

# 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 PHARMACY

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 23, Board of Pharmacy  
**Articles and their headings:** 1, Administration  
2, Pharmacist Licensure  
4, Professional Practices  
6, Permits and Distribution of Drugs  
11, Pharmacy Technicians  
**Section numbers:** To be determined
- 2. The subject matter of the proposed rule:**  
The 2003 Legislature passed Senate Bill 1301 that made several changes to the Pharmacy Act including provisions for the Board to license pharmacy technicians. The proposed rules will implement the statutory changes made in S.B. 1301. The proposed rules will include new definitions and amended definitions in R4-23-110 related to pharmacy technician licensure. New fees included in S.B. 1301 for pharmacy technician and pharmacy technician trainees and other necessary changes will be included in amendments to R4-23-205. Several Sections in Article 4, Professional Practices, and Article 6, Permits and Distribution of Drugs, will be amended to include new definitions, citation changes, and other language to conform to the statutory changes. A new Article 11, Pharmacy Technicians, will be created that includes new Sections for Licensure and Eligibility, Pharmacy Technician Licensure, Pharmacy Technician Trainee Licensure, Pharmacy Technicians and Pharmacy Technician Trainees Duties, and Pharmacy Technician Training Program. The proposed rules will meet the Board's mandate to protect the public health and safety through licensure and oversight of pharmacy technician activities in Arizona pharmacies.

**The agency docket number, if applicable:**  
R0301
- 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  
4425 W. Olive, Suite 140  
Glendale, AZ 85302  
Telephone: (623) 463-2727, ext. 131  
Fax: (623) 934-0583  
E-mail: rxcop@msn.com
- 5. The time during 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: Monday through Friday, 8:00 a.m. to 4:30 p.m.  
Arizona Board of Pharmacy  
4425 W. Olive, Suite 140  
Glendale, AZ 85302  
  
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**  
**ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM**  
**QUALIFIED MEDICARE BENEFICIARY (QMB)**

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 29, Arizona Health Care Cost Containment System  
**Articles and their headings:** Qualified Medicare Beneficiary (QMB)  
1, Definitions  
2, Eligibility and Enrollment  
3, Covered Benefits and Services  
4, Contractor, Provider, Nonprovider, and Noncontracting Provider Requirements  
5, Grievance and Request for Hearing  
6, 1st- and 3rd-Party Liability and Recoveries  
**Section numbers:** As part of this rulemaking, Section numbers will be added, deleted, or amended as necessary.
- 2. The subject matter of the proposed rule:**  
The agency is opening the rules in Chapter 29 to make changes identified in the agency's five-year rule review report and any other changes deemed necessary by the Administration.
- 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: Barbara Ledder  
Address: AHCCCS  
Office of Policy Analysis and Coordination  
801 E. Jefferson, Mail Drop 4200  
Phoenix, AZ 85034  
Telephone: (602) 417-4580  
Fax: (602) 256-6756
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
The Administration will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m., at the address indicated in item #4. Public hearings will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will not be accepted.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
To be determined