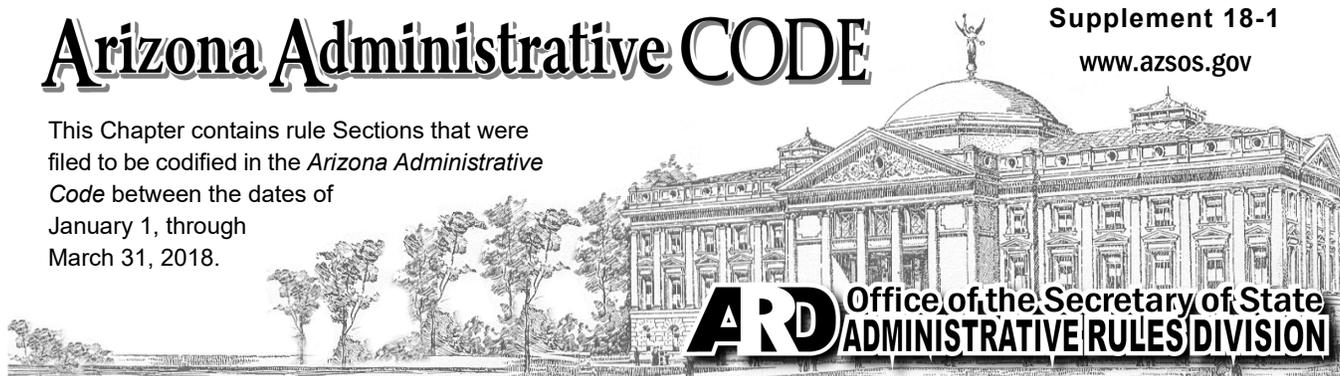


Arizona Administrative CODE

Supplement 18-1

www.azsos.gov

This Chapter contains rule Sections that were filed to be codified in the *Arizona Administrative Code* between the dates of January 1, through March 31, 2018.



TITLE 4. PROFESSIONS AND OCCUPATIONS

CHAPTER 3. REPEALED

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The release of this Chapter in supplement 18-1 replaces supplement 13-4, 1-9 pages

Please note that the Chapter you are about to replace may have rules still in effect after the publication date of this supplement. Therefore, all superseded material should be retained in a separate binder and archived for future reference.

PREFACE

Under Arizona law, the Department of State, Office of the Secretary of State (Office), accepts state agency rule filings and is the publisher of Arizona rules. The Office of the Secretary of State does not interpret or enforce rules in the *Administrative Code*. Questions about rules should be directed to the state agency responsible for the promulgation of the rule.

Scott Cancelosi, Director
ADMINISTRATIVE RULES DIVISION

RULES

The definition for a rule is provided for under A.R.S. § 41-1001. “‘Rule’ means an agency statement of general applicability that implements, interprets, or prescribes law or policy, or describes the procedures or practice requirements of an agency.”

THE ADMINISTRATIVE CODE

The *Arizona Administrative Code* is where the official rules of the state of Arizona are published. The *Code* is the official codification of rules that govern state agencies, boards, and commissions.

The *Code* is separated by subject into titles. Titles are divided into chapters. A chapter includes state agency rules. Rules in chapters are divided into Articles, then Sections. The “R” stands for “rule” with a sequential numbering and lettering outline separated into subsections.

Rules are codified quarterly in the *Code*. Supplement release dates are printed on the footers of each chapter.

First Quarter: January 1 - March 31

Second Quarter: April 1 - June 30

Third Quarter: July 1 - September 30

Fourth Quarter: October 1 - December 31

For example, the first supplement for the first quarter of 2018 is cited as Supp. 18-1.

Please note: The Office publishes by chapter, not by individual rule section. Therefore there might be only a few sections codified in each chapter released in a supplement. Historical notes at the end of a section provide an effective date and information when a rule was last updated.

AUTHENTICATION OF PDF CODE CHAPTERS

The Office began to authenticate chapters of the *Administrative Code* in Supp. 18-1 to comply with A.R.S. § 41-1012(B) and A.R.S. § 5302(1), (2)(d) through (e), and (3)(d) through (e).

A certification verifies the authenticity of each *Code* chapter posted as it is released by the Office of the Secretary of State. The authenticated pdf of the *Code* includes an integrity mark with a certificate ID. Users should check the validity of the signature, especially if the pdf has been downloaded. If the digital signature is invalid it means the document’s content has been compromised.

HOW TO USE THE CODE

Rules may be in effect before a supplement is released by the Office. Therefore, the user should refer to issues of the *Arizona Administrative Register* for recent updates to rule Sections.

ARIZONA REVISED STATUTE REFERENCES

The Arizona Revised Statutes (A.R.S.) are available online at the Legislature’s website, www.azleg.gov. An agency’s authority

note to make rules is often included at the beginning of a chapter. Other Arizona statutes may be referenced in rule under the A.R.S. acronym.

SESSION LAW REFERENCES

Arizona Session Law references in a chapter can be found at the Secretary of State’s website, under Services-> Legislative Filings.

EXEMPTIONS FROM THE APA

It is not uncommon for an agency to be exempt from the steps outlined in the rulemaking process as specified in the Arizona Administrative Procedures Act, also known as the APA (Arizona Revised Statutes, Title 41, Chapter 6, Articles 1 through 10). Other agencies may be given an exemption to certain provisions of the Act.

An agency’s exemption is written in law by the Arizona State Legislature or under a referendum or initiative passed into law by Arizona voters.

When an agency files an exempt rulemaking package with our Office it specifies the law exemption in what is called the preamble of rulemaking. The preamble is published in the *Register* online at www.azsos.gov/rules, click on the *Administrative Register* link.

Editor’s notes at the beginning of a chapter provide information about rulemaking sections made by exempt rulemaking. Exempt rulemaking notes are also included in the historical note at the end of a rulemaking Section.

The Office makes a distinction to certain exemptions because some rules are made without receiving input from stakeholders or the public. Other exemptions may require an agency to propose exempt rules at a public hearing.

EXEMPTIONS AND PAPER COLOR

At one time the office published exempt rules on either blue or green paper. Blue meant the authority of the exemption was given by the Legislature; green meant the authority was determined by a court order. In 2001 the Office discontinued publishing rules using these paper colors.

PERSONAL USE/COMMERCIAL USE

This chapter is posted as a public courtesy online, and is for private use only. Those who wish to use the contents for resale or profit should contact the Office about Commercial Use fees. For information on commercial use fees review A.R.S. § 39-121.03 and 1 A.A.C. 1, R1-1-113.

Rhonda Paschal, managing rules editor, assisted with the editing of this chapter.



Administrative Rules Division
The Arizona Secretary of State electronically publishes each A.A.C. Chapter with a digital certificate. The certificate-based signature displays the date and time the document was signed and can be validated in Adobe Acrobat Reader.

TITLE 4. PROFESSIONS AND OCCUPATIONS

CHAPTER 3. REPEALED

The State Boxing and Mixed Martial Arts Commission has been under the jurisdiction of the Racing Department since 2002. Laws 2015, Ch. 19 moved the Racing Department under the jurisdiction of the Arizona Department of Gaming. Therefore, the Commission repealed the rules in this Chapter at 24 A.A.R. 435; and promulgated rules at 24 A.A.R. 445 which were codified at 19 A.A.C. 2, Article 6 in Supp. 18-1.

Chapter heading revised by Laws 2010, Ch. 269, § 4 (Supp. 11-3).

This Chapter contains rules which were adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. The specific rules are Sections R4-3-415 through R4-3-424. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules. Because of the exempt rules contained within this Chapter, the Chapter is printed on blue paper.

Articles 1 through 4 adopted effective January 21, 1981. Former Article 2 renumbered as Article 5 effective January 21, 1981.

ARTICLE 1. REPEALED

Article 1, consisting of Sections R4-3-101 through R4-3-105, repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

Former Article 1 consisting of Sections R4-3-01 through R4-3-43 repealed effective January 21, 1981.

Table listing sections R4-3-101 through R4-3-105 as Repealed.

ARTICLE 2. REPEALED

Article 2, consisting of Sections R4-3-201 through R4-3-203, repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

Table listing sections R4-3-201 through R4-3-203 as Repealed.

ARTICLE 3. REPEALED

Article 3, consisting of Sections R4-3-301 through R4-3-310, repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

Table listing sections R4-3-301 through R4-3-310 as Repealed.

ARTICLE 4. REPEALED

Sections R4-3-401 through R4-3-414, and Table 1 were repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

Sections R4-3-415 through R4-3-424 recodified to R19-2-601 through R19-2-610 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Table listing sections R4-3-401 through R4-3-424 and Table 1 as Repealed or Recodified.

ARTICLE 5. EXPIRED

Article 5, consisting of Sections R4-3-501 through R4-3-509, expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

Table listing sections R4-3-501 through R4-3-509 as Expired.

Repealed

Historical Note

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-404. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-405. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-406. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-407. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-408. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-409. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-410. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-411. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-412. Repealed**Historical Note**

Adopted effective January 21, 1981 (Supp. 81-1). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-412.01. Repealed**Historical Note**

Adopted effective October 8, 1998 (Supp. 98-4). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-413. Repealed**Historical Note**

Former Section R4-3-43 adopted effective January 16, 1981 now renumbered as Section R4-3-413 effective January 21, 1981 (Supp. 81-1). Amended by exempt rulemaking at 17 A.A.R. 1483, effective July 20, 2011 (Supp. 11-3). Amended by exempt rulemaking at 19 A.A.R. 3578, effective September 12, 2013 (Supp. 13-4). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

R4-3-414. Repealed**Historical Note**

Adopted effective July 27, 1981 (Supp. 81-4). Section repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-415. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-415 recodified to R19-2-601 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-416. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-416 recodified to R19-2-602 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-417. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-417 recodified to R19-2-603 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication

Repealed

of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-418. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-418 recodified to R19-2-604 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-419. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-419 recodified to R19-2-605 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-420. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-420 recodified to R19-2-606 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-421. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-421 recodified to R19-2-607 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney

General has not certified these rules.

R4-3-422. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-422 recodified to R19-2-608 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-423. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-423 recodified to R19-2-609 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Editor's Note: The following Section was adopted pursuant to an exemption from A.R.S. Title 41, Chapter 6 as specified in Laws 1992, Ch. 337, § 12. Exemption from Title 41, Chapter 6 means that the agency did not submit these rules for publication of notice of proposed rulemaking; the Governor's Regulatory Review Council did not review these rules; the agency was not required to hold public hearings on these rules; and the Attorney General has not certified these rules.

R4-3-424. Recodified**Historical Note**

Adopted pursuant to an exemption from A.R.S. § 41-1001 et seq. effective February 24, 1993 (Supp. 93-1). Section R4-3-424 recodified to R19-2-610 at 5 A.A.R. 1175, April 23, 1999 (Supp. 99-2).

Table 1. Repealed**Historical Note**

Adopted effective October 8, 1998 (Supp. 98-4). Table 1, Time-Frames (Calendar days) repealed by final rulemaking at 24 A.A.R. 435, effective February 7, 2018 (Supp. 18-1).

ARTICLE 5. EXPIRED**R4-3-501. Expired****Historical Note**

Former Rules 10 and 11; Former Section R4-3-50 renumbered as Section R4-3-501 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-502. Expired**Historical Note**

Former Rule 12; Former Section R4-3-51 renumbered as Section R4-3-502 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-503. Expired

Repealed

Historical Note

Former Rule 13; Former Section R4-3-52 renumbered as Section R4-3-503 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-504. Expired**Historical Note**

Former Rule 14; Former Section R4-3-53 renumbered as Section R4-3-504 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-505. Expired**Historical Note**

Former Rule 15; Former Section R4-3-54 renumbered as Section R4-3-505 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-506. Expired**Historical Note**

Former Rule 16; Former Section R4-3-55 renumbered as Section R4-3-506 effective January 21, 1981 (Supp. 81-

1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-507. Expired**Historical Note**

Former Rule 17; Former Section R4-3-56 renumbered as Section R4-3-507 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-508. Expired**Historical Note**

Former Rule 18; Former Section R4-3-57 renumbered as Section R4-3-508 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).

R4-3-509. Expired**Historical Note**

Former Rule 19; Former Section R4-3-58 renumbered as Section R4-3-509 effective January 21, 1981 (Supp. 81-1). Section expired under A.R.S. § 41-1056(E) at 11 A.A.R. 3181, effective April 30, 2002 (Supp. 05-3).