stroke or death; and

**WHEREAS**, cough syrup abuse has been a problem for decades, but the concern in the past had been the alcohol and codeine in cough and cold products and because of that the alcohol has been removed from most OTC cough and cold remedies, and products that contain codeine now require a prescription; and

**WHEREAS**, in view of this, nationwide prevention and education efforts are conducted by the Community Anti-Drug Coalitions of America, a national organization that represents 5,000 antidrug coalitions nationwide, along with the Consumer Healthcare Products Association, to provide local coalitions with tools, training and outreach strategies to engage and educate parents, grandparents, teachers, law enforcement officials, retailers, doctors and other health care professionals about the potential harms of OTC medicine abuse; and

**WHEREAS**, as parents, we should warn our children about the dangers of abusing OTC drugs, as some teens believe that OTC drugs are safer to abuse because they are legal.

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

**\* MEDICINE ABUSE 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 third day of November 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**

**\* NURSE PRACTITIONER WEEK \***

[M14-327]

**WHEREAS**, there are more than 192,000 licensed Nurse Practitioners (NPs) in the United States with 5,634 Registered Nurse Practitioners in Arizona providing high-quality, cost-effective, comprehensive, patient-centered, personalized health-care for nearly half a century; and

**WHEREAS**, NPs have graduate, advanced education (most have master's degrees and an increasing number have doctorates); and

**WHEREAS**, NPs order, perform and interpret diagnostic tests, diagnose and treat acute and chronic conditions and prescribe medications and other treatments; and

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**WHEREAS**, 19 states and the District of Columbia have granted full practice authority to NPs, giving patients more direct access to the primary, acute and specialty care services that NPs provide; and

**WHEREAS**, NPs are truly partners in the health care of their patients, so that in addition to clinical services, NPs focus on health promotion, disease prevention and health education and counseling, guiding patients to make smarter health and life-style choices; and

**WHEREAS**, the excellence, safety, and cost-effectiveness of the care provided by NPs is established and well-documented; and

**WHEREAS**, the faith and trust that patients have in NP-delivered health care is evidenced by the more than 916 million visits made to NPs annually; and

**WHEREAS**, a majority of patients support legislation for greater access to NP services; and

**WHEREAS**, NPs provide healthcare to people of all ages and in diverse healthcare settings such as private office practice, hospitals, long-term care facilities, schools, retail clinics, state and local health departments, and managed care facilities; and

**WHEREAS**, more than 18 percent of NPs practice in rural settings with populations of less than 25,000; and

**WHEREAS**, it is documented that patients of NPs are given more personal time and attention than they traditionally receive from other health care providers.

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

**\* NURSE PRACTITIONER WEEK \***

and, I further recognize the many contributions this dedicated group of healthcare professionals make to the health and well-being of the people in the communities they service in this great State of Arizona and throughout the country.

**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 third day of November 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**

**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

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**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.

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**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**