

NOTICES OF RULEMAKING DOCKET OPENINGS

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening whenever an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF PHARMACY

1. **Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 23, Board of Pharmacy
Article and its heading: 7, Non-pharmacy Licensed Outlets - General Provisions
Section number: R4-23-703
2. **Subject matter of the proposed rule:**
The rule establishes the standards and responsibilities for pharmacists serving adult supervisory care homes.
The agency docket number, if applicable:
R9507
3. **A citation to all published notices relating to the proceeding:**
None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Dean Wright, Compliance Officer
Address: Board of Pharmacy
5060 North 19th Avenue, Suite 101
Phoenix, Arizona 85015
Telephone: (602) 255-5125, ext. 131
Fax: (602) 255-5740
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 written comments between 8 a.m. and 5 p.m. Monday through Friday.

Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.
6. **A timetable for agency decisions or other action in the proceeding:**
None.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ECONOMIC SECURITY

1. **Title and its heading:** 6, Economic Security
Chapter and its heading: 5, Department of Economic Security - Social Services
Articles and their headings: 23, Safeguarding of Records and Information
54, Child Welfare and Child Protection Services Records and Information - Confidentiality
Section number: R6-5-2301 through R6-5-2310, new Sections in Article 54
2. **Subject matter of the proposed rule:**
The Department plans to repeal 6 A.A.C. 5, Article 23 entitled "Safeguarding of Records and Information." The Department will adopt a new Article to govern this topic, as well as the issue of confidentiality of Child Welfare and Child Protective Services (CPS) information. The current rules are very out-of-date and are, in many instances, repetitive of statute. The new rules will describe the Department's practices for handling and disposition of child welfare information, particularly information accumulated during the course of a CPS investigation. The new rules will reflect the changes in the CPS confidentiality laws made during the 1994 and 1995 legislative sessions, including the requirement for creating a process for handling generic requests for CPS information.
The agency docket number, if applicable:
None.
3. **A citation to all published notices relating to the proceeding:**
None published.

Notices of Rulemaking Docket Openings

4. Name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Vista Thompson Brown, Legal Analyst
Address: Department of Economic Security
1789 West Jefferson, Site Code 837A
Phoenix, Arizona 85007

or

P.O. Box 6123, Site Code 837A
Phoenix, Arizona 85005

Telephone: (602) 542-6555

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

The Department will accept written comments during regular business hours at the location listed above until the close of record, which has not yet been scheduled.

The Department has not yet scheduled an oral proceeding.

6. A timetable for agency decisions or other action in the proceeding:

The Department is still in the process of drafting rules. The Department hopes to have a draft set of rules available for informal review by late summer of 1995. After soliciting informal comment, the Department hopes to complete its proposed rulemaking package by fall of 1995. The Department would then file the proposed rules with the Secretary of State's Office and conduct public hearings in approximately November 1995.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ECONOMIC SECURITY

1. Title and its heading: 6, Economic Security
Chapter and its heading: 5, Department of Economic Security - Social Services
Article and its heading: 58, Family Foster Home Licensing Standards
Section numbers: R6-5-5801 through R6-5-5815

2. Subject matter of the proposed rule:

The Department plans to repeal current 6 A.A.C. 5, Article 58 entitled "Governing Foster Family Licensing Standards" and adopt a new Article with revised licensing standards. The current rules were adopted in 1981 and are out-of-date. The new rules will comply with modern best practices and current stylistic and format requirements for rules. The new rules will govern all aspects of foster parent licensing practices and procedures, training requirements, minimum standards, conditions of the foster home, and specialized sub-categories of foster parents.

The agency docket number, if applicable:

None.

3. A citation to all published notices relating to the proceeding:

None published.

4. Name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Vista Thompson Brown, Legal Analyst
Address: Department of Economic Security
1789 West Jefferson, Site Code 837A
Phoenix, Arizona 85007

or

P.O. Box 6123, Site Code 837A
Phoenix, Arizona 85005

Telephone: (602) 542-6555

Fax: (602) 542-6000

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

The Department will accept written comments during regular business hours at the location listed above until the close of record, which has not yet been scheduled.

The Department has not yet scheduled oral proceedings.

6. A timetable for agency decisions or other action in the proceeding:

The Department is still in the process of drafting rules. The Department hopes to have a draft set of rules available for informal review by late summer of 1995. After soliciting informal comment, the Department hopes to complete its proposed rulemaking package by late fall of 1995. The Department would then file the proposed rules with the Secretary of State's Office and conduct public hearings in approximately December 1995.

Arizona Administrative Register
Notices of Rulemaking Docket Openings

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES

1. **Title and its heading:** 9, Health Services
Chapter and its heading: 10, Department of Health Services - Health Care Institutions: Licensure
Article and its heading: 10, Behavioral Health Services Agencies
Section numbers: R9-10-1011 through R9-10-1030
2. **Subject matter of the proposed rule:**
These rules had set forth the minimum standards and requirements for the licensure of behavioral health service agencies but are now redundant and obsolete. Pursuant to Laws 1992, Ch. 301, § 61, and under an exemption from the provisions of A.R.S. Title 41, Chapter 6, the Department adopted new rules in Title 9, Chapter 20, Behavioral Health Service Agencies: Licensure, which govern the licensure of behavioral health service agencies. The adoption of Chapter 20 was intended to replace Chapter 10, Article 10, in its entirety; however, a repeal of Chapter 10, Article 10, was not possible under the Department's limited exemption to A.R.S. Title 41, Chapter 6. Therefore, pursuant to A.R.S. § 41-1027, the Department is repealing these rules because they are no longer used.
The agency docket number, if applicable:
RD-122-95
3. **A citation to all published notices relating to the proceeding:**
None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Arlene Good Thunder
Address: Department of Health Services
Assurance and Licensure Services
1647 East Morten, Suite 230
Phoenix, Arizona 85020
Telephone: (602) 255-1272
Fax: (602) 255-1126
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Department will accept written comments for 30 days following the publication of the proposed summary rulemaking. The Department is not scheduling any oral proceedings, but oral comments may be made between 8 a.m. and 5 p.m. at the location listed above.
6. **A timetable for agency decisions or other action in the proceeding:**
None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES

1. **Title and its heading:** 9, Health Services
Chapter and its heading: 10, Department of Health Services - Health Care Institutions: Licensure
Article and its headings: 12, Infirmary
Section numbers: R9-10-1211 through R9-10-1224, R9-10-1226 through R9-10-1228, and R9-10-1230
2. **Subject matter of the proposed rule:**
These rules set forth the minimum standards and requirements for licensure of infirmaries. The Department is preparing to repeal these rules as there are only three infirmaries in the state and the Department is preparing to have infirmaries comply with new rules proposed for all health care institutions in Chapter 10, Article 1. There will no longer be separate rules for infirmaries.
The agency docket number, if applicable:
RD-136-95
3. **A citation to all published notices relating to the proceeding:**
None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Arlene Good Thunder
Address: Assurance and Licensure Services
1647 East Morten, Suite 230
Phoenix, Arizona 85020
Telephone: (602) 542-1272
Fax: (602) 542-1126

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5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Department will accept written comments from 8 a.m. to 5 p.m., Monday through Friday, until the close of record which has not yet been determined.
The Department has not scheduled a public hearing at this time. If a public hearing is scheduled for these rules, oral public comments may be presented at that time.

6. **A timetable for agency decisions or other action in the proceeding:**
None.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES

1. **Title and its heading:** 9, Health Services
Chapter and its heading: 19, Department of Health Services - Vital Records and Statistics
Articles and their headings: 1, Administrative Organization, Duties, and Procedures
4, Access to Records; Copies; Fees
Section numbers: R9-19-101 and R9-19-413
2. **Subject matter of the proposed rule:**
R9-19-101(9) is being amended to clarify that affidavits do not constitute "independent factual documents". R9-19-413 is being amended to add a fee for each search of the putative fathers registry required by A.R.S. § 8-106.01.
The agency docket number, if applicable:
None.
3. **A citation to all published notices relating to the proceeding:**
None published.
4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Renee Gaudino, Manager
Address: Office of Vital Records
2727 West Glendale
Phoenix, Arizona 85051
Telephone: (602) 255-3260
Fax: (602) 255-3259
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Department will accept written comments regarding the rules until the close of record, August 30, 1995.
The Department has not scheduled a public hearing at this time.
6. **A timetable for agency decisions or other action in the proceeding:**
It is anticipated that the initial drafting and informal comment period will be completed by early July. Thereafter, the Notice of Proposed Rulemaking will be filed. If there are no or insufficient requests for public hearing, the record for public comment will be closed August 30, 1995. Following receipt of any written comments, the package will be finalized, adopted by the Director and filed with the Governor's Regulatory Review Council (GRRC). Thereafter, GRRC has 90 days to act upon the adopted rules.