

## 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

#### ARIZONA MEDICAL BOARD

[R05-97]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 16, Arizona Medical Board  
**Article and its heading:** 2, Renumbered  
**Section numbers:** R4-16-206, R4-16-207, and Table 1
- 2. The subject matter of the proposed rule:**  
The agency will amend its licensing time-frame rules to bring them into conformity with current Board licensure procedure. In this action, the Board will also amend the title of Article 2 as Licensure to complete Chapter renumbering not possible in an earlier Notice of Recodification.  
This rulemaking occurs as a course of action indicated in Five-Year Rule Review F-02-1003 approved by the Governor's Regulatory Review Council on October 1, 2002.
- 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: George R. Pavia, Rules/Policy Analyst  
Address: 9545 E. Doubletree Ranch Rd.  
Scottsdale, AZ 85258-5514  
Telephone: (480) 551-2769  
Fax: (480) 551-2828  
E-mail: gpavia@azmdboard.org  
Please visit the Board web site to track progress of this rule and any other agency rulemaking matters at [www.azmdboard.org](http://www.azmdboard.org).
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
An interested person may deliver oral or written comment to the officer listed in item #4 from 8 a.m. to 5 p.m., Monday through Friday 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

#### ARIZONA NAVIGABLE STREAM ADJUDICATION COMMISSION

[R05-88]

- 1. Title and its heading:** 12, Natural Resources  
**Chapter and its heading:** 17, Arizona Navigable Stream Adjudication Commission  
**Article and its heading:** 1, Hearings  
**Section numbers:** R12-17-101, R12-17-102, R12-17-103, R12-17-104, R12-17-105, R12-17-106, R12-17-107, R12-17-108, R12-17-109, and R12-17-110
- 2. The subject matter of the proposed rule:**  
In 1993, due to an oversight, the Commission failed to submit its Five-Year Review Report to the Governor's Regulatory Review Council under A.R.S. § 41-1056(E). This failure resulted in the expiration of ANSAC's administrative rules. This rulemaking establishes the requirements necessary and proper to carry out the provisions and purposes of Title 37, Chapter 7, Article 1, of the Arizona Revised Statutes.
- 3. A citation to all published notices relating to the proceeding:**  
None

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

Name: George Mehnert  
Address: Arizona Navigable Stream Adjudication Commission  
1700 W. Washington, Room 304  
Phoenix, AZ 85007  
Telephone: (602) 542-9214 (metro-Phoenix area)  
Fax: (602) 542-9220

**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 in item #4 between 8 a.m. and 5 p.m., Monday through Friday. Oral comments will be accepted at the location in item #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:**

The Commission anticipates that the rulemaking will be heard by the Governor's Regulatory Review Council on or before July 2005.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF REVENUE  
TRANSACTION PRIVILEGE AND USE TAX SECTION**

[R05-93]

**1. Title and its heading:**

15, Revenue

**Chapter and its heading:**

5, Department of Revenue – Transaction Privilege and Use Tax Section

**Article and its heading:**

22, Transaction Privilege Tax – Administration

**Section number:**

R15-5-2214

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

The Department is amending this rule addressing establishment of the right to a transaction privilege tax deduction by means of exemption certificates and other documentation. The amendment will provide certain time limitations on when the Department will accept transaction privilege and use tax exemption certificates.

**The agency docket number, if applicable:**

05-05-01

**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: Dan Jensen, Analyst  
Address: Tax Policy and Research Division  
Department of Revenue  
1600 W. Monroe  
Phoenix, AZ 85007  
Telephone: (602) 716-6377  
Fax: (602) 716-7995  
E-mail: DJensen@azdor.gov

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

To be published in the Notice of Proposed Rulemaking

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**  
**DEPARTMENT OF INSURANCE**

[R05-87]

- 1. Title and its heading:** 20, Commerce, Banking, and Insurance  
**Chapter and its heading:** 6, Department of Insurance  
**Article and its heading:** 17, Examinations  
**Section numbers:** R20-6-1702
- 2. Subject matter of the proposed rule:**  
The Director intends to amend R20-6-1702 to be consistent with A.R.S. § 20-156(A), the statutory authority for that Section. The Arizona Legislature revised A.R.S. § 20-156(A) in 2001 to change the requirement for frequency of examination of insurers from not less than every “three” years to at least once every “five” years. The rule will also provide circumstances under which the Director may accept an examination report prepared by the insurance regulatory authority of another state on any foreign or alien insurer.
- 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 L. McClelland  
Address: Department of Insurance  
2910 N. 44th St., Suite 210  
Phoenix, AZ 85018  
Telephone: (602) 912-8456  
Fax: (602) 912-8452
- 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 that will be noticed in the publication of the proposed rulemaking. The Department will schedule an oral proceeding, within the statutorily mandated time-frame, to be noticed in the *Arizona Administrative Register*.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
The Department filed a Notice of Proposed Rulemaking in March 2005.