

Arizona Administrative REGISTER

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~ Administrative Register Contents ~

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From the Publisher

ABOUT THIS PUBLICATION

The paper copy of the *Administrative Register* (A.A.R.) is the official publication for rules and rulemaking activity in the state of Arizona.

Rulemaking is defined in Arizona Revised Statutes known as the Arizona Administrative Procedure Act (APA), A.R.S. Title 41, Chapter 6, Articles 1 through 10.

The Office of the Secretary of State does not interpret or enforce rules published in the *Arizona Administrative Register* or *Code*. Questions should be directed to the state agency responsible for the promulgation of the rule as provided in its published filing.

The *Register* is cited by volume and page number. Volumes are published by calendar year with issues published weekly. Page numbering continues in each weekly issue.

In addition, the *Register* contains the full text of the Governor's Executive Orders and Proclamations of general applicability, summaries of Attorney General opinions, notices of rules terminated by the agency, and the Governor's appointments of state officials and members of state boards and commissions.

ABOUT RULES

Rules can be: made (all new text); amended (rules on file, changing text); repealed (removing text); or renumbered (moving rules to a different Section number). Rules activity published in the *Register* includes: proposed, final, emergency, expedited, and exempt rules as defined in the APA.

Rulemakings initiated under the APA as effective on and after January 1, 1995, include the full text of the rule in the *Register*. New rules in this publication (whether proposed or made) are denoted with underlining; repealed text is stricken.

WHERE IS A "CLEAN" COPY OF THE FINAL OR EXEMPT RULE PUBLISHED IN THE REGISTER?

The *Arizona Administrative Code* (A.A.C.) contains the codified text of rules. The A.A.C. contains rules promulgated and filed by state agencies that have been approved by the Attorney General or the Governor's Regulatory Review Council. The *Code* also contains rules exempt from the rulemaking process.

The printed *Code* is the official publication of a rule in the A.A.C. is prima facie evidence of the making, amendment, or repeal of that rule as provided by A.R.S. § 41-1012. Paper copies of rules are available by full Chapter or by subscription. The *Code* is posted online for free.

LEGAL CITATIONS AND FILING NUMBERS

On the cover: Each agency is assigned a Chapter in the *Arizona Administrative Code* under a specific Title. Titles represent broad subject areas. The Title number is listed first; with the acronym A.A.C., which stands for the *Arizona Administrative Code*; following the Chapter number and Agency name, then program name. For example, the Secretary of State has rules on rulemaking in Title 1, Chapter 1 of the *Arizona Administrative Code*. The citation for this chapter is 1 A.A.C. 1, Secretary of State, Rules and Rulemaking

Every document filed in the office is assigned a file number. This number, enclosed in brackets, is located at the top right of the published documents in the *Register*. The original filed document is available for 10 cents a copy.

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A price list for the *Arizona Administrative Code* is available online. You may also request a paper price list by mail. To purchase a paper Chapter, contact us at (602) 364-3223.

PUBLICATION DEADLINES
Publication dates are published in the back of the *Register*. These dates include file submittal dates with a three-week turnaround from filing to published document.

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Participate in the Process

Look for the Agency Notice

Review (inspect) notices published in the *Arizona Administrative Register*. Many agencies maintain stakeholder lists and would be glad to inform you when they proposed changes to rules. Check an agency's website and its newsletters for news about notices and meetings.

Feel like a change should be made to a rule and an agency has not proposed changes? You can petition an agency to make, amend, or repeal a rule. The agency must respond to the petition. (See A.R.S. § 41-1033)

Attend a public hearing/meeting

Attend a public meeting that is being conducted by the agency on a Notice of Proposed Rulemaking. Public meetings may be listed in the Preamble of a Notice of Proposed Rulemaking or they may be published separately in the *Register*. Be prepared to speak, attend the meeting, and make an oral comment.

An agency may not have a public meeting scheduled on the Notice of Proposed Rulemaking. If not, you may request that the agency schedule a proceeding. This request must be put in writing within 30 days after the published Notice of Proposed Rulemaking.

Write the agency

Put your comments in writing to the agency. In order for the agency to consider your comments, the agency must receive them by the close of record. The comment must be received within the 30-day comment timeframe following the *Register* publication of the Notice of Proposed Rulemaking.

You can also submit to the Governor's Regulatory Review Council written comments that are relevant to the Council's power to review a given rule (A.R.S. § 41-1052). The Council reviews the rule at the end of the rulemaking process and before the rules are filed with the Secretary of State.

Arizona Regular Rulemaking Process



Definitions

Arizona Administrative Code (A.A.C.): Official rules codified and published by the Secretary of State's Office. Available online at www.azsos.gov.

Arizona Administrative Register (A.A.R.): The official publication that includes filed documents pertaining to Arizona rulemaking. Available online at www.azsos.gov.

Administrative Procedure Act (APA): A.R.S. Title 41, Chapter 6, Articles 1 through 10. Available online at www.azleg.gov.

Arizona Revised Statutes (A.R.S.): The statutes are made by the Arizona State Legislature during a legislative session. They are compiled by Legislative Council, with the official publication codified by Thomson West. Citations to statutes include Titles which represent broad subject areas. The Title number is followed by the Section number. For example, A.R.S. § 41-1001 is the definitions Section of Title 41 of the Arizona Administrative Procedures Act. The "§" symbol simply means "section." Available online at www.azleg.gov.

Chapter: A division in the codification of the *Code* designating a state agency or, for a large agency, a major program.

Close of Record: The close of the public record for a proposed rulemaking is the date an agency chooses as the last date it will accept public comments, either written or oral.

Code of Federal Regulations (CFR): The *Code of Federal Regulations* is a codification of the general and permanent rules published in the *Federal Register* by the executive departments and agencies of the federal government.

Docket: A public file for each rulemaking containing materials related to the proceedings of that rulemaking. The docket file is established and maintained by an agency from the time it begins to consider making a rule until the rulemaking is finished. The agency provides public notice of the docket by filing a Notice of Rulemaking Docket Opening with the Office for publication in the *Register*.

Economic, Small Business, and Consumer Impact Statement (EIS): The EIS identifies the impact of the rule on private and public employment, on small businesses, and on consumers. It includes an analysis of the probable costs and benefits of the rule. An agency includes a brief summary of the EIS in its preamble. The EIS is not published in the *Register* but is available from the agency promulgating the rule. The EIS is also filed with the rulemaking package.

Governor's Regulatory Review (G.R.R.C.): Reviews and approves rules to ensure that they are necessary and to avoid unnecessary duplication and adverse impact on the public. G.R.R.C. also assesses whether the rules are clear, concise, understandable, legal, consistent with legislative intent, and whether the benefits of a rule outweigh the cost.

Incorporated by Reference: An agency may incorporate by reference standards or other publications. These standards are available from the state agency with references on where to order the standard or review it online.

Federal Register (FR): The *Federal Register* is a legal newspaper published every business day by the National Archives and Records Administration (NARA). It contains federal agency regulations; proposed rules and notices; and executive orders, proclamations, and other presidential documents.

Session Laws or "Laws": When an agency references a law that has not yet been codified into the Arizona Revised Statutes, use the word "Laws" is followed by the year the law was passed by the Legislature, followed by the Chapter number using the abbreviation "Ch.," and the specific Section number using the Section symbol (§). For example, Laws 1995, Ch. 6, § 2. Session laws are available at www.azleg.gov.

United States Code (U.S.C.): The Code is a consolidation and codification by subject matter of the general and permanent laws of the United States. The Code does not include regulations issued by executive branch agencies, decisions of the federal courts, treaties, or laws enacted by state or local governments.

Acronyms

A.A.C. – *Arizona Administrative Code*

A.A.R. – *Arizona Administrative Register*

APA – *Administrative Procedure Act*

A.R.S. – *Arizona Revised Statutes*

CFR – *Code of Federal Regulations*

EIS – *Economic, Small Business, and Consumer Impact Statement*

FR – *Federal Register*

G.R.R.C. – *Governor's Regulatory Review Council*

U.S.C. – *United States Code*

About Preambles

The Preamble is the part of a rulemaking package that contains information about the rulemaking and provides agency justification and regulatory intent.

It includes reference to the specific statutes authorizing the agency to make the rule, an explanation of the rule, reasons for proposing the rule, and the preliminary Economic Impact Statement.

The information in the Preamble differs between rulemaking notices used and the stage of the rulemaking.



NOTICES OF FINAL RULEMAKING

This section of the Arizona Administrative Register contains Notices of Final Rulemaking. Final rules have been through the regular rulemaking process as defined in the Administrative Procedures Act. These rules were either approved by the Governor's Regulatory Review Council or the Attorney General's Office. Certificates of Approval are on file with the Office.

The final published notice includes a preamble and

text of the rules as filed by the agency. Economic Impact Statements are not published.

The Office of the Secretary of State is the filing office and publisher of these rules. Questions about the interpretation of the final rules should be addressed to the agency that promulgated the rules. Refer to Item #5 to contact the person charged with the rulemaking. The codified version of these rules will be published in the Arizona Administrative Code.

NOTICE OF FINAL RULEMAKING

TITLE 2. ADMINISTRATION

CHAPTER 8. STATE RETIREMENT SYSTEM BOARD

[R16-84]

PREAMBLE

- 1. Article, Part, or Section Affected (as applicable) Rulemaking Action
2. Citations to the agency's statutory rulemaking authority to include both the authorizing statute (general) and the implementing statute (specific):
3. The effective date for the rules:
4. Citations to all related notices published in the Register as specified in R1-1-409(A) that pertain to the record of the final rulemaking package:
5. The agency's contact person who can answer questions about the rulemaking:
6. An agency's justification and reason why a rule should be made, amended, repealed, or renumbered, to include an explanation about the rulemaking:

The rule will reflect that employers cannot avoid paying an ACR to the ASRS merely by claiming that a worker is leased; rather, the employer must show that the entire class of positions performing substantially similar functions, to which the retiree belongs, has been properly leased as well.



of positions performing substantially similar functions has been properly leased, then the employer must pay an ACR to the ASRS for all retirees employed in those positions performing substantially similar functions, whether the individual retiree is leased or not. For example, an ASRS employer that directly hires employees to teach students must pay an ACR to the ASRS for any retiree it also hires to teach students, whether the retiree is leased from a third party and whether the retiree is teaching students under an arbitrary status such as “part-time” or “substitute.”

7. **A reference to any study relevant to the rule that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**
No study was reviewed.
8. **A showing of good cause why the rulemaking is necessary to promote a statewide interest if the rulemaking will diminish a previous grant of authority of a political subdivision of this state:**
Not applicable
9. **A summary of the economic, small business, and consumer impact:**
There is little to no economic, small business, or consumer impact, other than the minimal cost to the ASRS to prepare the rule package. The rules will have minimal economic impact, if any, because the rulemaking simply clarifies statutory requirements that already exist. If an employer chooses to hire a retired member and claim that the ACR is not owed for the retired member, then there may be some economic impact to provide the documentation necessary for the ASRS to determine whether the employer has properly leased the class of positions, such that an ACR is not owed for the retired member. Clarifying that an employer must pay the ACR for all retired members unless the entire class of positions has been properly leased, will increase understandability of the statutory requirements in A.R.S. § 38-766.02, thereby reducing the regulatory burden imposed on the public. This clarification will ensure that ASRS employers have notice about which personnel require the employer to remit an ACR to the ASRS. Thus, the economic impact is minimized.
10. **A description of any changes between the proposed rulemaking, including supplemental notices, and the final rulemaking:**
The ASRS updated the reference to R2-8-116 in subsection (E) to reflect the correct subsection, R2-8-118(B), relating to interest rates. However, this update was not a substantial substantive change from the proposed rulemaking and a supplemental notice is not necessary.
11. **An agency's summary of the public or stakeholder comments made about the rulemaking and the agency response to the comments:**
The ASRS received no written comments regarding the rulemaking. No one attended the oral proceeding on March 9, 2016.
12. **All agencies shall list any other matters prescribed by statute applicable to the specific agency or to any specific rule or class of rules. Additionally, an agency subject to Council review under A.R.S. §§ 41-1052 and 41-1055 shall respond to the following questions:**
 - a. **Whether the rule requires a permit, whether a general permit is used and if not, the reasons why a general permit is not used:**
The rules do not require a permit.
 - b. **Whether a federal law is applicable to the subject of the rule, whether the rule is more stringent than federal law and if so, citation to the statutory authority to exceed the requirements of federal law:**
Federal law applies to retirement programs. However, there is no federal law specifically applicable to this rulemaking.
 - c. **Whether a person submitted an analysis to the agency that compares the rule's impact of the competitiveness of business in this state to the impact on business in other states:**
No analysis was submitted.
13. **A list of any incorporated by reference material as specified in A.R.S. § 41-1028 and its location in the rule:**
No materials are incorporated by reference.
14. **Whether the rule was previously made, amended, or repealed as an emergency rule. If so, cite the notice published in the Register as specified in R1-1-409(A). Also, the agency shall state where the text was changed between the emergency and the final rulemaking packages:**
Not applicable
15. **The full text of the rules follows:**



TITLE 2. ADMINISTRATION

CHAPTER 8. STATE RETIREMENT SYSTEM BOARD

ARTICLE 1. RETIREMENT SYSTEM; DEFINED BENEFIT PLAN

Section R2-8-116. Alternate Contribution Rate

ARTICLE 1. RETIREMENT SYSTEM; DEFINED BENEFIT PLAN

R2-8-116. Alternate Contribution Rate

- A. For purposes of this section, the following definitions apply:
 - 1. "ACR" means an alternate contribution rate pursuant to A.R.S. § 38-766.02, the resulting amount of which is not deducted from the employee's compensation.
 - 2. "Class of positions" means all employment positions of the employer that perform the same, or substantially similar, function or duties, for the employer as determined by the ASRS in subsection (B).
 - 3. "Compensation" has the same meaning as A.R.S. § 38-711(7) and does not include ACR amounts.
 - 4. "Leased from a third party" means:
 - a. The employee is not employed by an employer; and
 - b. A co-employment relationship, as defined in A.R.S. § 23-561(4), does not exist.
- B. An employer that employs a retired member shall pay an ACR to the ASRS, unless the employer provides proof that:
 - 1. The retired member is leased from a third party; and
 - 2. All employees in the entire class of positions, to which the retired member's position belongs, have been leased from a third party; and
 - 3. No employee who has not been leased is performing the same, or substantially similar, function or duties, as the retired member.
- C. In order to determine whether an employer satisfies the criteria in subsection (B), the employer shall submit information and documentation, pursuant to A.R.S. § 38-766.02(E), within 14 days of written request by the ASRS.
- D. The employer shall directly remit payment of an ACR to the ASRS from the employer's funds, through the employer's secure ASRS account within 14 days of the first pay period end date after the hire of the retired member.
- E. If the employer does not remit the ACR by the date it is due pursuant to subsection (D), the ASRS shall charge interest on the ACR amount from the date it was due to the date the ACR payment is remitted to the ASRS at the assumed actuarial interest rate listed in R2-8-118(B).
- F. A payment of an ACR on behalf of a retired member pursuant to A.R.S. § 38-766.02, shall not entitle a retired member to a refund of an ACR payment or any additional ASRS benefit as described in A.R.S. § 38-766.01(E).

NOTICE OF FINAL RULEMAKING

TITLE 9. HEALTH SERVICES

CHAPTER 10. DEPARTMENT OF HEALTH SERVICES
HEALTH CARE INSTITUTIONS: LICENSING

[R16-83]

PREAMBLE

- 1. **Article, Part, or Section Affected (as applicable)** **Rulemaking Action**
R9-10-119 New Section
- 2. **Citations to the agency's statutory rulemaking authority to include the authorizing statute (general) and the implementing statute (specific):**
Authorizing statutes: A.R.S. §§ 36-132(A)(1), 36-136(F)
Implementing statutes: A.R.S. §§ 36-132(A)(17), 36-405(A) and (B), 36-449.02(F), 36-2161
- 3. **The effective date of the rules:**
May 5, 2016

The Department requests an immediate effective date for these rules under A.R.S. § 41-1032(A)(1) and (4). This rule will enable the Department to continue to collect information about the final disposition of aborted fetal tissue, allow licensed health care institutions where abortions are performed to assure their patients and the general public that any transfers meet the reporting exception requirements in subsection (B) of the rule, and allow the general public to know that the disposition of aborted fetal tissue is being monitored by the Department. An immediate



effective date will ensure that there is no gap in time between the expiration of the emergency rulemaking and the effective date of this rulemaking. No penalties are assessed by the Department for a violation of the rule.

4. Citations to all related notices published in the Register as specified in R1-1-409(A) that pertain to the record of the final rulemaking package:

Notice of Emergency Rulemaking: 22 A.A.R. 420, March 4, 2016

Notice of Proposed Rulemaking: 22 A.A.R. 139, January 29, 2016

Notice of Rulemaking Docket Opening: 21 A.A.R. 2474, October 23, 2015

Notice of Emergency Rulemaking: 21 A.A.R. 1787, September 4, 2015

5. The agency's contact person who can answer questions about the rulemaking:

Name: Colby Bower, Assistant Director

Address: Department of Health Services
Public Health Licensing Services
150 N. 18th Ave., Suite 510
Phoenix, AZ 85007

Telephone: (602) 542-6383

Fax: (602) 364-4808

E-mail: Colby.Bower@azdhs.gov

or

Name: Robert Lane, Manager

Address: Arizona Department of Health Services
Office of Administrative Counsel and Rules
1740 W. Adams St., Suite 203
Phoenix, AZ 85007

Telephone: (602) 542-1020

Fax: (602) 364-1150

E-mail: Robert.Lane@azdhs.gov

6. An agency's justification and reason why a rule should be made, amended, repealed or renumbered, to include an explanation about the rulemaking:

When the Arizona Department of Health Services (Department) became aware of the potential sale of aborted fetal tissue by Arizona health care institutions where abortions are performed, the Department initiated emergency rulemaking after receiving an exception from the Governor's rulemaking moratorium, established by Executive Order 2015-01. Through this emergency rulemaking, the Department clarified, in the health care institution licensing rules in 9 A.A.C. 10, the abortion reporting requirements in A.R.S. § 36-2161. The Department also added a requirement for a licensed health care institution where abortions are performed to include information on the final disposition of the fetal tissue, the person or persons taking custody of the fetal tissue, the amount of any compensation received by the licensed health care institution for the fetal tissue, and whether a patient has provided informed consent for the transfer of custody of the fetal tissue, consistent with 42 U.S.C. §§ 289g-1 and 289g-2. An exception was made in the reporting rule for a transfer of custody to a funeral establishment or a crematory for final disposition. The Notice of Emergency Rulemaking was filed with the Office of the Secretary of State on August 14, 2015, and the emergency rulemaking was renewed through a Notice of Emergency Rulemaking filed with the Office of the Secretary of State on February 8, 2016. To prevent the expiration of the rule established through emergency rulemaking, the Department obtained an exception from the rulemaking moratorium established by Executive Order 2015-01 and is adopting the rule through regular rulemaking, clarifying situations where a transfer of custody would not require reporting, to further reduce the burden on health care institutions.

7. A reference to any study relevant to the rule that the agency reviewed and proposes either to rely on or not to rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:

The Department did not review or rely on any study for this rulemaking.

8. A showing of good cause why the rulemaking is necessary to promote a statewide interest if the rulemaking will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

9. The summary of the economic, small business, and consumer impact:

The Department anticipates that cost bearers may include the Department and licensed health care institutions where abortions are performed. These licensed health care institutions where abortions are performed may include hospitals, outpatient treatment centers, and abortion clinics. Beneficiaries may include the Department, health care institutions, and the general public. Annual costs/revenues changes are designated as minimal when \$1,000 or less, moderate when between \$1,000 and \$10,000, and substantial when \$10,000 or greater in additional costs or reve-



nues. A cost is listed as significant when meaningful or important, but not readily subject to quantification.

During calendar year 2015, the Department received approximately 12,650 reports under A.R.S. § 36-2161 from about 18 health care institutions where abortions are performed. Of the 4,388 reports received for abortions performed between August 14, 2015, when the initial emergency rulemaking became effective, and December 31, 2015, 58 indicated that fetal tissue had been transferred for burial/cremation, two did not indicate a disposition, and all the rest indicated that there had been no transfer of custody. Of the 2,249 reports received in 2016 through February, 10 indicated that fetal tissue had been transferred for burial/cremation, and the rest indicated no transfer.

Based on these data, the Department anticipates that the review of the additional information required in the rule will impose at most a minimal cost on the Department and may provide a significant benefit to the Department from having accurate information about the final disposition of fetal tissue. Licensed health care institutions where abortions are performed may incur a minimal cost from the added time to comply with the requirement for reporting the final disposition of the fetal tissue. The Department anticipates that, if a licensed health care institution where abortions are performed transfers custody of fetal tissue to a person other than a funeral establishment, a crematory, or according to the requirements in A.A.C. R18-13-1406, A.A.C. R18-13-1407, and A.A.C. R18-13-1408 or does not comply with the requirements in A.A.C. R18-13-1405, the licensed health care institution where abortions are performed may incur a minimal-to-moderate cost from the added time to compile the additional information on the name and address of the person or persons accepting custody of the fetal tissue, the amount of any compensation received by the licensed health care institution for the transferred fetal tissue, and whether a patient provided informed consent for the transfer of custody of the fetal tissue. A licensed health care institution where abortions are performed that meets the reporting exception requirements in subsection (B) of the rule may receive a significant benefit from assuring the general public that such transfers are not occurring at the health care institution. The general public may receive a significant benefit from the assurance that transfers of fetal tissue to a person other than a funeral establishment or crematory are being monitored by the Department.

10. A description of any changes between the proposed rulemaking, to include supplemental notices, and the final rulemaking:

No changes were made by the Department between the proposed rulemaking and the final rulemaking.

11. An agency's summary of the public stakeholder comments made about the rulemaking and the agency response to the comments:

The Department received no written comments. The Department held an oral proceeding for the proposed rule on March 23, 2016, at which there were no attendees.

12. All agencies shall list any other matters prescribed by statute applicable to the specific agency or to any specific rule or class of rules. Additionally, an agency subject to Council review under A.R.S. §§ 41-1052 and 41-1055 shall respond to the following questions:

a. Whether the rule requires a permit, whether a general permit is used and, if not, the reasons why a general permit is not used:

The rule does not require a permit.

b. Whether a federal law is applicable to the subject of the rule, whether the rule is more stringent than federal law and if so, citation to the statutory authority to exceed the requirements of federal law:

Not applicable

c. Whether a person submitted an analysis to the agency that compares the rule's impact of the competitiveness of business in this state to the impact on business in other states:

No business competitiveness analysis was received by the Department.

13. A list of any incorporated by reference material as specified in A.R.S. § 41-1028 and its location in the rules:

Not applicable

14. Whether the rule was previously made, amended or repealed as an emergency rule. If so, cite the notice published in the Register as specified in R1-1-409(A). Also, the agency shall state where the text was changed between the emergency and the final rulemaking packages:

As stated in paragraph 4:

Notice of Emergency Rulemaking: 22 A.A.R. 420, March 4, 2016

Notice of Emergency Rulemaking: 21 A.A.R. 1787, September 4, 2015

No changes were made to the text of the rule between the renewal of the emergency rulemaking published at 22 A.A.R. 420 and the final rulemaking package.

15. The full text of the rules follows:



TITLE 9. HEALTH SERVICES

CHAPTER 10. DEPARTMENT OF HEALTH SERVICES
HEALTH CARE INSTITUTIONS: LICENSING

ARTICLE 1. GENERAL

Section
R9-10-119. ~~Reserved~~ Abortion Reporting

ARTICLE 1. GENERAL

R9-10-119. ~~Reserved~~ Abortion Reporting

- A.** A licensed health care institution where abortions are performed shall submit to the Department, in a Department-provided format and according to A.R.S. § 36-2161(B) and (C), a report that contains the information required in A.R.S. § 36-2161(A) and the following:
1. The final disposition of the fetal tissue from the abortion; and
 2. Except as provided in subsection (B), if custody of the fetal tissue is transferred to another person or persons:
 - a. The name and address of the person or persons accepting custody of the fetal tissue.
 - b. The amount of any compensation received by the licensed health care institution for the transferred fetal tissue, and
 - c. Whether a patient provided informed consent for the transfer of custody of the fetal tissue.
- B.** A licensed health care institution where abortions are performed is not required to include the information specified in subsections (A)(2)(a) through (c) in the report required in subsection (A) if the licensed health care institution where abortions are performed:
1. Transfers custody of the fetal tissue:
 - a. To a funeral establishment, as defined in A.R.S. § 32-1301;
 - b. To a crematory, as defined in A.R.S. § 32-1301; or
 - c. According to requirements in A.A.C. R18-13-1406, A.A.C. R18-13-1407, and A.A.C. R18-13-1408; or
 2. Complies with requirements in A.A.C. R18-13-1405.
- C.** For purposes of this Section, the following definition applies:
“Fetal tissue” means cells, or groups of cells with a specific function, obtained from an aborted human embryo or fetus.

NOTICES OF RULEMAKING DOCKET OPENING

This section of the *Arizona Administrative Register* contains Notices of Rulemaking Docket Opening.

A docket opening is the first part of the administrative rulemaking process. It is an “announcement” that the agency intends to work on its rules.

When an agency opens a rulemaking docket to consider rulemaking, the Administrative Procedure Act (APA) requires the publication of the Notice of Rulemaking Docket Opening.

Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process. Many times an agency may file the Notice of Rulemaking Docket Opening with the Notice of Proposed Rulemaking.

The Office of the Secretary of State is the filing office and publisher of these notices. Questions about the interpretation of this information should be directed to the agency contact person listed in item #4 of this notice.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF TRANSPORTATION COMMERCIAL PROGRAMS

[R16-85]

- 1. Title and its heading:** 17, Transportation

Chapter and its heading: 5, Department of Transportation – Commercial Programs

Article and its heading: 4, Dealers

Section numbers: R17-5-401 through R17-5-408 (*Sections may be added, deleted, or modified as necessary.*)
- 2. The subject matter of the proposed rules:**
The Department is initiating this rulemaking on motor vehicle dealers to update the rules to be consistent with other Department rules and statutes. The rulemaking is also in response to a five-year review report to the Governor’s Regulatory Review Council. Rule changes may include necessary revisions to comply with the format and style requirements of the Governor’s Regulatory Review Council and the Office of the Secretary of State. The Department may add, delete, or modify the rule Sections as needed to make these changes.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rules:**
Name: Jane McVay
Address: Arizona Department of Transportation
206 S. 17th Ave., MD 140A
Phoenix, AZ 85007
Telephone: (602) 712-4279
Fax: (602) 712-3232
E-mail: jmcvay@azdot.gov
Please visit the ADOT web site to track the progress of this rule and any other agency rulemaking matters at <http://www.azdot.gov/docs/default-source/libraries/current-rulemaking-activity.pdf?sfvrsn=10>.
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments may be submitted at any time prior to the close of the public record, which has not yet been established. Oral comments may be made during regular business hours. All comments should be directed to the agency representative listed under item 4. The Department has not scheduled an oral proceeding at this time.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined



NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rulemaking information that does not fit into any other category of notice; and other types of information required by statute to be published in the Register.

Because of the variety of Notices of Public Information, the Office of the Secretary of State has not established a specific publishing format for these notices. We do however require agencies to use a numbered list of questions and answers and follow our filing requirements by presenting receipts with electronic and paper copies.

NOTICE OF PUBLIC INFORMATION

DEPARTMENT OF ENVIRONMENTAL QUALITY

[M16-122]

- 1. Name of the Agency: Department of Environmental Quality
Title and its heading: 18, Environmental Quality
Chapter and its heading: 4, Department of Environmental Quality – Safe Drinking Water
Article and its heading: 8, Technical Assistance
Section and its heading: R18-4-803, Master Priority List

2. The public information relating to the listed statute: Pursuant to A.R.S. § 49-358, the Arizona Department of Environmental Quality (Department) has developed a water system compliance assistance program to assist public water systems in complying with state and federal laws, rules and regulations regarding safe drinking water.

3. Draft Master Priority List Public water systems are identified for technical assistance on the basis of the Master Priority List (MPL) which is updated annually in March. The criteria used to determine the need for assistance include the criteria used in determining the technical, managerial and financial (TMF) capacity of existing PWSs.

Pursuant to A.A.C. R18-4-803(D), the Department is publishing the draft 2016 Master Priority List and will hold a public meeting to provide the public with an opportunity to comment on the Master Priority List.

After completion of the 30-day review and comment period, the Department will formulate a response to submitted comments and consider modifications to the MPL in response to the comments.

- 4. The name and address of agency personnel with whom persons may communicate: Name: Linda Taunt, Capacity Development Coordinator



Address: Department of Environmental Quality
 1110 W. Washington St.
 Phoenix, AZ 85007
 Email: lc1@azdeq.gov
 Telephone: (602) 771-4416 (in Arizona: 1-800-234-5677; 771-4416)

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

An oral proceeding will be held on:
 Date: June 27, 2016
 Time: 9:30am
 Place: Room 3175
 1110 W. Washington St.
 Phoenix, AZ 85007

The Department will accept written comments on the draft MPL until close of business on June 27, 2016.

**NOTICE OF PUBLIC INFORMATION
 GAME AND FISH DEPARTMENT**

**DIRECTOR'S ORDER 1 – R05/16 – AQUATIC INVASIVE SPECIES
 LISTING OF AQUATIC INVASIVE SPECIES FOR ARIZONA
 EFFECTIVE - MAY 1, 2016**

[M16-119]

Effective May 1, 2016, the Arizona Game and Fish Department, under the authority of A.R.S. § 17-255.01(B), establishes this updated list of aquatic invasive species for the State of Arizona:

Aquatic Invasive Species	Notes
quagga mussel (<i>Dreissena bugensis</i>)	Detected and present in Arizona – confirmed in 2007: Lake Havasu, Lake Mead, Lake Mohave, Lake Pleasant.
zebra mussel (<i>Dreissena polymorpha</i>)	Not yet detected in Arizona, but poses an imminent threat. Zebra mussels are nearly indistinguishable in appearance from the quagga mussel.
rusty crayfish (<i>Orconectus rusticus</i>)	Not yet detected in Arizona, but constitutes an imminent threat. No positive identification noted among current Arizona crayfish populations.
red claw crayfish (<i>Cherax quadricarinatus</i>)	Not yet detected in Arizona, but constitutes an imminent threat. No positive identification noted among current Arizona crayfish populations.
New Zealand mudsnail (<i>Potamopyrgus antipodarum</i>)	Detected in Arizona – confirmed in 2002: lower Colorado River (Lees Ferry, Lake Mead).
didymo, a.k.a. rock snot (<i>Didymosphenia geminata</i>)	Detected in Arizona (blooms) – confirmed in July 2009: below Davis Dam, Lake Havasu on the lower Colorado River.
giant salvinia (<i>Salvinia molesta</i>)	Detected in Arizona – confirmed in August 1999: on the Arizona/California border at Imperial National Wildlife Refuge near Blythe, CA.
Asian carp silver (<i>Hypophthalmichthys molitrix</i>) bighead (<i>Aristichthys nobilis</i>) black (<i>Mylopharyngodon piceus</i>)	Not yet detected in Arizona, but poses an imminent threat from illegal stocking. Another species of Asian carp, triploid grass carp/white amur (<i>Ctenopharyngodon idella</i>), is present and regulated through permits in Arizona.
apple snail (Genus: <i>Pomoea</i>)	Detected in Arizona – confirmed in August 2011: lower Verde River to confluence with the lower Salt River down to Granite Reef Dam Area, Maricopa County; also detected in the lower Colorado River at Yuma.
All snakehead spp (Family: <i>Channidae</i>) (Genus: <i>Channa</i> ; <i>Parachanna</i>)	Not yet detected in Arizona, but poses an imminent threat from illegal stocking.
whirling disease (<i>Myxobolus cerebralis</i>)	Detected in Arizona – confirmed positive in 2007, re-confirmed in 2011 and 2012; Lees Ferry area of the lower Colorado River (Glen Canyon NRA).
largemouth bass virus (LMBV) (Family: <i>Iridoviridae</i>) (Genus: <i>Iridovirus</i> ; <i>Chloriridovirus</i> ; <i>Ranavirus</i> ; <i>Lymphocystisvirus</i>)	Detected in Arizona – confirmed positive in 2010 at Saguaro Lake; in 2011 at Bartlett Lake and Roosevelt Lake and; in 2012 at Lake Pleasant.

The name and address of agency personnel with whom persons may communicate regarding this Order:

Name: Tom McMahon, Aquatic Invasive Species Program Coordinator
 Address: Arizona Game and Fish Department, WMAQ



5000 W. Carefree Highway, Phoenix, AZ 85086-5000
Telephone: (623) 236-7271
Fax: (623) 236-7265
Email: tmcMahon@azgfd.gov

NOTICE OF PUBLIC INFORMATION
GAME AND FISH DEPARTMENT

DIRECTOR'S ORDER 2 - R05/16 - AQUATIC INVASIVE SPECIES
DESIGNATION OF WATERS OR LOCATIONS WHERE LISTED
AQUATIC INVASIVE SPECIES ARE PRESENT
EFFECTIVE - MAY 1, 2016

[M16-120]

Effective May 1, 2016, the Arizona Game and Fish Department, under the authority of A.R.S. § 17-255.01(B), establishes this updated list of waters or locations where listed aquatic invasive species are suspected or known to be present.

Table with 10 rows detailing aquatic invasive species in Arizona. Rows include: Waters in Arizona where quagga mussel (Dreissena bugensis) are documented and present; Water delivery systems in Arizona where quagga mussel (Dreissena bugensis) are documented and present; Water delivery systems in Arizona where quagga mussel (Dreissena bugensis) are suspected; U.S. States or Provinces of the Dominion of Canada where quagga mussel (Dreissena bugensis) or zebra mussel (Dreissena polymorpha) are documented and present; Waters in Arizona where New Zealand mudsnail (Potamopyrgus antipodarum) are documented; Waters in Arizona where didymo, a.k.a. rock snot (Didymosphenia geminata) are documented (bloom); Waters in Arizona where giant salvinia (Salvinia molesta) are documented; Waters in Arizona where apple snail (Pomacea) are documented.



- Lower Colorado River near Yuma (Yuma County); lower Verde River to the confluence with the lower Salt River Granite Reef Dam Area (Maricopa County)
- Red Mountain Park Lake Mesa (Maricopa County)
- Lower portions of Indian Bend Wash Scottsdale (Maricopa County)
Waters in Arizona where whirling disease (<i>Myxobolus cerebralis</i>) are documented:
- Lower Colorado River below Glen Canyon Dam Lees Ferry area near Page, AZ
Waters in Arizona where largemouth bass virus (LMBV – Family: <i>Iridoviridae</i>) are documented:
- Salt/Verde River: Roosevelt Lake; Saguaro Lake; Bartlett Lake Tonto National Forest, AZ
- Lake Pleasant – Lake Pleasant Regional Park, Peoria, AZ (Maricopa County)

The name and address of agency personnel with whom persons may communicate regarding this Order:

Name: Tom McMahon, Aquatic Invasive Species Program Coordinator
 Address: Arizona Game and Fish Department, WMAQ
 5000 W. Carefree Highway, Phoenix, AZ 85086-5000
 Telephone: (623) 236-7271
 Fax: (623) 236-7265
 Email: tmcMahon@azgfd.gov

**NOTICE OF PUBLIC INFORMATION
 GAME AND FISH DEPARTMENT**

**DIRECTOR’S ORDER 3 – R05/16 – AQUATIC INVASIVE SPECIES
 MANDATORY CONDITIONS ON THE MOVEMENT OF WATERCRAFT, VEHICLES,
 CONVEYANCES, OR OTHER EQUIPMENT FROM LISTED WATERS
 WHERE AQUATIC INVASIVE SPECIES ARE PRESENT
 EFFECTIVE – MAY 1, 2016**

[M16-121]

Effective May 1, 2016, the Arizona Game and Fish Department, under the authority of A.R.S. § 17-255.01(B), establishes these updated mandatory conditions for movement of watercraft, vehicles, conveyances, or other equipment necessary to abate, eradicate, or prevent the spread of listed aquatic invasive species (AIS) within or from those waters or locations listed in Arizona Game and Fish Department - Director’s Order 2 – R05/16, 22 A.A.R. 1350, May 27, 2016 (*in this issue*).

Mandatory Conditions and Protocols for Movement from AIS Listed Waters/Locations	
Day Use Boater	<p>The following protocols shall be taken for watercraft, vehicles, conveyances, or other equipment (e.g., fishing gear, anchor, etc.) that have been in or on an AIS listed water/location for <u>5 days or less</u>:</p> <p><u>Upon removing a watercraft from any listed waters in Arizona and prior to transport:</u></p> <p>Remove any clinging material such as plants, algae, animals, and mud from anchor, boat, motor, trailer, and all other equipment.</p> <p>Remove all drainage plug(s) (when so equipped) and drain the water from the bilge, live-well and any other compartments that may hold water.</p> <p>Drain water from engine, engine compartments, and engine cooling systems.</p> <p>Dry completely - Allow watercraft, vehicles, conveyances, or other equipment to dry completely.</p> <p>Recommended precautionary protocol: If using watercraft again in less than five days at any other Arizona waters, pour vinegar into all bilges and other water retention areas that cannot be completely drained and dried to kill any residual small, young AIS (e.g., quagga veligers).</p>



<p>Long Term Use Boater</p>	<p>The following protocols shall be taken for any watercraft, vehicles, conveyances, or other equipment that have been in or on an AIS listed water for <u>more than 5 days</u> and <u>prior to transport from that AIS listed water (unless otherwise authorized by the State):</u></p> <ul style="list-style-type: none"> Remove any clinging material such as plants, algae, animals, and mud from anchor, boat, motor, trailer, and all other equipment. Remove all drainage plug(s) (when so equipped) and drain the water from the bilge, live-well, and any other compartments that may hold water. Drain water from engine, engine compartments, and engine cooling systems. Remove all attached invasive species (e.g., adult quagga mussels, New Zealand mudsnails) from boat surfaces, motors, impellers, outdrives, rudders, anchor(s), and through hull fittings. Dry completely, keep the watercraft, vehicles, conveyances, or other equipment out of water and completely dry, including bilge, through hull fittings and engine for a minimum of: <ul style="list-style-type: none"> - <u>Eighteen (18) consecutive days during the months of November through April</u> and - <u>Seven (7) consecutive days during the months of May through October</u>. <p>Where watercraft decontamination facilities exist (private or government), flush the engine, cooling systems, and any other through hull fittings for ten to thirty seconds with hot water exiting those areas at 140°F to kill any hidden invasive species (e.g., adult quagga mussels, New Zealand mudsnails).</p> <p>OWNER, OPERATOR, AND/OR TRANSPORTER OF LONG TERM USE BOAT:</p> <p><u>PRIOR TO TRANSPORT</u> of watercraft to any other Arizona waters or out of state, the owner, operator, and/or transporter <i>SHALL</i>:</p> <ul style="list-style-type: none"> - Complete and sign an Aquatic Invasive Species Boat Inspection Report - AISBIR (AGFD Form 2137); and - Fax or email the completed form to the Arizona Game and Fish Department’s Aquatic Invasive Species Program at (623) 236-7265 or AIScomments@azgfd.gov. <p><i>Note:</i> The AISBIR form is located on the Department’s website (azgfd.gov/ais)</p>
<p>Mandatory Conditions and Protocols for Movement from the <u>lower Colorado River</u>, below the Glen Canyon Dam to Lees Ferry and at Lake Mohave - Willow Beach area.</p>	
<p>The following protocols shall be taken for the prevention/control of New Zealand mudsnail (<i>Potamopyrgus antipodarum</i>):</p> <ul style="list-style-type: none"> - Dry completely all equipment (including, but not limited to, felt-soled waders, boots, nets, tackle) which has been in contact with the listed water. - Before using equipment in any other waters in Arizona, treat all fishing equipment with a minimum 10-minute exposure to a 5% solution of quaternary ammonia (e.g., Quat128[®], Formula 409[®], Sparquat[®]). 	
<p>Mandatory Conditions and Protocols for Movement from the <u>lower Colorado River</u>, immediately downstream of Davis Dam (Lake Havasu)</p>	



The following protocols shall be taken for the prevention/control of didymo, a.k.a. rock snot (*Didymosphenia geminata*):

- **Dry completely** all equipment (including, but not limited to, felt-soled waders, boots, nets, tackle) which has been in contact with the listed water.
- **Before using equipment** in any other waters in Arizona, treat all fishing equipment with a minimum 10-minute exposure bleach or 5% solution of quaternary ammonia (e.g., Quat128[®], Formula 409[®], Sparquat[®]).

Mandatory Conditions and Protocols for Movement from the lower Colorado River, Yuma County and the lower Verde River to the confluence with the lower Salt River – Granite Reef Area, Maricopa County

The following protocols shall be taken for the prevention/control of apple snail (Genus: *Pomacea*):

- **Dry completely** all equipment which has been in contact with the listed water.
- **Remove and properly discard** any adult snails or egg masses; do not re-inoculate water.

Mandatory Conditions and Protocols for Movement from the lower Colorado River, below the Glen Canyon Dam at Lees Ferry area near Page, Arizona

The following protocols shall be taken for the prevention/control of whirling disease (*Myxobolus cerebralis*):

- **Do not transport** live fish from one water to another.
- **Do not transport** fish body parts (fish head, skeleton, entrails) to any other water.
- **Dry completely**, all equipment which has been in contact with the listed water.
- **Before using** in any other waters in Arizona, treat all fishing equipment (including, but not limited to, felt-soled waders, boots, nets, tackle) with a minimum 10-minute exposure to a 5% solution of quaternary ammonia {e.g., Quat128[®], Formula 409[®], Sparquat[®]} or a 50% bleach solution.

Mandatory Conditions and Protocols for Movement from Roosevelt Lake (Tonto National Forest {TNF}-Gila County, AZ); Saguaro Lake (TNF-Maricopa County, AZ); Bartlett Lake (TNF-Maricopa County, AZ).

Before leaving the vicinity of these above-listed waters in Arizona (Roosevelt; Saguaro; Bartlett), the following protocols shall be taken for the prevention/control of largemouth bass virus (LMBV – Family: *Iridoviridae*):

- **Clean the watercraft/equipment** by removing any clinging material.
- **Remove all drainage plug(s)** (when so equipped) **and drain the water** from the bilge, live-well and any other compartments that may hold water.
- **Drain water** from engine, engine compartments, and engine cooling systems.
- **Dry completely**, all watercraft, vehicles, conveyances, or other equipment before using in any other waters in Arizona.

A.R.S. § 17-255.01(C)(1); Watercraft, vehicles, conveyances, or other equipment are subject to inspection upon entry into this state, during overland transport within this state, or upon departure from any water or location listed in Arizona Game and Fish Department- Director’s Order 2 – Effective May 1, 2016, 22 A.A.R. 1350, May 27, 2016 (*in this issue*).

A.R.S. § 17-255.01(C)(3); A person departing from any water or location listed in Director’s Order 2 – Effective May 1, 2016, may be required to decontaminate watercraft, vehicles, conveyances, or other equipment in the manner required by Order.



A.R.S. § 17-255.02 (1); A person shall not possess, import, ship, or transport into or within the State of Arizona Aquatic Invasive Species listed under Arizona Game and Fish Department – Director’s Order 1 – Effective May 1, 2016, 22 A.A.R. 1349, May 27, 2016 (*in this issue*).

A.R.S. § 17-255.02 (2); A person shall not release, place or plant an aquatic invasive species identified in Arizona Game and Fish Department – Director’s Order 1 – Effective May 1, 2016, into waters of this state or into any water treatment facility, water supply or water transportation facility, device or mechanism.

A.R.S. § 17-255.02 (3); A person shall not place in any waters of this state any equipment, watercraft, vessel, vehicle or conveyance that has been in any water or location listed in Arizona Game and Fish Department- Director’s Order 2 – Effective May 1, 2016, without being first decontaminated in the manner required by this Order.

A.R.S. § 17-255.02(4); A person shall not sell, purchase, barter or exchange an aquatic invasive species identified in Arizona Game and Fish Department – Director’s Order 1 – Effective May 1, 2016.

The name and address of agency personnel with whom persons may communicate regarding this Order:

Name: Tom McMahon, Aquatic Invasive Species Program Coordinator
Address: Arizona Game and Fish Department, WMAQ
5000 W. Carefree Highway, Phoenix, AZ 85086-5000
Telephone: (623) 236-7271
Fax: (623) 236-7265
Email: tmcmahon@azgfd.gov

NOTICES OF SUBSTANTIVE POLICY STATEMENT

The Administrative Procedure Act (APA) requires the publication of Notices of Substantive Policy Statement issued by agencies (A.R.S. § 41-1013(B)(14)).

Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice.

Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal

procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the APA.

If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

BOARD OF PSYCHOLOGIST EXAMINERS

[M16-123]

1. Title of the Substantive Policy Statement and the substantive policy statement number by which the substantive policy statement is referenced:

Interpretation of A.A.C. R4-26-207(K) Pertaining to Carry Over of Continuing Education Credits.

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

Issued: The Board adopted this Substantive Policy Statement on April 29, 2016.

Effective Date: May 2, 2016

3. Summary of the contents of the substantive policy statement:

The Board has issued a substantive policy statement to set forth the Board's interpretation of the psychology rule A.A.C. R4-26-207(K) regarding carry over of continuing education credits.

- Pursuant to A.R.S. § 32-2074 (Version 2, effective May 1, 2017), all licensees will move to individual license expiration dates.
- This substantive policy statement applies only to the transition to new license expiration dates for the period beginning May 1, 2017, and ending April 30, 2019.
- Licensing fees and continuing education requirements will be prorated for this period only in order for psychologists to transition to their new license expiration dates.
- Because individual transition periods will vary for psychologists from one month to twenty-four months and psychologists must completed a prorated amount of continuing education during that transition period, the Board will permit psychologists to carry over up to 10 continuing education credits earned above and beyond the required 40 CE credits for the current license period (May 1, 2015, through April 30, 2017).

4. Federal or state constitutional provision; federal or state statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:

State Statute

5. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new substantive policy statement.

6. The agency contact person who can answer questions about the substantive policy statement:

Name: Cindy Olvey, Psy.D.
Address: Board of Psychologist Examiners
1400 W. Washington St., Suite #240
Phoenix, AZ 85007
Telephone: (602) 542-3018
Fax: (602) 542-8279
E-mail: Cindy.Olvey@psychboard.az.gov
Website: <https://psychboard.az.gov>

7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

Substantive policy statements are available at no charge at <https://psychboard.az.gov/statutes-rules> or are available from the Arizona Board of Psychologist Examiners at a cost of \$.25 per page.



NOTICE OF SUBSTANTIVE POLICY STATEMENT
DEPARTMENT OF ENVIRONMENTAL QUALITY

[M16-124]

- 1. Title of the Substantive Policy Statement and the substantive policy statement number by which the substantive policy statement is referenced:**
Metallurgical Operations that are Exempt from Pollution Prevention Plans
- 2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**
Issued: May 4, 2016
Effective: May 27, 2016
- 3. Summary of the contents of the substantive policy statement:**
This policy statement explains ADEQ's current interpretation of "metallurgical operation" for purposes of determining whether toxic substances used or produced in connection with such an operation would meet the Pollution Prevention (P2) program thresholds and require a facility to prepare and implement a pollution prevention plan.
- 4. Federal or state constitutional provision; federal or state statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**
A.R.S. § 49-963(A)
- 5. A statement as to whether the substantive policy statement is a new statement or a revision:**
New
- 6. The agency contact person who can answer questions about the substantive policy statement:**
Name: Linda Mariner
Address: ADEQ
1110 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 771-4294
Fax: (602) 771-4290
E-mail: lph@azdeq.gov
- 7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**
This policy is available on the Department's website: www.azdeq.gov. Hard copies may be obtained by contacting the ADEQ Records Center, Monday through Friday, between 8:30 a.m. and 4:30 p.m., 1110 W. Washington St., Phoenix, AZ 85007, (602) 771-4380. Cost is \$0.25 per page.



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 2016-03

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, 2016, as a notice to the public regarding state agencies' rulemaking activities.

[M16-29]

WHEREAS, Arizona is poised to lead the nation in job growth;

WHEREAS, burdensome regulations inhibit job growth and economic development;

WHEREAS, small businesses and startups are especially hurt by regulations;

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 comply with a state statutory requirement.
g. 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.
h. 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.
i. 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.
j. To eliminates rules that are antiquated, redundant or otherwise no longer necessary for the operation of state government.
3. For the purposes of this Order, the term "State agencies," includes without limitation, all executive departments, agencies, offices, and all state boards and commissions, except for: (a) any State agency that is headed by a single elected State official, (b) the Corporation Commission and (c) any board or commission established by ballot measure during or after the November 1998 general election. Those State agencies, boards and commissions excluded



from this Order are strongly encouraged to voluntarily comply with this Order in the context of their own rulemaking processes.

4. 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.
5. This Executive Order expires on December 31, 2016.

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 Eighth day of February in the Year Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Thirty-Fourth.

ATTEST:

Michele Reagan
Secretary of State



GOVERNOR PROCLAMATIONS

The Administrative Procedure Act (APA) requires the publication of Governor proclamations of general applicability, and ceremonial dedications issued by the Governor.

ARIZONA DRUG COURT MONTH

[M16-143]

WHEREAS, drug courts and other treatment courts have served over 1.4 million individuals; and
WHEREAS, drug courts are now recognized as the most successful criminal justice intervention in our nation’s history; and
WHEREAS, drug courts save up to \$27 for every \$1 invested; and
WHEREAS, seventy-five percent of treatment court graduates will never see another pair of handcuffs; and
WHEREAS, treatment courts significantly improve substance-abuse treatment outcomes, substantially reduce substance abuse and crime, and do so at less expense than any other justice strategy; and
WHEREAS, treatment courts facilitate community-wide partnerships, bringing together public safety and public health professionals in the fight against substance abuse and criminality; and
WHEREAS, there are now 2,966 drug courts and other treatment courts nationwide; and
WHEREAS, drug courts and other treatment courts are the cornerstone of criminal justice reform; and
WHEREAS, treatment courts demonstrate that when one person rises out of substance use and crime, we all rise; and
WHEREAS, the time has come to put a treatment court within reach of every eligible person in need.
NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim May 2016 as

ARIZONA DRUG COURT MONTH

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 sixth day of May in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:
Michele Reagan
SECRETARY OF STATE

ARIZONA MEMORIAL DAY

[M16-136]

WHEREAS, Memorial Day was officially proclaimed in 1868 by General John Logan, national commander of the Grand Army of the Republic, and was first observed on May 30, 1868 when flowers were placed on the graves of Union and Confederate soldiers at Arlington National Cemetery; and
WHEREAS, on this Memorial Day we remember and honor all those courageous men and women of our armed forces who have risked and lost their lives to protect America’s interests, to defend our freedom, to preserve our values, and to advance the ideals of democracy; and
WHEREAS, American troops continue to put themselves in harm’s way to preserve the freedoms we all enjoy; and
WHEREAS, we express our profound sympathy and gratitude to the families who have lost loved ones in service to America, and we acknowledge the debt we owe to those men and women who, because they so cherished peace, died in the defense of it; and
WHEREAS, it is a privilege to express our gratitude to those whose sacrifices serve as constant reminders of the high price of liberty; and
WHEREAS, in respect and recognition of these courageous men and women, all veterans of the U.S. Military Services, state and local government officials, educators, students, historians, and all patriotic citizens of this great State and Nation are encouraged to observe Memorial Day with appropriate ceremonies.
NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim May 30, 2016 as

ARIZONA MEMORIAL DAY

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 eighteenth day of April in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan
SECRETARY OF STATE

ASIAN/PACIFIC AMERICAN HERITAGE MONTH

[M16-144]

WHEREAS, Americans of Asian and Pacific Islander ancestry have made many contributions to the success and advancement of our Nation, adding to the diversity and enrichment of America; and

WHEREAS, many immigrants of Asian/Pacific Islander heritage came to the United States in the nineteenth century to work in the agricultural and transportation industries, and constructing the western half of the first transcontinental railroad linking the East and West Coasts, thus vastly expanding economic growth and development across the country; and

WHEREAS, over time, other immigrants journeyed to America from East Asia, Southeast Asia, the Asian Subcontinent and Pacific Islands; today, Asian/Pacific Americans are one of the fastest growing segments of our population; and

WHEREAS, Asian/Pacific Americans add to the cultural richness of our society representing many languages, ethnicities and religions; and

WHEREAS, many Asian/Pacific Americans are serving the cause of freedom and peace around the world, and have served in the United States military in wars and conflicts since WWI; and

WHEREAS, to honor the achievements of Asian/Pacific Americans, the Congress, by Public Law 102-450, as amended, has designated the month of May each year as “Asian/Pacific American Heritage Month”; and

WHEREAS, the State of Arizona recognizes and honors the significant contributions made by Asian/Pacific Americans in our state and across our nation in numerous areas including entrepreneurship and innovation in business, science, technology, medicine and agriculture, as well as in education, the arts, public service and the professions.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim May 2016 as

ASIAN/PACIFIC AMERICAN HERITAGE MONTH

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 twenty-ninth day of April in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan
SECRETARY OF STATE

BRAIN TUMOR AWARENESS MONTH

[M16-145]

WHEREAS, brain and central nervous system (CNS) tumors, both primary (originating in brain tissue) and secondary (originating in other parts of the body that metastasize to the brain) are diagnosed in more than 220,000 Americans of all ages, races, socio-economic status and gender each year and continue to rise annually; and

WHEREAS, malignant brain and CNS tumors are among the deadliest forms of cancer with just a 34% five-year relative survival rate and are the second leading cause of cancer-related deaths in children age 14 years and under; and

WHEREAS, nearly 1,300 people in Arizona will be diagnosed with a brain and CNS tumor and 339 will die from a brain tumor in 2016; and

WHEREAS, Arizona is home to major facilities, such as Barrow Neurological Institute at St. Joseph’s Hospital and Medical Center, Mayo Clinic, Barrow Neurological Institute at Phoenix Children’s Hospital, Translational Genomics Institute, Banner University Medical Center, Tucson, and others that focus on research to find better treatments, a cure for brain and CNS tumors and a higher quality of life for brain and CNS tumor patients; and

WHEREAS, increased public awareness of brain and CNS tumors through advocacy and support for targeted research, as well as education about the impact brain and CNS tumors have on patients’ and their families’ lives are critical to support and action for a cure.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim May 2016 as

BRAIN TUMOR AWARENESS MONTH

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 sixth day of May in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan
SECRETARY OF STATE

CHILD SUPPORT AWARENESS MONTH

[M16-137]

WHEREAS, the State of Arizona joins the Nation in recognizing August as Child Support Awareness Month, and reaffirms its commitment to strengthening Arizona’s families by providing child support services to improve the economic stability and well-being of children; and

WHEREAS, there is a continued, compelling, public interest in fostering responsible parenthood, to include early intervention, outreach activities, legal remedies, service referrals and community involvement in successful inmate reentry; and

WHEREAS, the Department of Economic Security Division of Child Support Services Colleagues are committed to a holistic approach across all counties and tribal lands to serving Arizona’s families to ensure Arizona’s children are a priority; and

WHEREAS, the Department of Economic Security Division of Child Support Services works with key community partners to serve children and families through targeted resources, to provide parents and caregivers with opportunities to not only become self-reliant, but to also have the means to successfully support their children; and effectively fulfill their parental responsibilities; and

WHEREAS, a child who receives emotional and financial support is more likely to feel safe and secure and are better equipped with the courage to be their very best in life; and

WHEREAS, child support awareness month salutes the diligent working parents who spend time with their child and who make regular child support payments, to safeguard their children’s future; and

WHEREAS, the Department of Economic Security Division of Child Support Services, is robustly committed to putting Arizona’s children first and to humbly serving Arizonans with excellence, respect, integrity and kindness, as well as being an overall champion for economic growth and opportunity.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim August 2016 as

CHILD SUPPORT AWARENESS MONTH

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 twenty-first day of April in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan
SECRETARY OF STATE

SYRINGOMYELIA AWARENESS MONTH

[M16-139]

WHEREAS, syringomyelia, often referred to as SM, is a chronic disorder involving the spinal cord; and

WHEREAS, the condition occurs when cerebrospinal fluid, normally found outside of the spinal cord and brain, enters the interior of the spinal cord, forming a cavity known as syrinx; and

WHEREAS, many individuals suffer from chronic pain and some will develop neuropathic pain syndromes and possible paralysis; and

WHEREAS, this pain is difficult to treat and a large percentage of people have headaches which can be severe; and

WHEREAS, the need for widespread awareness and understanding for syringomyelia is critical for meaningful research to continue so that the quality of lives is improved and a cure can be found, but unfortunately at this time a cure is unknown; and

WHEREAS, the American Syringomyelia & Chiari Alliance Project, Inc. (ASAP), is the oldest non-profit organization for chiari and syringomyelia, will annually celebrate May as the official month for Syringomyelia Awareness; and

WHEREAS, ASAP will continue to provide support, fund research, and educate the public, to bring hope to those affected with syringomyelia.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim May 2016 as



SYRINGOMYELIA AWARENESS MONTH

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 eighteenth day of April in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Fortieth.

ATTEST:

Michele Reagan

SECRETARY OF STATE

REGISTER INDEXES

The *Register* is published by volume in a calendar year (See “Information” in the front of each issue for a more detailed explanation).

Abbreviations for rulemaking activity in this Index include:

PROPOSED RULEMAKING

PN = Proposed new Section
PM = Proposed amended Section
PR = Proposed repealed Section
P# = Proposed renumbered Section

SUPPLEMENTAL PROPOSED RULEMAKING

SPN = Supplemental proposed new Section
SPM = Supplemental proposed amended Section
SPR = Supplemental proposed repealed Section
SP# = Supplemental proposed renumbered Section

FINAL RULEMAKING

FN = Final new Section
FM = Final amended Section
FR = Final repealed Section
F# = Final renumbered Section

SUMMARY RULEMAKING**PROPOSED SUMMARY**

PSMN = Proposed Summary new Section
PSMM = Proposed Summary amended Section
PSMR = Proposed Summary repealed Section
PSM# = Proposed Summary renumbered Section

FINAL SUMMARY

FSMN = Final Summary new Section
FSMM = Final Summary amended Section
FSMR = Final Summary repealed Section
FSM# = Final Summary renumbered Section

EXPEDITED RULEMAKING**PROPOSED EXPEDITED**

PEN = Proposed Expedited new Section
PEM = Proposed Expedited amended Section
PER = Proposed Expedited repealed Section
PE# = Proposed Expedited renumbered Section

SUPPLEMENTAL EXPEDITED

SPEN = Supplemental Proposed Expedited new Section
SPEM = Supplemental Proposed Expedited amended Section
SPER = Supplemental Proposed Expedited repealed Section
SPE# = Supplemental Proposed Expedited renumbered Section

FINAL EXPEDITED

FEN = Final Expedited new Section
FEM = Final Expedited amended Section
FER = Final Expedited repealed Section
FE# = Final Expedited renumbered Section

EXEMPT RULEMAKING**EXEMPT PROPOSED**

PXN = Proposed Exempt new Section
PXM = Proposed Exempt amended Section
PXR = Proposed Exempt repealed Section
PX# = Proposed Exempt renumbered Section

EXEMPT SUPPLEMENTAL PROPOSED

SPXN = Supplemental Proposed Exempt new Section
SPXR = Supplemental Proposed Exempt repealed Section
SPXM = Supplemental Proposed Exempt amended Section
SPX# = Supplemental Proposed Exempt renumbered Section

FINAL EXEMPT RULMAKING

FXN = Final Exempt new Section
FXM = Final Exempt amended Section
FXR = Final Exempt repealed Section
FX# = Final Exempt renumbered Section

EMERGENCY RULEMAKING

EN = Emergency new Section
EM = Emergency amended Section
ER = Emergency repealed Section
E# = Emergency renumbered Section
EEXP = Emergency expired

RECODIFICATION OF RULES

RC = Recodified

REJECTION OF RULES

RJ = Rejected by the Attorney General

TERMINATION OF RULES

TN = Terminated proposed new Sections
TM = Terminated proposed amended Section
TR = Terminated proposed repealed Section
T# = Terminated proposed renumbered Section

RULE EXPIRATIONS

EXP = Rules have expired

See also “emergency expired” under emergency rulemaking

CORRECTIONS

C = Corrections to Published Rules

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2016 RULES EFFECTIVE DATES CALENDAR

A.R.S. § 41-1032(A), as amended by Laws 2002, Ch. 334, § 8 (effective August 22, 2002), states that a rule generally becomes effective 60 days after the day it is filed with the Secretary of State's Office. The following table lists filing dates and effective dates for rules that follow this provision. Please also check the rulemaking Preamble for effective dates.

Table with 12 columns: January (Date Filed, Effective Date), February (Date Filed, Effective Date), March (Date Filed, Effective Date), April (Date Filed, Effective Date), May (Date Filed, Effective Date), June (Date Filed, Effective Date). Rows list dates from 1/1 to 1/31 and corresponding effective dates.



July		August		September		October		November		December	
Date Filed	Effective Date										
7/1	8/30	8/1	9/30	9/1	10/31	10/1	11/30	11/1	12/31	12/1	1/30/13
7/2	8/31	8/2	10/1	9/2	11/1	10/2	12/1	11/2	1/1/13	12/2	1/31/13
7/3	9/1	8/3	10/2	9/3	11/2	10/3	12/2	11/3	1/2/13	12/3	2/1/13
7/4	9/2	8/4	10/3	9/4	11/3	10/4	12/3	11/4	1/3/13	12/4	2/2/13
7/5	9/3	8/5	10/4	9/5	11/4	10/5	12/4	11/5	1/4/13	12/5	2/3/13
7/6	9/4	8/6	10/5	9/6	11/5	10/6	12/5	11/6	1/5/13	12/6	2/4/13
7/7	9/5	8/7	10/6	9/7	11/6	10/7	12/6	11/7	1/6/13	12/7	2/5/13
7/8	9/6	8/8	10/7	9/8	11/7	10/8	12/7	11/8	1/7/13	12/8	2/6/13
7/9	9/7	8/9	10/8	9/9	11/8	10/9	12/8	11/9	1/8/13	12/9	2/7/13
7/10	9/8	8/10	10/9	9/10	11/9	10/10	12/9	11/10	1/9/13	12/10	2/8/13
7/11	9/9	8/11	10/10	9/11	11/10	10/11	12/10	11/11	1/10/13	12/11	2/9/13
7/12	9/10	8/12	10/11	9/12	11/11	10/12	12/11	11/12	1/11/13	12/12	2/10/13
7/13	9/11	8/13	10/12	9/13	11/12	10/13	12/12	11/13	1/12/13	12/13	2/11/13
7/14	9/12	8/14	10/13	9/14	11/13	10/14	12/13	11/14	1/13/13	12/14	2/12/13
7/15	9/13	8/15	10/14	9/15	11/14	10/15	12/14	11/15	1/14/13	12/15	2/13/13
7/16	9/14	8/16	10/15	9/16	11/15	10/16	12/15	11/16	1/15/13	12/16	2/14/13
7/17	9/15	8/17	10/16	9/17	11/16	10/17	12/16	11/17	1/16/13	12/17	2/15/13
7/18	9/16	8/18	10/17	9/18	11/17	10/18	12/17	11/18	1/17/13	12/18	2/16/13
7/19	9/17	8/19	10/18	9/19	11/18	10/19	12/18	11/19	1/18/13	12/19	2/17/13
7/20	9/18	8/20	10/19	9/20	11/19	10/20	12/19	11/20	1/19/13	12/20	2/18/13
7/21	9/19	8/21	10/20	9/21	11/20	10/21	12/20	11/21	1/20/13	12/21	2/19/13
7/22	9/20	8/22	10/21	9/22	11/21	10/22	12/21	11/22	1/21/13	12/22	2/20/13
7/23	9/21	8/23	10/22	9/23	11/22	10/23	12/22	11/23	1/22/13	12/23	2/21/13
7/24	9/22	8/24	10/23	9/24	11/23	10/24	12/23	11/24	1/23/13	12/24	2/22/13
7/25	9/23	8/25	10/24	9/25	11/24	10/25	12/24	11/25	1/24/13	12/25	2/23/13
7/26	9/24	8/26	10/25	9/26	11/25	10/26	12/25	11/26	1/25/13	12/26	2/24/13
7/27	9/25	8/27	10/26	9/27	11/26	10/27	12/26	11/27	1/26/13	12/27	2/25/13
7/28	9/26	8/28	10/27	9/28	11/27	10/28	12/27	11/28	1/27/13	12/28	2/26/13
7/29	9/27	8/29	10/28	9/29	11/28	10/29	12/28	11/29	1/28/13	12/29	2/27/13
7/30	9/28	8/30	10/29	9/30	11/29	10/30	12/29	11/30	1/29/13	12/30	2/28/13
7/31	9/29	8/31	10/30			10/31	12/30			12/31	3/1/13



REGISTER PUBLISHING DEADLINES

The Secretary of State's Office publishes the Register weekly. There is a three-week turnaround period between a deadline date and the publication date of the Register. The weekly deadline dates and issue dates are shown below. Council meetings and Register deadlines do not correlate. Also listed are the earliest dates on which an oral proceeding can be held on proposed rulemakings or proposed delegation agreements following publication of the notice in the Register.

Table with 3 columns: Deadline Date (paper only) Friday, 5:00 p.m., Register Publication Date, and Oral Proceeding may be scheduled on or after. Rows list dates from January 22, 2016 to August 5, 2016.



GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES

The following deadlines apply to all Five-Year-Review Reports and any adopted rule submitted to the Governor’s Regulatory Review Council. Council meetings and *Register* deadlines do not correlate. We publish these deadlines as a courtesy.

All rules and Five-Year Review Reports are due in the Council office by noon of the deadline date. The Council’s office is located at 100 N. 15th Ave., Suite 402, Phoenix, AZ 85007. For more information, call (602) 542-2058 or visit www.grrc.state.az.us.

GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES FOR 2016

DEADLINE TO BE PLACED ON COUNCIL AGENDA	FINAL MATERIALS DUE FROM AGENCIES	DATE OF COUNCIL STUDY SESSION	DATE OF COUNCIL MEETING
November 17, 2015	December 18, 2015	December 29, 2015	January 5, 2016
December 21, 2015	January 15, 2016	January 26, 2016	February 2, 2016
January 19, 2016 (Tuesday)	February 12, 2016	February 23, 2016	March 1, 2016
February 16, 2016 (Tuesday)	March 18, 2016	March 29, 2016	April 5, 2016
March 21, 2016	April 15, 2016	April 26, 2016	May 5, 2016
April 18, 2016	May 20, 2016	June 1, 2016 (Wednesday)	June 7, 2016
May 23, 2016	June 17, 2016	June 28, 2016	July 6, 2016 (Wednesday)
June 20, 2016	July 15, 2016	July 26, 2016	August 2, 2016
July 18, 2016	August 19, 2016	August 30, 2016	September 7, 2016 (Wednesday)
August 22, 2016	September 16, 2016	September 27, 2016	October 4, 2016
September 19, 2016	October 14, 2016	October 25, 2016	November 1, 2016
October 17, 2016	November 18, 2016	November 29, 2016	December 6, 2016
November 21, 2016	December 16, 2016	December 28, 2016 (Wednesday)	January 4, 2017 (Wednesday)

*Materials must be submitted by **noon** on dates listed as a deadline for placement on a particular agenda. Placement on a particular agenda is not guaranteed.