
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

BOARD OF PHARMACY

[R16-228]

- 1. Title and its heading:** 4, Professions and Occupations

Chapter and its heading: 23, Board of Pharmacy

Article and its heading: 4, Professional Practices
11, Pharmacy Technicians

Section numbers: R4-23-402, R4-23-1104, and R4-23-1104.01 (*Additional Sections may be made, amended, or repealed as necessary*).
- 2. The subject matter of the proposed rule:**

This rulemaking will create efficiencies in a pharmacy by enabling a licensed pharmacy technician working under the supervision of a pharmacist to use technology to verify the accuracy of medications prepared for dispensing. Current law requires that a pharmacist do this verification. The technology required to verify the accuracy of medications prepared for dispensing exists and is simple to use. It involves scanning a bar code and visually comparing the prepared medication with the result on a computer screen. By enabling a licensed pharmacy technician to perform routine technology-assisted verification, this rulemaking will remove a regulatory burden and provide additional time in which the pharmacist is able to perform tasks such as patient counseling that require the pharmacist’s skills.

An exemption from Executive Order 2016-03 was provided for this rulemaking by Christina Corieri, Policy Advisor for Health and Human Services in the Governor’s office, in an e-mail dated July 14, 2016.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Kamlesh Gandhi
Address: Board of Pharmacy
1616 W. Adams St., Suite 120
Phoenix, AZ 85007
Telephone: (602) 771-2740
Fax: (602) 771-2749
E-mail: kgandhi@azpharmacy.gov
Web site: www.azpharmacy.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Board will accept comments during business hours at the address listed in item 4. Information regarding an oral proceeding will be included in the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined



NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES EMERGENCY MEDICAL SERVICES

[R16-235]

1. **Title and its heading:** 9, Health Services
Chapter and its heading: 25, Department of Health Services - Emergency Medical Services
Articles and their headings: 6, Stroke Care
Section numbers: R9-25-601 and R9-25-602 (*The Department may add, delete, or modify other Sections, as necessary.*)

2. **The subject matter of the proposed rules:**
 The statutes in Arizona Revised Statutes (A.R.S.) Title 36, Chapter 21.1, govern emergency medical services. The Department uses the authority granted by these statutes to make the rules in Arizona Administrative Code (A.A.C.) Title 9, Chapter 25. Laws 2015, Ch. 130, § 1 requires the Department to “adopt or amend rules relating to the coordination of stroke care services between emergency medical services providers and hospitals in this state.” The Department had adopted rules related to stroke care in 9 A.A.C. 25, Article 6. After receiving an exception from the rulemaking moratorium, established by Executive Order 2015-01, the Department is amending the rules in 9 A.A.C. 25, Article 6 to comply with Laws 2015, Ch. 130, § 1. The proposed changes will conform to rulemaking 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 other Sections, as necessary.

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: Terry Mullins, Bureau Chief
 Address: Department of Health Services
 Division of Public Health Services
 Bureau of Emergency Medical Services and Trauma System
 150 N. 18th Ave., Suite 540
 Phoenix, AZ 85007

 Telephone: (602) 364-3150
 Fax: (602) 364-3568
 E-mail: terry.mullins@azdhs.gov
 Or
 Name: Robert Lane, Manager
 Address: Department of Health Services
 Office of Administrative Counsel and Rules
 150 N. 18th Ave., Suite 200
 Phoenix, AZ 85007

 Telephone: (602) 542-1020
 Fax: (602) 364-1150
 E-mail: Robert.Lane@azdhs.gov

5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
 Written comments will be accepted at the addresses listed in item #4 until the close of record, which has not yet been determined. No oral proceedings have been scheduled at this time.

6. **A timetable for agency decisions or other action on the proceeding, if known:**
 To be announced in the Notice of Proposed Rulemaking



NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF CHILD SAFETY
FOSTER CARE AND CHILD WELFARE AGENCY FACILITY SAFETY

[R16-236]

- 1. **Title and its heading:** 21, Child Safety
Chapter and its heading: 8, Department of Child Safety - Foster Care and Child Welfare
Agency Facility Safety
Article and its heading: 1, Life Safety Inspections
Section numbers: R21-8-112 and R21-8-113
- 2. **The subject matter of the proposed rule:**
To amend fire safety and evacuation plan requirements and pool safety rules that regulate Life Safety Inspections for foster homes and Child Welfare Agencies operating residential group care facilities.
- 3. **A citation to all published notices relating to the proceeding:**
Notice of Proposed Rulemaking: 22 A.A.R. 3181, November 11, 2016 (*in this issue*).
- 4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Kathryn Blades, Deputy General Counsel
Department of Child Safety
Address: 3003 N. Central Ave.
Phoenix, AZ 85012
Telephone: (602) 255-2527
E-mail: kathrynblades@azdes.gov
- 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 to: DCSPolicyUpdate@azdes.gov
Close of public comment record. Tuesday, December 13, 2016 at 5 p.m.
The Department will hold an oral proceeding.
Date: Monday, December 12, 2016
Time: 5 p.m. to 7 p.m.
Location: Ability 360
5025 E. Washington St.
Phoenix, Arizona 85034
Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona Department of Child Safety, Carrie Senseman, at (602) 255-2534. Please make requests as early as possible to allow time to arrange the accommodation.
- 6. **A timetable for agency decisions or other action on the proceeding, if known:**
A Notice of Final Rulemaking will be published upon the approval by the Governor’s Regulatory Review Council.