

## NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when 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 NURSING

1. **Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 19, Board of Nursing  
**Article and its heading:** 3, Licensure  
**Section numbers:** R4-19-301 through R4-19-311
2. **The subject matter of the proposed rule:**  
The Board is seeking to amend Article Three to implement recent changes to the Nurse Practice Act and improve consistency and clarity. Anticipated changes include:
  1. Amendments to the requirements for graduates of foreign nursing programs,
  2. Adding a practice or recent graduation requirement for licensure and renewal,
  3. Deleting the licensure requirement of four years of high school,
  4. Various technical and grammatical changes to increase the clarity of the rules, and
  5. Moving and amending certification of professional nurses from Article Five to this Article.
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: Pamela Randolph  
Nurse Practice Consultant  
State Board of Nursing  
  
Address: 1651 E. Morten, Suite 210  
Phoenix, AZ 85020  
  
Telephone: (602) 331-8111, ext. 139  
  
Fax: (602) 906-9365  
  
E-mail: prandolph@azbn.org
5. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
To be determined
6. **A timetable for agency decisions or other action on the proceeding, if known:**  
Unknown at this time

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF TRANSPORTATION  
TITLE, REGISTRATION, AND DRIVER LICENSES**

- 1. Title and its heading:** 17, Transportation  
**Chapter and its heading:** 4, Department of Transportation  
Title, Registration, and Driver Licenses  
**Article and its heading:** 5, Safety  
**Section numbers:** R17-4-501 and R17-4-508
- 2. Subject matter of the proposed rule:**  
The agency will amend its medical standard provisions for commercial motor vehicle drivers to reflect current agency practice. One definition will also be incorporated into this Article's definitions Section.
- 3. A citation to all published notices relating to the proceeding:**  
Notice of Rulemaking Docket Opening: 8 A.A.R. 622, February 8, 2002  
  
This notice supercedes the above-referenced docket opening.
- 4. The name and address of agency personnel to whom persons may communicate regarding the rule:**  
Name: George R. Pavia, Department Rules Supervisor  
  
Address: Administrative Rules Unit  
Department of Transportation, Mail Drop 507M  
3737 N. 7th Street, Suite 160  
Phoenix, AZ 85014-5079  
  
Telephone: (602) 712-8446  
  
Fax: (602) 241-1624  
  
E-mail: gpavia@dot.state.az.us  
  
Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at [www.dot.state.az.us/about/rules/index.htm](http://www.dot.state.az.us/about/rules/index.htm).
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
A concerned party may make comments to the agency official listed in item #4, Monday through Friday, 8:00 a.m. to 4:30 p.m., except state holidays.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
To be determined

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF WEIGHTS AND MEASURES**

- 1. Title and its heading:** 20, Commerce, Banking, and Insurance  
**Chapter and its heading:** 2, Department of Weights and Measures  
**Article and its heading:** 1, Administration and Procedures  
2, Commercial Devices  
3, Packaging, Labeling, and Method of Sale  
4, Price Verification and Price Posting (New Article)  
5, Public Weighmasters  
6, Registered Service Agencies and Representatives  
7, Motor Fuels and Petroleum Products  
9, Gasoline Vapor Control  
  
**Section numbers:** R20-2-101, R20-2-102, R20-2-103, R20-2-104, R20-2-105,  
R20-2-106, R20-2-107, R20-2-110, R20-2-111, R20-2-112,  
R20-2-113, R20-2-201, R20-2-202, R20-2-203, R20-2-205,  
R20-2-301, R20-2-302, R20-2-401, R20-2-402, R20-2-501,  
R20-2-502, R20-2-601, R20-2-602, R20-2-702, R20-2-704,

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R20-2-705, R20-2-714, R20-2-715, R20-2-717, R20-2-901,  
R20-2-902, R20-2-903, R20-2-904, R20-2-905, R20-2-906,  
R20-2-910, R20-2-911, and R20-2-912

**2. The subject matter of the proposed rule:**

The proposed rule makes several grammatical and language changes to make the rule clearer and to conform to rulewriting standards. Definitions of words and terms will be added or amended. The use of an administrative order (formerly called a DWM-53) for enforcement will be detailed in a progressive discipline format. Handbook 112 and several CARB Executive Orders will be incorporated by reference, pertaining to vapor recovery. Newer versions of materials incorporated by reference will be added. A definition of “person” will be added, which broadens the statutory definition, although in some rules only the statutory definition will be applicable. Rules pertaining to the effective date of licenses and fee due dates and refunds will be added. Rules pertaining to price verification and price posting inspections and enforcement will be added.

**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: Sandy Williams, Executive Director

Address: 4425 W. Olive, #134  
Glendale, AZ 85302-3844

Telephone: (602) 255-5211

Fax: (602) 255-1950

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

Written comments by mail or fax to the above, before the close of record.

Oral comments by telephone or in person to the above, between 9:00 a.m. and 5:00 p.m. before the close of record, by scheduled appointment only.

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

The following is an estimate only of the earliest possible dates for various rulemaking action.

November 4, 2002 File Notice of Docket Opening.

November 4, 2002 Submission of Notice of Proposed Rulemaking and Rules to the Governor’s Regulatory Review Council (G.R.R.C.) for a final informal courtesy review.

December 2002 File Notice of Proposed Rulemaking after G.R.R.C.’s input from final informal courtesy review.

January 2003 Notice of Proposed Rulemaking appears in *Arizona Administrative Register*.

March 2003 Public Comment Hearing.

March 2003 Close rulemaking record.

March 2003 Department considers proposed rules and total rule package, including any comments, and decides whether to approve rules.

March 2003 Submit final rule package to G.R.R.C.

April 2003 Rule package considered on G.R.R.C. agenda.

April 2003 Final rules filed with Secretary of State.

June 2003 Effective date of new rules.