

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.

NOTICE OF ACTION TAKEN AT THE NOVEMBER 3, 2009 MEETING

[M09-427]

CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:

1. **DEPARTMENT OF FINANCIAL INSTITUTIONS (F-09-0902)**
Title 20, Chapter 4, Article 9, Mortgage Brokers; Article 18, Mortgage Bankers; Article 19, Commercial Mortgage Bankers
COUNCIL ACTION: APPROVED
2. **ARIZONA STATE BOARD FOR CHARTER SCHOOLS (F-09-1002)**
Title 7, Chapter 5, Article 1, General Provisions; Article 2, New Charters; Article 4, Amendment to a Charter
COUNCIL ACTION: APPROVED
3. **LAND DEPARTMENT (F-09-1003)**
Title 12, Chapter 5, Article 20, Common Mineral Material and Natural Products; Article 21, Oil and Gas Leases
COUNCIL ACTION: DUE TO THE LACK OF QUORUM, THIS AGENDA ITEM WAS TABLED UNTIL THE DECEMBER 1, 2009 COUNCIL MEETING
4. **VETERINARY MEDICAL EXAMINING BOARD (F-09-1101)**
Title 3, Chapter 11, Article 1, General Provisions; Article 2, Application and Examination for Licensure; Article 3, Temporary Permittees; Article 4, Continuing Education Requirements; Article 5, Standards of Practice; Article 6, Veterinary Technicians; Article 7, Veterinary Medical Premises and Equipment; Article 8, Drug Dispensing; Article 9, Investigations and Hearings; Article 10, Animal Crematory Minimum Standards
COUNCIL ACTION: APPROVED
5. **DEPARTMENT OF ECONOMIC SECURITY (F-09-1102)**
Title 6, Chapter 7, Article 1, General Provisions; Article 4, Passport Denial; Article 6, Title IV-D Distribution; Article 7, Title IV-D Disbursement; Article 8, Administrative Review
COUNCIL ACTION: APPROVED
6. **MEDICAL RADIOLOGIC TECHNOLOGY BOARD OF EXAMINERS (F-09-1105)**
Title 12, Chapter 2, Article 1, General Provisions; Article 2, Application and Certification of Technologists; Article 3, Licensing Time-Frames; Article 4, Schools of Practical Radiologic Technology; Article 5, Nuclear Medicine Technologists; Article 6, Practical Technologists in Bone Densitometry
COUNCIL ACTION: APPROVED
7. **GOVERNING COMMITTEE FOR TAX DEFERRED ANNUITY AND DEFERRED COMPENSATION PLANS (F-09-1106)**
Title 2, Chapter 9, Article 1, General Provisions
COUNCIL ACTION: APPROVED
8. **DEPARTMENT OF AGRICULTURE (F-09-1107)**
Title 3, Chapter 1, Article 1, General Provisions; Article 2, Practice and Procedure-Contested Cases and Appealable Agency Actions; Article 3, Public Participation in Rulemaking
COUNCIL ACTION: APPROVED
9. **DEPARTMENT OF ADMINISTRATION (F-09-1108)**
Title 2, Chapter 15, Article 3, Materials Management
COUNCIL ACTION: DUE TO THE LACK OF QUORUM, THIS AGENDA ITEM WAS TABLED UNTIL THE DECEMBER 1, 2009 COUNCIL MEETING

10. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (F-09-1109)
Title 9, Chapter 31, Article 12, Behavioral Health Services
COUNCIL ACTION: APPROVED

11. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (F-09-1110)
Title 9, Chapter 28, Article 11, Behavioral Health Services
COUNCIL ACTION: APPROVED

12. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (F-09-1111)
Title 9, Chapter 22, Article 12, Behavioral Health Services
COUNCIL ACTION: APPROVED

CONSIDERATION OF RULES:

1. BOARD OF EXAMINERS OF NURSING CARE INSTITUTION ADMINISTRATORS AND ASSISTED LIVING FACILITY MANAGERS
Title 4, Chapter 33, Article 1, General; Article 2, Nursing Care Institution Administrator Licensing; Article 4, Assisted Living Facility Manager Certification; Article 5, Continuing Education
Amend: R4-33-104, R4-33-206, R4-33-405, R4-33-501
COUNCIL ACTION: APPROVED

2. DEPARTMENT OF WATER RESOURCES (R-09-1102)
Title 12, Chapter 15, Article 7, Assured and Adequate Water Supply
Amend: R12-15-725
COUNCIL ACTION: APPROVED

3. BOARD OF PHARMACY (R-09-1103)
Title 4, Chapter 23, Article 4, Professional Practices
Amend: R4-23-411
COUNCIL ACTION: APPROVED

**NOTICE OF PUBLIC MEETING AND AGENDA
FOR DECEMBER 1, 2009**

[M09-435]

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, December 1, 2009 at 9:00 a.m.** in the Pharmacy Boardroom located at **1700 West Washington Street, Third Floor, Phoenix, Arizona 85007**. For additional information, call the Governor's Regulatory Review Council office at (602) 542-2058.

At its discretion, the Council may consider and act upon any agenda item out of order. Members of the Council may appear by telephone.

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.

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 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, located at 100 North 15th Avenue, Suite 402, Phoenix, AZ 85007.

The agenda for the meeting is as follows: (This agenda is subject to change up to 24 hours before the meeting.)

A. CALL TO ORDER:

1. Pledge of Allegiance

B. DISCUSSION AND APPROVAL OF MINUTES:

1. October 27, 2009 Study Session Minutes

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

2. November 3, 2009 Meeting Minutes

C. DISCLOSURE OF CONFLICTS OF INTEREST:

D. CONSIDERATION AND APPROVAL OF FIVE-YEAR-REVIEW REPORTS:

The Council will consider five-year review reports filed under A.R.S. § 41-1056 and may approve or return the reports, in whole or in part. The Council may request information from the agency or members of the public.

1. DEPARTMENT OF VETERANS' SERVICES (F-09-1004)

Title 4, Chapter 40, Article 1, Definitions; Article 2, General Provisions; Article 3, Application and Admission Process; Article 5, Resident Support; Article 6, Resident Responsibilities and Conduct; Article 7, Involuntary Resident Discharge; Article 8, Resident Trust Fund; Article 9, Appeal Process

2. DEPARTMENT OF ECONOMIC SECURITY (F-09-1103)

Title 6, Chapter 13, Article, 2, Application and Continued Eligibility; Article 3, Methods of Eligibility Determination and Budget Procedures; Article 6, Supplemental Payments Program; Article 9, Tuberculosis Control; Article 12, Other Procedures and Services

3. BOARD OF PSYCHOLOGIST EXAMINERS (F-09-1104)

Title 4, Chapter 26, Article 1, General Provisions; Article 2, Licensure; Article 3, Regulation

4. DEPARTMENT OF HEALTH SERVICES (F-09-1203)

Title 9, Chapter 24, Article 2, Arizona Medically Underserved Areas; Article 3, Coordinating Medical Providers

5. DEPARTMENT OF HEALTH SERVICES (F-09-1204)

Title 9, Chapter 1, Article 1, Rules of Practice and Procedure; Article 2, Public Participation in Rulemaking

6. DEPARTMENT OF HEALTH SERVICES (F-09-1205)

Title 9, Chapter 6, Article 2, Communicable Disease and Infestation Reporting

7. DEPARTMENT OF HEALTH SERVICES (F-09-1206)

Title 9, Chapter 6, Article 5, Rabies Control

8. DEPARTMENT OF HEALTH SERVICES (F-09-1207)

Title 9, Chapter 4, Article 1, Definitions; Article 2, Pesticide Illness; Article 3, Blood Lead Levels; Article 4, Cancer Registry; Article 5, Birth Defects Monitoring Program

9. STATE LAND DEPARTMENT (F-09-1003)

Title 12, Chapter 5, Article 20, Common Mineral Material and Natural Products; Article 21, Oil and Gas Leases

10. DEPARTMENT OF ADMINISTRATION (F-09-1108)

Title 2, Chapter 15, Article 3, Materials Management

CONSIDERATION AND APPROVAL OF RULES:

The Council will consider rule packages filed under A.R.S. 41-1052 and may approve or return the packages, in whole or in part. The Council may request information from the agency or members of the public.

1. DEPARTMENT OF REVENUE (R-09-0301)

Title 15, Chapter 10, Article 1, Appeal Procedures

Amend: R15-10-122

2. DEPARTMENT OF HEALTH SERVICES (R-09-1201)

Title 9, Chapter 16, Article 5, Licensing Speech-Language Pathologist Assistants

New Article: Article 5

New Section: R9-16-501, R9-16-502, R9-16-503, R9-16-504, R9-16-505, Table 1, R9-16-506, R9-16-507, and R9-16-508

G. ADJOURNMENT