

**NOTICES OF PROPOSED RULEMAKING  
Initiated After January 1, 1995**

Unless exempted by A.R.S. § 4101995, each agency shall begin the rulemaking process by first filing a Notice of Proposed Rulemaking, containing the preamble and the full text of the rules, with the Secretary of State's Office. The Secretary of State shall publish the notice along with the Preamble and the full text in the next available issue of the Arizona Administrative Register.

Under the administrative Procedure Art (A.R.S. § 41-1001) *et seq.*, an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for adoption, amendment, or repeal of any rule. A.R.S. §§ 41-1013 and 41-1022.

**NOTICE OF PROPOSED RULEMAKING**

**TITLE 2. ADMINISTRATION**

**CHAPTER 13. STATE BOARD OF DEPOSIT**

**PREAMBLE**

1. **Sections Affected**

R2-13-101	<b><u>Rulemaking Action</u></b>
R2-13-102	New Section
R2-13-103	New Section
2. **The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statute: A.R.S. § 35-311  
Implementing statute: A.R.S. § 35-315(C)
3. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name:	Richard J. Petrenka, Deputy State Treasurer
Address:	State Board of Deposit 1700 West Washington Phoenix, Arizona 85007
Telephone Number:	(602) 542-1448
Fax Number:	(602) 258-6627
4. **An explanation of the rule, including the agency's reasons for initiating the rule:**

A.R.S. § 35-315(C) allows for payment of servicing bank bid costs from general fund interest earnings according to rules promulgated by the State Board of Deposit. The attached rules fulfill that need by establishing procedures for receipt and deposit of general fund interest earnings and invoicing from, and payment to, the servicing bank on a monthly basis.

This procedure will allow the Treasurer to invest general fund dollars for the highest rate available without regard to leaving a specific level of compensating balance at the bank.
5. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**

Not applicable.
6. **The preliminary summary of the economic, small business, and consumer impact:**

It is anticipated that general fund earnings will be from 150 to 250 basis points (hundredths of a percent) greater than would be earned through a compensating bank balance.

No impact is anticipated for small business in the state.
7. **The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**

Name:	Richard J. Petrenka, Deputy State Treasurer
Address:	State Board of Deposit 1700 West Washington Phoenix, Arizona 85007

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Telephone Number: (602) 542-1448

Fax Number: (602) 258-6627

8. The time, place, and nature of the proceedings for the adoption, amendment, or repeal of the rule; or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:  
No public proceeding is scheduled. A person may submit written comments or request that an oral proceeding be held on the proposed rules by submitting the comments or a written request for hearing no later than 5 p.m., December 13, 1995, to the person identified above.
9. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:  
None.
10. Incorporations by reference and their location in the rules:  
None.
11. The full text of the rules follows:

**TITLE 2. ADMINISTRATION**

**CHAPTER 13. STATE BOARD OF DEPOSIT**

**ARTICLE 1. GENERAL PROVISIONS**

- R2-13-101. Definitions  
R2-13-102. Servicing Bank Charges Account  
R2-13-103. Information Required to be Submitted with Servicing Bank's Monthly Statement

**ARTICLE 1. GENERAL PROVISIONS**

**R2-13-101. Definitions**

As used in these rules, the following terms have the following meanings:

1. "Board" means the State Board of Deposit established by A.R.S. § 35-311.
2. "Finance Division" means the Division of Finance of the Department of Administration.
3. "General Fund" means the General Fund of the state established by A.R.S. § 35-141.
4. "Servicing Bank" means the bank awarded the servicing bank contract pursuant to A.R.S. § 35-315(D).

5. "Servicing Bank Charges Account" means the Servicing Bank Charges Account established by these rules pursuant to authority granted by A.R.S. § 35-315(D).
6. "Servicing Bank Contract" means the contract awarded pursuant to A.R.S. § 35-315.

**R2-13-102. Servicing Bank Charges Account**

- A. As authorized by A.R.S. § 35-315(C), General Fund interest earnings shall be deposited in a General Fund account to be known as the "Servicing Bank Charges Account."
- B. Claims for servicing bank charges shall be paid from the Servicing Bank Charges Account. After each payment the Finance Division shall transfer the remaining interest earnings in the Servicing Bank Charges Account into the General Fund.

**R2-13-103. Information Required to be Submitted with Servicing Bank's Monthly Statement**

The Servicing Bank shall accompany its monthly statement for services rendered in the preceding month by an account analysis that shall include the number of transactions performed, level of deposits, time duration of deposits, and any other information required under the servicing bank contract.

**NOTICE OF PROPOSED RULEMAKING**

**TITLE 4. PROFESSIONS AND OCCUPATIONS**

**CHAPTER 7. BOARD OF CHIROPRACTIC EXAMINERS**

**PREAMBLE**

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|---|---|
| <p>1. <u>Sections Affected</u><br/>R4-7-305</p>   | <p><u>Rulemaking Action</u><br/>Amend</p> |
| <p>2. <u>The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):</u><br/>Authorizing statute: A.R.S. § 32-904(B)(2)<br/>Implementing statute: A.R.S. § 32-924</p> |   |

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3. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**  
Name: Elaine LeTarte  
Address: Board of Chiropractic Examiners  
5060 North 19th Avenue, Suite 416  
Phoenix, Arizona 85015-3210  
Telephone Number: (602) 255-1444  
Fax Number: (602) 255-4289
4. **An explanation of the rule, including the agency's reasons for initiating the rule:**  
The rule establishes an aggrieved party's right to request a rehearing following an administrative hearing and the conditions and procedures for doing such.
5. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**  
Not applicable.
6. **The preliminary summary of the economic, small business, and consumer impact:**  
This amendment will not have an economic, small business, or consumer impact.
7. **The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**  
Name: Elaine LeTarte  
Address: Board of Chiropractic Examiners  
5060 North 19th Avenue, Suite 416  
Phoenix, Arizona 85015-3210  
Telephone Number: (602) 255-1444  
Fax Number: (602) 255-4289
8. **The time, place, and nature of the proceedings for the adoption, amendment, or repeal of the rule; or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:**  
Date: December 14, 1995  
Time: 8:30 a.m.  
Location: Board of Chiropractic Examiners  
Conference Room  
5060 North 19th Avenue #416  
Phoenix, Arizona 85015  
Nature: Public hearing
9. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**  
None.
10. **Incorporations by reference and their location in the rules:**  
None.
11. **The full text of the rules follows:**

TITLE 4. PROFESSIONS AND OCCUPATIONS

CHAPTER 7. BOARD OF CHIROPRACTIC EXAMINERS

ARTICLE 4. EXAMINATIONS

R4-7-305. Rehearing, Review of Decision

ARTICLE 4. EXAMINATIONS

R4-7-305. Rehearing, Review of Decisions

- A. Except as provided in subsection (G), any party in a contested case before the Board who is aggrieved by a decision rendered in such case may file with the Board, not later than 10 days after service of the decision, a written motion for rehearing or

review of the decision specifying the particular grounds there-  
fore.

- B. No change.
- C. No change.
- D. No change.
- E. No change.
- F. No change.
- G. No change.