

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

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: 50, Child Care Resource and Referral System
Section numbers: Unknown
2. **Subject matter of the proposed rule:**
In Laws 1995, Ch. 177, § 2 (SB 1403), the Legislature substantially revised A.R.S. § 41-1967 governing the child care resource and referral system. The legislation clarified and expanded the Department's responsibilities for operation of the system. The Department will adopt a new Article to explain procedures for operation of the system, including: application to be included on the referral system database, information maintained on the system database, amending information included in the database, provider requests for inactive status, procedures for parents to obtain provider referrals, procedures for voluntary and involuntary removal of a provider from the system database, and procedures for protesting involuntary removal.
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 Board will accept written comments during regular business hours at the location listed above until the close of record, which has not yet been determined.

The Board has not scheduled any oral proceedings at this time.
6. **A timetable for agency decisions or other action in the proceeding:**
The Department is in the most preliminary stages of the rulemaking process and does not yet have a first draft of rules. The Department hopes to have a draft set of rules available for informal review by January 1996. After soliciting informal comment, the Department hopes to complete its proposed rulemaking package by spring of 1996. The Department would file the proposed rules with the Secretary of State's Office in April 1996 and conduct public hearings in late May or early June 1996.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES

1. **Title and its heading:** 9, Health Services
Chapter and its heading: 1, Department of Health Services - Administration
Article and its heading: 4, Codes and Standards Referenced
Section number: R9-1-411
2. **Subject matter of the proposed rule:**
This rule explains the applicability of physical plant health and safety codes and standards which are referenced in 9 A.A.C. 1, Article 4. The Department applies these codes and standards during its review of applications submitted for licensure by health care institutions. The Department is preparing to repeal the rule because it reiterates or conflicts with statute or rule, and to propose a new rule that clarifies the applicability of codes and standards adopted by reference in 9 A.A.C. 1, Article 4.
The agency docket number, if applicable:
Not applicable.

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- 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: Arlene Good Thunder
Address: Department of Health Services
Assurance and Licensure Services
1651 East Morten, Suite 110
Phoenix, Arizona 85020
Telephone: (602) 255-1197
Fax: (602) 255-1108
- 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 between 8 a.m. and 5 p.m., Monday through Friday, until the close of record which has not yet been determined.
The Department has not scheduled an oral proceeding at this time. If a public hearing is scheduled for these rules, oral public comment may be presented at that time.
- 6. **A timetable for agency decisions or other action in the proceeding:**
Unknown.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY

- 1. **Title and its heading:** 18, Environmental Quality
Chapter and its heading: 7, Department of Environmental Quality - Remedial Action
Articles and their heading: 1, Water Quality Assurance Revolving Fund
2, Soil Remediation Standards
Section numbers: R18-7-109, R18-7-201 through R18-7-209, and Appendices
- 2. **Subject matter of the proposed rule:**
Please see the Notice of Public Information printed in this *Register* for a complete description of the subject matter of these rules. These Interim Emergency Rules on Soil Remediation Standards will not be printed in the *Register* but are subject to notice and comment.
These Interim Emergency Rules on Soil Remediation Standards will be followed later this year by a permanent rulemaking on the same subject. That rulemaking will be subject to the Administrative Procedure Act and will be published in full text.
Copies of the Interim Emergency Rules on Soil Remediation Standards are available at the Customer Service Office of the Department of Environmental Quality, 3033 North Central Avenue, Phoenix, Arizona. Copies are also available by calling the Rule Development Section at (602) 207-2222 (1-800-234-5677, ext. 2222); or by leaving the name and address to which the copy should be mailed on the VoiceMail recording at (602) 207-2244. Copies are free.
Because this emergency rulemaking will affect multiple Chapters within Title 18 of the Code, a Notice of Rulemaking Docket Opening has also been published simultaneously for:
Chapter 8 - Department of Environmental Quality - Waste Management Rules, Article 1, R18-8-101.
The agency docket number, if applicable:
Not applicable. Will be known as "Interim Soil Remediation Standards" or "Interim Cleanup Rules."
- 3. **A citation to all published notices relating to the proceeding:**
Original Notice of Rulemaking Docket Opening
95 A.A.R. 893, June 30, 1995
Vol. # Page # Issue date
See also the Notice of Public Information in this *Register*.
- 4. **Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Martha L. Seaman, Rule Development Section Manager
Address: Department of Environmental Quality
3033 North Central Avenue
Phoenix, Arizona 85012
Telephone: (602) 207-2222 (1-800-234-5677, ext. 2222)
Fax: (602) 207-2251
- 5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Department of Environmental Quality has scheduled public hearings on the Interim Emergency Rules on Soil Remediation Standards as follows:
Date: September 12, 1995
Time: 7 p.m.
Location: Game and Fish Department
3500 South Lake Mary Road
Flagstaff, Arizona
Call (520) 774-5045 for special assistance pursuant to the Americans with Disabilities Act.

Notices of Rulemaking Docket Openings

Date: September 13, 1995
Time: 7 p.m.
Location: Department of Environmental Quality
Public Meeting Room
3033 North Central Avenue
Phoenix, Arizona

Call (602) 207-4795 for special assistance pursuant to the Americans with Disabilities Act.

Date: September 14, 1995
Time: 7 p.m.
Location: Corporation Commission Hearing Room
400 West Congress, Room 222
Tucson, Arizona

Please enter through the northwest door; this is the only entrance open in the evening.
Call (520) 628-6301 for special assistance pursuant to the Americans with Disabilities Act.

End of formal written comment period: September 22, 1995

Send written comments to:

Martha L. Seaman
Rule Development Section
Arizona Department of Environmental Quality
3033 North Central Avenue
Phoenix, Arizona 85012-2809
Phone: (602) 207-2222
Fax: (602) 207-2251

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

Laws 1995, Ch. 232, states that these Interim Emergency rules must be promulgated by December 15, 1995. The Interim Emergency rules remain in effect until the promulgation of the final rules. The permanent rulemaking will be proposed later this year and must be adopted by August 1, 1996.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. **Title and its heading:** 18, Environmental Quality
Chapter and its heading: 8, Department of Environmental Quality - Waste Management
Articles and their headings: 1, ~~Reserved~~ Remedial Action Requirements
Section number: R18-8-101

2. **Subject matter of the proposed rule:**

Please see the Notice of Public Information printed in this Register for a complete description of the subject matter of these rules. These Interim Emergency Rules on Soil Remediation Standards will not be printed in the Register but are subject to notice and comment.

These Interim Emergency Rules on Soil Remediation Standards will be followed later this year by a permanent rulemaking on the same subject. That rulemaking will be subject to the Administrative Procedure Act and will be published in full text.

Copies of the Interim Emergency Rules on Soil Remediation Standards are available at the Customer Service Office of the Department of Environmental Quality, 3033 North Central Avenue, Phoenix, Arizona. Copies are also available by calling the Rule Development Section at (602) 207-2222 (1-800-234-5677, ext. 2222); or by leaving the name and address to which the copy should be mailed on the VoiceMail recording at (602) 207-2244. Copies are free.

Because this emergency rulemaking will affect multiple Chapters within Title 18 of the Code, a Notice of Rulemaking Docket Opening has also been published simultaneously for:

Chapter 7 - Department of Environmental Quality - Remedial Action, Articles 1 and 2.

The agency docket number, if applicable:

Not applicable. Will be known as "Interim Soil Remediation Standards" or "Interim Cleanup Rules."

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

Original Notice of Rulemaking Docket Opening

95 A.A.R. 893, June 30, 1995
Vol. # Page # Issue date

See also the Notice of Public Information in this Register.

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

Name: Martha L. Seaman, Rule Development Section Manager
Address: Department of Environmental Quality
3033 North Central Avenue
Phoenix, Arizona 85012
Telephone: (602) 207-2222 (1-800-234-5677, ext. 2222)
Fax: (602) 207-2251

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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 of Environmental Quality has scheduled public hearings on the Interim Emergency Rules on Soil Remediation Standards as follows:

Date: September 12, 1995
Time: 7 p.m.
Location: Game and Fish Department
3500 South Lake Mary Road
Flagstaff, Arizona

Call (520) 774-5045 for special assistance pursuant to the Americans with Disabilities Act.

Date: September 13, 1995
Time: 7 p.m.
Location: Department of Environmental Quality
Public Meeting Room
3033 North Central Avenue
Phoenix, Arizona

Call (602) 207-4795 for special assistance pursuant to the Americans with Disabilities Act.

Date: September 14, 1995
Time: 7 p.m.
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End of formal written comment period: September 22, 1995

Send written comments to:

Martha L. Seaman
Rule Development Section
Arizona Department of Environmental Quality
3033 North Central Avenue
Phoenix, Arizona 85012-2809

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

Laws 1995, Ch. 232, states that these Interim Emergency rules must be promulgated by December 15, 1995. The Interim Emergency rules remain in effect until the promulgation of the final rules. The permanent rulemaking will be proposed later this year and must be adopted by August 1, 1996.

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA STATE LOTTERY COMMISSION

1. Title and its heading: 19, Alcohol, Horse and Dog Racing, Lottery, and Gaming
Chapter and its heading: 3, Arizona State Lottery Commission
Article and its heading: 3, Instant Lottery Games
Section number: R19-3-305

2. Subject matter of the proposed rule:
This rule identifies a new instant ticket game.
The agency docket number, if applicable:
Not applicable.

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: Ralph Decker, Executive Director
Address: Arizona State Lottery Commission
4740 East University Drive
Phoenix, Arizona 85034
Telephone: (602) 921-4400
Fax: (602) 921-4512

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 between 8 a.m. and 5 p.m. Monday through Friday (except state holidays).

The Department will accept oral comments between 8 a.m. and 4:30 p.m. Monday through Friday (except state holidays)

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

The agency may file a Notice of Proposed Rulemaking for this rule on July 21, 1995. The adoption of this rule may take place on October 20, 1995.