

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 OPTOMETRY

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 21, Board of Optometry
Articles and their heading: 3, Regulatory Provisions
Section numbers: R4-21-304
- 2. The subject matter of the proposed rule:**
This Section is amended to comply with the 1999 legislative change to A.R.S. § 12-2297 requiring records to be maintained for 10 years.
- 3. A citation to all published notices relating to the proceeding:**
Notice of Rulemaking Docket Opening: 5 A.A.R. 4267, November 5, 1999
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Dr. Jan McVey, President
Address: State Board of Optometry
1400 W. Washington, Room 230
Phoenix, Arizona 85007
Telephone: (602) 542-3095
Fax: (602) 542-3093
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments will be accepted at the location listed in question 4 between 8:00 a.m. and 5:00 p.m., Monday through Friday. Oral comments will be accepted at the location listed in question 4 between 8:00 a.m. and 5:00 p.m., Monday through Friday. Comments will be accepted until the close of record, which has not yet been determined.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES - OCCUPATIONAL LICENSING

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 16, Department of Health Services - Occupational Licensing
Articles and their heading: 4, Registration of Sanitarians
Section numbers: R9-16-401 through R9-16-414 (The Department may add, delete, or modify additional Sections as necessary.)
- 2. The subject matter of the proposed rule:**
The Governor's Regulatory Review Council approved a 5-Year Review Report (Report) for Registration of Sanitarians on January 9, 1996. The proposed rules will address the issues identified in the Report and update the rules as needed to reflect current industry practice and Department policy. All of the language in R9-16-401 is being repealed and replaced with new definitions. R9-16-402 is being repealed and replaced with timeframe rules. The new language in R9-16-403 provides an applicant with procedures for applying for the Professional Examination Service Registration of Sanitarians exam. The new language in R9-16-404 describes the requirements for Registration as a Sanitarian. The proposed language in R9-16-405 details how a registered sanitarian renews registration

Arizona Administrative Register
Notices of Rulemaking Docket Opening

and provides procedures when registration has lapsed. The proposed language in R9-16-406 requires registered sanitarians to notify the Department when a name or address change has occurred. The proposed language in R9-16-407 provides criteria and procedures for suspending the registration of a registered sanitarian. Finally, R9-16-408 states the classification of a registered sanitarian and the authority of a registered sanitarian. The remaining Sections, R9-16-409 through R9-16-414, are repealed because these rules exceed the Department's statutory authority or are not appropriate for rulemaking. Additional new Sections may be added, deleted, or modified as necessary.

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: Will Humble, Office Chief, Office of Environmental Health

Address: 3815 N. Black Canyon Highway
Phoenix, Arizona 85008

Telephone: (602) 230-5941

Fax: (602) 230-5933

E-mail: whumble@hs.state.az.us

or

Name: Kathleen Phillips, Rules Administrator

Address: 1740 W. Adams Street
Phoenix, Arizona 85007

Telephone: (602) 542-1264

Fax: (602) 542-1090

E-mail: kphilli@hs.state.az.us

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

Written comments: 8:00 a.m. - 5:00 p.m., Monday through Friday
Department of Health Services
1740 W. Adams
Phoenix, Arizona 85007

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

Unknown at this time. To be provided when the Notice of Proposed Rulemaking is filed.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY - SAFE DRINKING WATER

1. Title and its heading: 18, Environmental Quality

Chapter and its heading: 4, Department of Environmental Quality - Safe Drinking Water

Article and its heading: 1, General Requirements
2, Maximum Contaminant Levels and Monitoring Requirements; Monitoring Assistance Program
3, Treatment Techniques
4, Special Monitoring Requirements
5, Minimum Design Criteria
6, Capacity Development Requirements for a New Public Drinking Water System
7, Consumer Confidence Reports

Section numbers: Not yet determined. Appendices not yet determined.

2. The subject matter of the proposed rule:

The Department intends to promulgate a rulemaking regarding the above-referenced Articles. The new rules, amendments, or repeals will correct regulatory requirements that are mandated by the federal Safe Drinking Water Act in 4 areas: 1) variances and exemptions for the National Primary Drinking Water Regulations; 2) minor revi-

Arizona Administrative Register
Notices of Rulemaking Docket Opening

sions to lead and copper rule provisions; 3) changes to the method detection limits for analytical testing of synthetic organic chemicals (SOCs) by the Arizona Department of Health Services certified laboratories; and 4) removal of monitoring requirements for all unregulated contaminants, except sodium and nickel. The rulemaking will also include correction of typographical errors and other minor non-substantive changes to fulfill commitments made in the 5-Year Review Report heard at the September 14, 1999 meeting of the Governor's Regulatory Review Council.

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: Margaret McClelland or Martha Seaman

Address: Department of Environmental Quality
3033 N. Central Avenue
Phoenix, Arizona 85012

Telephone: (602) 207-2224

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 will accept written comments during a public comment period, following publication of the proposed rulemaking. The Department will schedule an oral proceeding, within the statutorily mandated timeframe, to be noticed in the *Arizona Administrative Register*.

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

It is anticipated that proposed rules will be filed with the Office of the Secretary of State, for publication in the *Arizona Administrative Register*, during the 3rd quarter of 2000.