



GOVERNOR EXECUTIVE ORDERS

The Administrative Procedure Act (APA) requires the full-text publication of Governor Executive Orders.

With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

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.

EXECUTIVE ORDER 2015-11

Renewal of Military Reuse Zone Designation of Phoenix-Mesa Gateway Airport (Formerly Williams Air Force Base)

[M15-344]

WHEREAS, Williams Air Force Base closed on September 30, 1993, pursuant to the Defense Base Closure and Realignment Act of 1990 (Public Law No: 101-510), and the recommendations of the Defense Base Closure and Realignment Commission; and

WHEREAS, Williams Air Force Base was used for operational purposes and training of the active uniformed services of the United States; and

WHEREAS, the closure of Williams Air Force Base resulted in the loss of thousands of jobs and millions of dollars in economic activity, and the State of Arizona and local communities, faced with the challenge of replacing these losses, formed a unique partnership to develop a comprehensive economic reuse plan for Williams Air Force Base; and

WHEREAS, a primary component of this economic reuse initiative was the 1992 enactment of Arizona's Defense Restructuring and Military Reuse Zone Programs, a forward-thinking legislative framework for designating closed military bases in Arizona as Military Reuse Zones, which provide targeted economic incentives for aviation and aerospace businesses creating new jobs and making capital investments within these zones; and

WHEREAS, the Williams Gateway Airport Authority desired to establish a civil airport on a portion of the lands comprising Williams Air Force Base and applied to the Air Force for a public benefit transfer of such lands with improvements thereon, together with certain related personal property, under 49 U.S.C. § 47151; and

WHEREAS, the Air Force approved and accepted the Williams Gateway Airport Authority's application; and

WHEREAS, the Secretary of the Air Force ultimately transferred to the Williams Gateway Airport Authority title to the premises and property consisting of certain lands with improvements thereon, comprising a portion of Williams Air Force Base, more particularly described in the quitclaim deed executed on the 14th of April 1998 and recorded in Maricopa County on the 30th of April 1998; and

WHEREAS, the Williams Gateway Airport was designated a Military Reuse Zone pursuant to Executive Order 96-12 in 1996, and it remained a Military Reuse Zone until July 2006; and

WHEREAS, on October 19, 2006, Executive Order 2006-15 designated Williams Gateway Airport as a Military Reuse Zone, pursuant to A.R.S. § 41-1531, for a period of ten years from the date of designation; and

WHEREAS, Williams Gateway Airport became known as Phoenix-Mesa Gateway Airport in 2008; and

WHEREAS, the Military Reuse Zone designation at Phoenix-Mesa Gateway Airport (formerly Williams Gateway Airport) has been an important component of the economic redevelopment strategy that attracted over 52 companies and created 6,675 direct jobs since 1996; and

WHEREAS, the renewal of the Military Reuse Zone designation will continue to facilitate state and local economic readjustment efforts by providing opportunities for commercial and industrial development, including major infrastructure improvements that will spur job creation and accelerate redevelopment growth.

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me as Governor of the State of Arizona by the Constitution and Laws of this State, and pursuant to A.R.S. § 41-1531, do hereby:



1. Renew the Military Reuse Zone designation in Executive Order 2006-15 for one term of ten years. This renewal shall apply to the Phoenix-Mesa Gateway Airport (formerly Williams Gateway Airport) premises and property consisting of certain lands with improvements thereon comprising a portion of Williams Air Force Base, more particularly described in the quitclaim deed executed on the 14th of April 1998 and recorded in Maricopa County on the 30th of April 1998; and
2. Set the termination date for this Military Reuse Zone renewal for October 19, 2026, which is ten years after the termination of the designation in Executive Order 2006-15.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this fifteenth day of December in the year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan
Secretary of State

EXECUTIVE ORDER 2015-13

Relating to the Implementation of the Arizona Water Initiative
(Supersedes and Rescinds Executive Order 2014-10)

[M15-346]

WHEREAS, in January of 2014, the Arizona Department of Water Resources released “Arizona’s Next Century: A Strategic Vision for Water Supply Sustainability” (Strategic Vision) that identified key priorities, timelines and action items to maintain sustainable water supplies for Arizona into its next century;

WHEREAS, the Strategic Vision divided the state into twenty-two planning areas and analyzed the water demands and supplies for each and identified strategies for meeting water demands into the future;

WHEREAS, sustainable water supplies are essential to the economic vitality and quality of life for Arizona and its citizens;

WHEREAS, the proactive measures taken by the State of Arizona have resulted in a current state of resiliency with respect to its water supplies;

WHEREAS, Arizona Governor Janice K. Brewer established the Governor’s Council on Water Supply Sustainability on November 4, 2014 that published an Initial Report on December 31, 2014;

WHEREAS, the Initial Report recommended that working groups be formed to develop, evaluate and prioritize recommendations and potential partnerships regarding water supply augmentation and water supply infrastructure needs;

WHEREAS, the Initial Report proposed workgroups to address desalination, funding, rural issues, and stakeholder engagement;

WHEREAS, implementation of the Strategic Vision and the recommendations of the Initial Report is imperative for the future of Arizona;

WHEREAS, on October 5, 2015, I announced a Water Initiative that will implement the Strategic Vision and address the recommendations of the Initial Report through two tracks to insure the certainty of Arizona’s water supply into the future;

WHEREAS, the first track will focus on a stakeholder driven analysis of the twenty-two Strategic Vision planning areas and the second track will be a council that will investigate long-term water augmentation strategies for the state;

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of the State of Arizona, hereby order as follows:

- 1) The Arizona Department of Water Resources shall provide staffing and technical support to complete the first track of the Water Initiative.



- 2) The Governor’s Water Augmentation Council (Council) shall be created to implement the second track of the Water Initiative.
- 3) The Council shall meet quarterly.
- 4) The Council shall consist of members appointed by the Governor who shall serve at the pleasure of the Governor.
- 5) The Arizona Department of Water Resources shall provide staffing and technical support to the Council.
- 6) The Council shall consider the need to create additional working groups and, if formed, Council members shall serve on working groups that may also include non-Council members.
- 7) The Council shall consider a communication plan for the State to accurately convey the status of its water supply resiliency and its efforts to maintain that status moving forward
- 8) The Council shall prepare an annual report and submit it to the Governor by July 1, 2016 and by July 1 every year thereafter.
- 9) The annual report shall describe the activities and the recommendations of the Council and activities undertaken pursuant to the first track of the Water Initiative.
- 10) Executive Order 2014-10 is hereby superseded by this Order and Executive Order 2014-10 is rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this Sixteenth day of December in the year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:
Michele Reagan
Secretary of State

EXECUTIVE ORDER 2015-01

Internal Review of Administrative Rules; Moratorium to Promote Job Creation and Customer-Service-Oriented Agencies

Editor’s Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on December 31, 2015, as a notice to the public regarding state agencies’ rulemaking activities.

[M15-02]

WHEREAS, Arizona has lost more jobs per capita than any other state and has yet to recover all of those jobs;

WHEREAS, burdensome regulations inhibit job growth and economic development;

WHEREAS, each agency of the State of Arizona should promote customer-service-oriented principles for the people that it serves;

WHEREAS, each State agency should undertake a critical and comprehensive review of its administrative rules and take action to reduce the regulatory burden, administrative delay, and legal uncertainty associated with government regulation;

WHEREAS, overly burdensome, antiquated, contradictory, redundant, and nonessential regulations should be repealed;

WHEREAS, Article 5, Section 4 of the Arizona Constitution and Title 41, Chapter 1, Article 1 of the Arizona Revised Statutes vests the executive power of the State of Arizona in the Governor;

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me by the Constitution and laws of the State of Arizona hereby declare the following:

- 1. A State agency, subject to this Order, shall not conduct any rulemaking except as permitted by this Order.
- 2. A State agency, subject to this Order, shall not conduct any rulemaking, whether informal or formal, without the prior written approval of the Office of the Governor. In seeking approval, a State agency shall address one or more of the following as justification for the rulemaking:
 - a. To fulfill an objective related to job creation, economic development, or economic expansion in this State.
 - b. To reduce or ameliorate 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 violating a court order or federal law that would result in sanctions by a court or the federal government against an agency for failure to conduct the rulemaking action.
 - e. To comply with a federal statutory or regulatory requirement if such compliance is related to a condition for the receipt of federal funds or participation in any federal program.
 - 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 an agency or wasteful, fraudulent, or abusive activities perpetrated against an agency.
3. Paragraphs 1 and 2 apply 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. Those State agencies to which Paragraphs 1 and 2 do not apply are strongly encouraged to voluntarily comply with this Order in the context of their own rulemaking processes.
 4. Pursuant to Article 5, Section 4 of the Arizona Constitution and Arizona Revised Statutes Section 41-101(A)(1), the State agencies identified in Paragraph 3 must provide the Office of the Governor with a written report for each proposed rule 30 days prior to engaging in any rulemaking proceeding and must also provide the Office of the Governor with a written report within 15 days of any rulemaking. The reports required by this Paragraph shall explain, in detail, how the rulemaking advances the priorities and principles set forth in this Order.
 5. No later than September 1, 2015, each State agency shall provide to the Office of the Governor an evaluation of their rules, with recommendations for which rules could be amended or repealed consistent with the priorities and principles set forth in this Order. The evaluation shall also include a summary of licensing time frames and describe how those time frames compare to real processing time, and whether or not they can be reduced. Additionally, each agency shall identify any existing licenses or permits in which a general permit could be used in lieu of an individual permit, pursuant to Arizona Revised Statutes Section 41-1037.
 6. No later than July 1, 2015, each State agency shall provide to the Office of the Governor an update on divisions where electronic reporting and payment are not implemented and a suggested plan for how to implement this customer-service-oriented service.
 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. For the purposes of this Order, "person," "rule" and "rulemaking" have the same meanings prescribed in Arizona Revised Statutes Section 41-1001.
 8. This Executive Order expires on December 31, 2015.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Douglas A. Ducey
G O V E R N O R

DONE at the Capitol in Phoenix on this fifth day of January in the year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Michele Reagan
Secretary of State