

NOTICES OF RULEMAKING DOCKET OPENING

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: 1, Administration
9, Penalties and Miscellaneous
10, Uniformed Controlled Substances and Drug Offenses
Section numbers: R4-23-110, R4-23-901, R4-23-1001, R4-23-1003, R4-23-1005, R4-23-1006
- 2. The subject matter of the proposed rule:**
The rule seeks to amend the Sections R4-23-110, R4-23-901, R4-23-1001, R4-23-1003, R4-23-1005, and R4-23-1006 based on the Board's 5-year rule review in September 1997. Section R4-23-110 contains the definitions of the terms used in the Chapter. Section R4-23-901 establishes penalties for violation of Board rules. Section R4-23-1001 establishes requirements for character and fingerprint identification. Section R4-23-1003 establishes specific requirements for controlled substance records and order forms. Section R4-23-1005 identifies the substances excepted from the schedules of controlled substances. Section R4-23-1006 identifies the substances excepted from drug offenses.

The agency docket number, if applicable: R0001
- 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 rule:**
Name: Dean Wright, Compliance Officer
Address: Arizona Board of Pharmacy
5060 N. 19th Avenue, Suite 101
Phoenix, Arizona 85015
Telephone: (602) 255-5125, ext. 131
Fax: (602) 255-5740
E-mail: rxcop@uswest.net
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments:
The Board will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m.
Oral comments:
Time: Monday through Friday, 8:00 a.m. to 4:30 p.m.
Location: Arizona Board of Pharmacy
5060 N. 19th Avenue, Suite 101
Phoenix, Arizona 85015

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 on the proceeding, if known:**
None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY - UNDERGROUND STORAGE TANKS

- 1. Title and its heading:** 18, Environmental Quality
Chapter and its heading: 12, Department of Environmental Quality - Underground Storage Tanks
Article and its heading: 1, Definitions
6, Underground Storage Tank Assurance Fund

Section numbers: R18-12-101, R18-12-601, R18-12-602, R18-12-603, R18-12-604, R18-12-605
R18-12-606, R18-12-607, R18-12-608, R18-12-609, R18-12-610, R18-12-611
R18-12-612, R18-12-613, R18-12-614, R18-12-615, R18-12-616, R18-12-617
R18-12-618, R18-12-619, R18-12-620, R18-12-621, R18-12-622

Note: Current sections R18-12-601 through R18-12-610 are being repealed and replaced with the foregoing.

Section numbers may be added, deleted, or modified to address the subject matter of the proposed rule.

- 2. The subject matter of the proposed rule:**
This rulemaking is to amend the rules relating to the state assurance fund program. The rulemaking being considered would repeal the current rules relating to this program and replace them with revised rules. The purpose of the rulemaking is to make the rules more clear, concise, and understandable and effect several substantive changes required by recent legislation, opinions of the Attorney General, and Departmental practices.
- 3. A citation to all published notices relating to the proceeding:**
There were 2 previous Notices of Docket Opening which have expired.
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Primary contact:
Name: Deborah K. Blacik
Address: Arizona Department of Environmental Quality
3033 N. Central Ave., 8th Floor
Phoenix, Arizona 85012
Telephone: (602) 207-2223 or (800) 234-5677, ext. 2223 (Arizona only)
Fax: (602) 207-2251
Secondary contact:
Name: Martha Seaman
Address: Arizona Department of Environmental Quality
3033 N. Central Ave., 8th Floor
Phoenix, Arizona 85012
Telephone: (602) 207-2222 or (800) 234-5677, ext. 2222 (Arizona only)
Fax: (602) 207-2251
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**
To be announced in the Notice of Proposed Rulemaking
- 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 ENVIRONMENTAL QUALITY - POLLUTION PREVENTION

- 1. Title and its heading:** 18, Environmental Quality
Chapter and its heading: 17, Department of Environmental Quality - Pollution Prevention
Article and its heading: 1, General
Section numbers: R18-17-102
(Section numbers may be added, deleted, or modified to address the subject matter of the proposed rule.)
- 2. The subject matter of the proposed rule:**
This rulemaking is to amend the rule that identifies the substances list to be used by facilities in completing the annual toxic data report.
Agency docket number: Not applicable
- 3. A citation to all published notices relating to the proceeding:**
Not applicable
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Primary contact:
Name: Deborah K. Blacik
Address: Arizona Department of Environmental Quality
3033 N. Central Ave., 8th Floor
Phoenix, Arizona 85012
Telephone: (602) 207-2223 or (800) 234-5677, ext. 2223 (Arizona only)
Fax: (602) 207-2251
Secondary contact:
Name: Martha Seaman
Address: Arizona Department of Environmental Quality
3033 N. Central Ave., 8th Floor
Phoenix, Arizona 85012
Telephone: (602) 207-2222 or (800) 234-5677, ext. 2222 (Arizona only)
Fax: (602) 207-2251
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**
None. This is an exempt rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
The Notice of Exempt Rulemaking is expected to be filed before June 2000.

NOTICE OF RULEMAKING DOCKET OPENING

BANKING DEPARTMENT

- 1. Title and its heading:** 20, Commerce, Banking, and Insurance
Chapter and its heading: 4, Banking Department
Article and its heading: 1, General
Section numbers: R20-4-103 through R20-4-105
- 2. The subject matter of the proposed rule:**
These rules apply to the Superintendent's requirement for fingerprints in connection with certain license applications (R20-4-103), the use of forms prescribed by other regulators (R20-4-104), and procedures for making a claim against a deposit in lieu of a bond (R20-4-105). The proposed revisions will remove passive constructions, improve the rules' clarity of expression, make them more readable, and bring them into conformity with modern rule writing standards. No change in the substantive requirements of these rules is intended by these revisions.

Arizona Administrative Register
Notices of Rulemaking Docket Opening

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

There are no previous published notices relating to this proceeding.

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

Name: John P. Hudok
Address: Banking Department
2910 N. 44th Street, Suite 310
Phoenix, Arizona 85018
Telephone: (602) 255-4421, ext. 167
Fax: (602) 381-1225
E-mail: jhudok@azbanking.com

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

The Department accepts written comments during business hours at the address above. Comments are welcome at any time until the close of the record in this proceeding. The date for closure of the record depends on the publication date of the actual proposed rules, which has not yet occurred. Notice of any opportunity to make public oral comment will be published as required by law.

6. A timetable for agency decisions or other action on the proceeding, if known:

No timetable has been projected or established. In August 2000 the department expects to submit the text of proposed rules for publication.

NOTICE OF RULEMAKING DOCKET OPENING

BANKING DEPARTMENT

- 1. Title and its heading:** 20, Commerce, Banking, and Insurance
Chapter and its heading: 4, Banking Department
Article and its heading: 5, Small Loans
Section numbers: R20-4-502, R20-4-506, R20-4-520, R20-4-521, R20-4-532, and R20-4-536

2. The subject matter of the proposed rule:

These rules regulate the operation of Small Loan Companies. The Department proposes to repeal each of the Sections listed in paragraph 1 of this Notice. The substance of each Section affected by this proposed rulemaking is now contained in a set of statutory revisions added to Arizona Revised Statutes, effective October 1, 1997, by Laws 1997, Ch. 248, § 2. Those revisions are codified at A.R.S. §§ 6-631 through 6-638.

Section R20-4-502 controls the scheduling of the first payment on a precomputed loan. That material is now contained in A.R.S. § 6-634(A).

R20-4-506 controls the computation of a net unpaid loan balance. That material is now contained in A.R.S. § 6-634(B).

R20-4-520 requires a licensee to keep a record of any refund or credit given. That material is now contained in A.R.S. § 6-607 (A) and 6-634(B).

R20-4-521 requires a licensee to note charges on ledger cards. That material is now contained in A.R.S. § 6-607(A) and 6-634(B) and (C).

R20-4-532 requires a licensee to notify the Superintendent when the licensee discontinues operation. That material is now contained in A.R.S. § 6-603 (G).

R20-4-536 regulates minimum charges for insurance on property securing a small loan. That material is now contained in A.R.S. § 6-636.

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

There are no previous published notices relating to this proceeding.

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

Name: John P. Hudok

Notices of Rulemaking Docket Opening

Address: Banking Department
2910 N. 44th Street, Suite 310
Phoenix, Arizona 85018

Telephone: (602) 255-4421, ext. 167

Fax: (602) 381-1225

E-mail: jhudok@azbanking.com

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