

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 GOVERNOR'S REGULATORY REVIEW COUNCIL

Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Executive Order 2010-13 as issued by Governor Brewer. (See the text of the executive order at 16 A.A.R. 1183, July 2, 2010.) The Governor's Office authorized the notice to proceed through the rulemaking process on July 2, 2010.

[R10-119]

- 1. Title and its heading:** 1, Rules and the Rulemaking Process
Chapter and its heading: 6, Governor's Regulatory Review Council
Article and its heading: 1, Rules of Procedure; 2, Delegation Agreements; 3, Agency Practice or Substantive Policy Statements; 4, Appeals of Economic, Small Business, and Consumer Impact Statements; 5, Early Review Petitions (New Article)
- Section numbers:** R1-6-101 through R1-6-113, R1-6-201, R1-6-301, R1-6-302, R1-6-401, R1-6-501 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rule:**
Council is updating its rules to be consistent with statutory changes made to the Administrative Procedure Act in 2010, to clarify the rulemaking process, and to add a new Article and new Sections that deal with Early Review Petitions.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. Name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Jeri L. Kishiyama Auther
Address: 100 N. 15th Ave., Suite 402
Phoenix, AZ 85007
Telephone: (602) 542-1967
Fax: (602) 542-1486
E-mail: Jeri.Auther@azdoa.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments may be submitted at any time. Oral comments may be made during regular business hours. All comments should be directed to the person listed in item 4. The date, time, and location of an oral proceeding on the rulemaking will be included in the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
It is expected that this rulemaking will be completed in 2011.

NOTICE OF RULEMAKING DOCKET OPENING DEPARTMENT OF TRANSPORTATION AERONAUTICS DIVISION

Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Laws 2009, 3rd Special Session, Ch. 7, § 28. (See the text of § 28 at 15 A.A.R. 1942, November 20, 2009.) The Governor's Office authorized the notice to proceed through the rulemaking process on February 9, 2010.

[R10-121]

- 1. Title and its heading:** 17, Transportation
Chapter and its heading: 2, Department of Transportation – Aeronautics Division
Article and its heading: 1, General Provisions; and 2, Grand Canyon National Park Airport - Operation and Management

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Section numbers: R17-2-101, R17-2-201, Table 1, and R17-2-202 through R17-2-206 (Sections may be added, deleted, or amended as necessary.)

2. The subject matter of the proposed rules:

The Arizona Department of Transportation, Administrative Services Division, proposes to amend fees and charges for services and use of facilities and equipment at the Grand Canyon National Park Airport. This action ensures compliance with Federal Aviation Administration Airport Improvement Program Grant Assurance 24, which states, "It (the airport sponsor, the State of Arizona) will maintain a fee and rental structure for the facilities and services at the airport which will make the airport as self-sustaining as possible under the circumstances existing at the particular airport, taking into account such factors as the volume of traffic and economy of collection. No part of the Federal share of an airport development, airport planning or noise compatibility project for which a grant is made under Title 49, United States Code, the Airport and Airway Improvement Act of 1982, the Federal Airport Act or the Airport and Airway Development Act of 1970 shall be included in the rate basis in establishing fees, rates, and charges for users of that airport." Additionally, minor changes may be made to correct any outdated information, terminology, or statutory references and to ensure conformity with the rulemaking format and style requirements of the Arizona Administrative Procedure Act, the Governor's Regulatory Review Council, and the Office of the Secretary of State.

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 rules:

Name: Michael Halpin, Airport Manager
Address: Grand Canyon National Park Airport
P.O. Box 3351
Grand Canyon, AZ 86023
Telephone: (928) 638-2446
Fax: (928) 638-2834
E-mail: mhalpin2@azdot.gov

Please visit the ADOT web site to track the progress of this rule and any other agency rulemaking matters at <http://www.azdot.gov/mvd/mvdrules/index.asp>.

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

The Division will accept written and oral comments on this rulemaking Monday through Friday, 8:00 a.m. to 5:00 p.m., with the exception of state holidays. Interested parties may provide comments to the agency representative listed under item 4. Public hearings may be scheduled to provide a forum for interactive discussion with interested parties.

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

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY
PERMITS AND COMPLIANCE FEES

Editor's Note: The following Notice of Rulemaking Docket Opening is exempt from Laws 2010, Ch. 287, § 18. (See the text of § 18 on page 1679.)

[R10-120]

1. Title and its heading:

18, Environmental Quality

Chapter and its heading:

14, Department of Environmental Quality – Permits and Compliance Fees

Articles and their headings:

1, Water Quality Protection Fees; 3, Arizona Pollutant Discharge Elimination System Permits

Section numbers:

To be determined

2. The subject matter of the proposed rule:

Pursuant to Laws 2010, Ch. 265, the Arizona Department of Environmental Quality (ADEQ) was granted authority to establish water quality permitting fees by rule, including those permits related to the Arizona Pollutant Discharge Elimination System (AZPDES) program. The purpose of this rulemaking is to amend ADEQ's rules on Water Quality Protection Fees and to establish fees for the AZPDES permits.

3. A citation to all published notices relating to the proceeding:

None

Arizona Administrative Register / Secretary of State
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4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Wendy LeStarge
Address: Department of Environmental Quality
1110 W. Washington St. (5415B-2)
Phoenix, AZ 85007
Telephone: (602) 771-4836, or (800) 234-5677, ext. 771-4836
Fax: (602) 771-4834
E-mail: lestarge.wendy@azdeq.gov

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

Written comments on this rulemaking may be submitted at any time to the person referenced in item 4 above. Formal written comments for the rulemaking record should be submitted after publication of the notice of proposed rulemaking in the *Arizona Administrative Register* and prior to the close of public record date, which has not yet been determined.

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

To be determined