

GOVERNOR'S REGULATORY REVIEW COUNCIL

This section of the *Register* contains information submitted for publication by the Governor's Regulatory Review Council, including the tentative agendas for the monthly Council meetings and summaries of action taken by the Council at the meetings.

GOVERNOR'S REGULATORY REVIEW COUNCIL

NOTICE OF PUBLIC MEETING AND AGENDA FOR THE APRIL 5, 2005, MEETING

[M05-78]

Pursuant to A.R.S. § 38-431.02, notice is hereby given to members of the **Governor's Regulatory Review Council** and to the general public that the **Governor's Regulatory Review Council** will hold a regular meeting, open to the public on **Tuesday, April 5, 2005, at 9:00 a.m. in the boardroom of the Arizona Peace Officer Standards & Training Board, 2643 East University, Phoenix, Arizona.** For additional information, call the **Governor's Regulatory Review Council office at (602) 542-2058.**

Under A.R.S. § 38-431.03(A)(3), the **Governor's Regulatory Review Council** may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item on the agenda.

The agenda for the meeting is as follows:

- A. 9:00 A.M. – CALL TO ORDER**

- B. APPROVAL OF MINUTES OF MARCH 1, 2005, MEETING**

- C. CONFLICTS OF INTEREST**

- D. CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:**
 - 1. BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY (F-05-0203)**
Title 4, Chapter 22, Article 1, General Provisions

 - 2. DEPARTMENT OF ENVIRONMENTAL QUALITY – SOLID WASTE MANAGEMENT (F-05-0302)**
Title 18, Chapter 13, Article 3, Refuse and Other Objectionable Wastes; Article 9, Solid Waste Management Planning; Article 11, Collection, Transportation, and Disposal of Human Excreta; Article 12, Waste Tires; Article 13, Special Waste; Article 14, Biohazardous Medical Waste and Discarded Drugs; Article 16, Best Management Practices for Petroleum Contaminated Soil; Article 21, Municipal Solid Waste Landfills; and Article 25, Recycling

 - 3. DEPARTMENT OF ADMINISTRATION – SCHOOL BUSES (F-05-0407)**
Title 17, Chapter 9, Article 1, School Bus Minimum Standards; and Article 2, Minimum Standards for School Buses Operated on Alternative Fuel

 - 4. DEPARTMENT OF ADMINISTRATION (F-05-0408)**
Title 2, Chapter 1, Article 8, Reimbursement for Public or Private Transportation

E. CONSIDERATION OF RULES:

1. BOARD OF BARBERS (R-04-1203)

Title 4, Chapter 5, Article 1, General Provisions (New Article); Article 2, Examination and Practitioner Licensing (New Article); Article 3, Shops (New Article); Article 4, Schools (New Article); and Article 5, Hearings (New Article)

New Articles: Article 1, Article 2, Article 3, Article 4, and Article 5

New Sections: R4-5-101 through R4-5-108, R4-5-201 through R4-5-204, R4-5-301 through R4-5-304, R4-5-401 through R4-5-411, R4-5-501, and R4-5-502

2. NATUROPATHIC PHYSICIANS BOARD OF EXAMINERS (R-05-0401)

Title 4, Chapter 18, Article 6, Naturopathic Medical Assistants (New Article)

New Article: Article 6

New Sections: R4-18-601 through R4-18-605

3. DEPARTMENT OF LIQUOR LICENSES AND CONTROL (R-05-0402)

Title 19, Chapter 1, Article 2, Director

Repeal: R19-1-213 and R19-1-214

New Section: R19-1-214

4. DEPARTMENT OF PUBLIC SAFETY – CRIMINAL IDENTIFICATION SECTION (R-05-0403)

Title 13, Chapter 1, Article 1, General Provisions; Article 2, ACJIS Network (New Article); Article 3, Arizona Crime Statistics (New Article); Article 4, Applicant Fingerprint Processing (New Article); and Article 5, Department Records (New Article)

Repeal: R13-1-105, R13-1-108, and R13-1-109

Amend: Article 1

New Articles: Article 2, Article 3, Article 4, and Article 5

New Sections: R13-1-101 through R13-1-109, R13-1-201 through R13-1-204, R13-1-301, R13-1-302, R13-1-401, R13-1-402, and R13-1-501 through R13-1-504

New Exhibits: Exhibit A and Exhibit B

5. STATE REAL ESTATE DEPARTMENT (R-05-0404)

Title 4, Chapter 28, Article 11, Professional Conduct

Amend: R4-28-1103

6. ARIZONA RACING COMMISSION (R-05-0405)

Title 19, Chapter 2, Article 1, Horse Racing

New Section: R19-2-126

7. **STATE RETIREMENT SYSTEM BOARD (R-05-0406)**
Title 2, Chapter 8, Article 1, Retirement System; Defined Benefit Plan

Amend: R2-8-115 and R2-8-118

F. ADJOURNMENT

PLEASE NOTE:

- THIS AGENDA IS SUBJECT TO CHANGE UP TO 24 HOURS BEFORE THE MEETING.
- PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION, SUCH AS A SIGN LANGUAGE INTERPRETER, BY CONTACTING (602) 542-2058. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.
- A COPY OF THE AGENDA AND BACKGROUND MATERIAL PROVIDED TO COUNCIL MEMBERS (WITH THE EXCEPTION OF MATERIAL RELATING TO POSSIBLE EXECUTIVE SESSIONS) IS AVAILABLE FOR PUBLIC INSPECTION AT THE COUNCIL'S OFFICE, 100 N. 15TH AVENUE, SUITE 402, PHOENIX, AZ 85007.

**GOVERNOR'S REGULATORY REVIEW COUNCIL
NOTICE OF ACTION TAKEN AT THE MARCH 1, 2005, MEETING**

[M05-77]

FIVE-YEAR-REVIEW REPORTS:

1. **DEPARTMENT OF ENVIRONMENTAL QUALITY – WASTE MANAGEMENT (F-05-0301)**
Title 18, Chapter 8, Article 1, Remedial Action Requirements; and Article 2, Hazardous Wastes

COUNCIL ACTION: APPROVED

2. **DEPARTMENT OF AGRICULTURE – OFFICE OF COMMODITY (F-05-0303)**
Title 3, Chapter 6, Article 1, Marketing

COUNCIL ACTION: APPROVED

3. **DEPARTMENT OF HEALTH SERVICES – VITAL RECORDS AND STATISTICS (F-05-0304)**
Title 9, Chapter 19, Article 1, Administrative Organization, Duties and Procedures; Article 2, Duties Regarding Live Births; Article 3, Duties of Persons Responsible for Death Records; Post-Mortem Procedures; and Article 4, Access to Records; Copies; Fees

COUNCIL ACTION: APPROVED with the requirement that the agency return in six months to report on progress being made to implement the plan of action stated in the report.

4. **RADIATION REGULATORY AGENCY (F-05-0305)**
Title 12, Chapter 1, Article 2, Registration, Installation, and Service of Ionizing Radiation-Producing Machines; and Certification of Mammography Facilities

COUNCIL ACTION: APPROVED

Arizona Administrative Register / Secretary of State
Governor's Regulatory Review Council

RULES:

1. GAME AND FISH COMMISSION (R-05-0306)

Title 12, Chapter 4, Article 9, Arizona Wildlife Conservation Fund Grants (New Article)

New Article: Article 9

New Sections: R12-4-901 through R12-4-906

COUNCIL ACTION: APPROVED

2. BOARD OF PHARMACY (R-05-0308)

Title 4, Chapter 23, Article 6, Permits and Distribution of Drugs; and Article 11, Pharmacy Technicians

Amend: R4-23-604, R4-23-605, and R4-23-613

New Section: R4-23-1106

COUNCIL ACTION: APPROVED

3. BOARD OF OPTOMETRY (R-05-0309)

Title 4, Chapter 21, Article 1, General Provisions; Article 2, Licensing Provisions; Article 3, Regulatory Provisions; Article 4, Public Participation Procedures; and Article 5, Executive Director Duties

Repeal: R4-21-102, R4-21-210, R4-21-307, Article 4, and R4-21-401 through R4-21-406

Amend: R4-21-101, R4-21-103, R4-21-201 through R4-21-209, R4-21-301 through R4-21-306, and R4-21-308

New Article: Article 5

New Sections: R4-21-501 through R4-21-504

COUNCIL ACTION: APPROVED

4. GAME AND FISH COMMISSION (R-05-0310)

Title 12, Chapter 4, Article 1, Definitions and General Provisions

Amend: R12-4-104, R12-4-107, and R12-4-115

COUNCIL ACTION: APPROVED

5. GAME AND FISH COMMISSION (R-05-0311)

Title 12, Chapter 4, Article 1, Definitions and General Provisions

Amend: R12-4-114

COUNCIL ACTION: APPROVED

OTHER MATTERS:

1. ELECTION OF NEW VICE CHAIR

COUNCIL ACTION: ELECTED Stan Barnes as Vice Chair

2. DISCUSSION OF RESCHEDULING OF OCTOBER 4, 2005, MEETING

COUNCIL ACTION: RESCHEDULED the October 2005 meeting to October 6, 2005.