

## 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

#### DEPARTMENT OF TRANSPORTATION - HIGHWAYS DIVISION

- 1. Title and its heading:** 17, Transportation  
**Chapter and its heading:** 3, Department of Transportation - Highways Division  
**Article and its heading:** 2, Management of Contractor Bidding/Award  
**Section numbers:** R17-3-201, R17-3-202, R17-3-203, and R17-3-204
- 2. Subject matter of the proposed rule:**

This rulemaking allows the Department to review a contractor's financial and work performance qualifications before a contractor submits a proposal for a construction project with the Department. The purpose of this rulemaking is to prevent unqualified contractors, who may default, from bidding on construction projects with the Department. This rulemaking arises from proposed agency action in the 5-year review report approved by the Governor's Regulatory Review Council on May 2, 2000 (F-00-0402).
- 3. A citation to all published notices relating to the proceeding:**

None
- 4. The name and address of agency personnel to whom persons may communicate regarding the rule:**

Name: Wendy S. LeStarge, Rules Analyst  
Address: 3737 North Seventh Street, Suite 160  
Phoenix, Arizona 85014  
Telephone: (602) 712-6007  
Fax: (602) 241-1624  
E-Mail: wlestarge@dot.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:**

Oral and written comments will be accepted at the location listed in question #4 between 8:00 a.m. and 4:30 p.m., Monday through Friday.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**

To be determined.