

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed. With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

*** ARIZONA EAGLE DAY ***

[M12-169]

WHEREAS, the Bald Eagle was designated as the United State's National Emblem on June 20, 1783 by our founding fathers and the second continental Congress; and

WHEREAS, the Bald Eagle is unique to North America and represents such American values and attributes as freedom, courage, strength, spirit, justice, quality and excellence; and

WHEREAS, the Bald Eagle's image, meaning and symbolism have played a significant role in the beliefs, traditions, religious, lifestyles and heritage of Americans from all walks of life; and

WHEREAS, the Bald Eagle has played a significant role in American art, music, literature, architecture, commerce, education, culture; and on United States stamps, currency and coinage; and

WHEREAS, the Bald Eagle was once endangered with possible extinction, and is making a gradual and encouraging comeback to America's skies; and

WHEREAS, the recovery of the Bald Eagle population was largely accomplished due to the vigilant efforts of numerous caring agencies, corporations, organizations and citizens.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 20, 2012 as

*** ARIZONA EAGLE DAY ***

and encourage citizens of the State of Arizona to join us in support of the majestic Bald Eagle's continuing recovery and protection of its natural habitat, and in commemorating the living and symbolic presence of our National Bird.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twentieth day of April in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA ELECTRICAL SAFETY MONTH ***

[M12-171]

WHEREAS, thousands of people are injured and hundreds die each year in the United States as a result of electrical-related incidents; and

WHEREAS, more than seven people are electrocuted each week in the United States, with nearly 450 civilian deaths related to electrical home structure fires each year; and

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WHEREAS, property damage from home fires caused by electrical failure or malfunction amounts to more than \$1.5 billion annually; and

WHEREAS, following basic electrical safety precautions can help prevent thousands of people from being injured or killed; and

WHEREAS, citizens are encouraged to inspect their homes and workplaces for possible electrical hazards, and urged to install, test and properly maintain an adequate number of smoke alarms; and

WHEREAS, citizens are advised to protect their homes and families with the latest safety technology, such as ground fault circuit interrupters, arc fault circuit interrupters, and tamper resistant receptacles; and

WHEREAS, the Electrical Safety Foundation International (ESFI) is dedicated exclusively to promoting electrical safety in the home, school, and workplace through education, awareness, and advocacy.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim May 2012 as

*** ARIZONA ELECTRICAL SAFETY MONTH ***

and encourage the citizens of the State of Arizona to follow good electrical safety practices throughout the year.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twentieth day of April in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA LUPUS AWARENESS MONTH ***
*** ARIZONA LUPUS DAY ***

[M12-159]

WHEREAS, lupus is an autoimmune disease that can cause severe damage to the tissue and organs in the body and in some cases may cause death; and

WHEREAS, more than five million people worldwide suffer the devastating effects of this disease and each year over a hundred thousand young women, men, and children are newly diagnosed with lupus, most of which are women of childbearing age; and

WHEREAS, medical research efforts into lupus and the discovery of safer, more effective treatments for lupus patients are under-funded in comparison with diseases of comparable magnitude and severity; and

WHEREAS, due to the lack of research and the unfamiliarity with the symptoms and health effects of lupus, it is difficult to immediately diagnosis this disease, causing people with lupus to suffer for many years before they obtain a correct diagnosis and medical treatment; and

WHEREAS, there is a deep, unmet need worldwide to educate and support individuals and families affected by lupus and there is an urgent need to increase awareness in communities worldwide of the debilitating impact of lupus; and

WHEREAS, May 10th is designated as *World Lupus Day* wherein lupus organizations around the world unite in the call for increased public and private funding for medical research, increased education, and worldwide recognition of lupus as a significant public health issue.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim the month of May as

*** ARIZONA LUPUS AWARENESS MONTH ***

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and May 10, 2012 as

*** ARIZONA LUPUS DAY ***

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twentieth day of April in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:
Ken Bennett
Secretary of State

*** ARIZONA POLLINATOR WEEK ***

[M12-170]

WHEREAS, pollinator species such as birds and insects are essential partners of farmers and ranchers in producing much of our food supply; and

WHEREAS, pollination plays a vital role in the health of our national forests and grasslands, which provide forage, fish and wildlife, timber, water, mineral resources, and recreational opportunities as well as enhanced economic development opportunities for communities; and

WHEREAS, pollinator species provide significant environmental benefits that are necessary for maintaining healthy, bio-diverse ecosystems; and

WHEREAS, the State of Arizona provides producers with conservation assistance to promote wise conservation stewardship, including the protection and maintenance of pollinators and their habitats on working lands and wild lands.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 18 – 24, 2012 as

*** ARIZONA POLLINATOR WEEK ***

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twentieth day of April in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:
Ken Bennett
Secretary of State

*** BILL OF RIGHTS MONUMENT DAY***

[M12-172]

WHEREAS, the First Ten Amendments to the Constitution of the United States of America, known collectively as the Bill of Rights, were ratified on December 15, 1791; and

WHEREAS, the Bill of Rights is the most powerful and successful assertion of individual rights and liberties ever written, and has served as one of the most important and influential documents in American history. The Bill of Rights recognizes, affirms and protects fundamental human and civil rights for people of all races who have struggled for thousands of years; and

WHEREAS, in 2006, the Arizona Legislature, in a rare and unanimous bipartisan vote, authorized a special site at Wesley Bolin Park to be set aside for the Bill of Rights Monument – making Arizona the first state in the nation to honor the Bill of Rights through a monument of this stature; and

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WHEREAS, it is anticipated that over one million Arizona school children and millions of other visitors, of all ages, will view the Bill of Rights Monument and will be educated and inspired by the founding principles of our free society during the monument's 100 plus year lifespan; and

WHEREAS, as part of the Bill of Rights Monument Project to raise funds for the completion of the Bill of Rights Monument, the Phoenix Comedy Festival will be held the evening of May 13, 2012, featuring comedy legends Lewis Black; Bill Engvall; Bob Goldthwait; Dick Gregory; Kathleen Madigan; Father Guido Sarducci; Tommy Smothers; Steven Wright, along with Little Feat musicians Paul Barrere and Fred Tackett.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the state of Arizona, do hereby recognize the efforts of the Bill of Rights Monument Project by designating May 23, 2012 as

*** BILL OF RIGHTS MONUMENT DAY***

in Arizona, and urge all Arizonans to commemorate the Bill of Rights on this day that honors the fundamental rights it enshrines and the sacrifices made to create and preserve these rights.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twentieth day of April in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:
Ken Bennett
Secretary of State

EXECUTIVE ORDER 2011-05

State Regulatory Rule Making Review and Moratorium To Promote Job Creation and Retention

Editor's Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on June 30, 2012 as a notice to the public regarding state agencies' rulemaking activities.

[M11-234]

WHEREAS, my first official action as Governor was to institute a regulatory rule making review and moratorium process ("regulatory review and moratorium") in order to prevent additional and unnecessary burdens on our private sector employers and political subdivisions; and

WHEREAS, other states have since implemented regulatory reviews and moratoriums; and

WHEREAS, the economic climate in Arizona continues to challenge both those seeking employment and our employers, who are the key to increasing job opportunities in this State; and

WHEREAS, a predictable regulatory climate in this State will promote job creation and retention; and

WHEREAS, the Legislature enacted the regulatory review and moratorium for fiscal year 2009 - 2010 by passing House Bill 2008 in the 2009 Third Special Session; and

WHEREAS, the Legislature continued the regulatory review and moratorium for fiscal year 2010 - 2011 by passing House Bill 2260 in the 2010 Second Regular Session; and

WHEREAS, the current regulatory review and moratorium expires on June 30, 2011; and

WHEREAS, the expiration of the current regulatory review and moratorium could result in a regulatory explosion detrimental to job creation and retention in this State; and

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State, hereby declare that for fiscal year 2011-2012 ending June 30, 2012, the following:

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1. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any rule making except as permitted by this Order. The objective of this Order is eliminate any unnecessary increased monetary or regulatory costs on employers, persons, individuals, other state agencies, or political subdivisions of this State. This prohibition includes any informal rule making prior to the commencement of the formal rule making process.
2. Paragraph 1 does not apply to state agency rule making for any one or more of the following reasons:
 - a. To fulfill an objective related to job creation in this State.
 - b. To lessen or ease a regulatory burden while achieving the same regulatory objective.
 - c. To prevent a significant threat to the public health, peace or safety.
 - d. To avoid a violation of a court order or federal law that would result in sanctions by a court or federal government against an agency for failure to conduct the rule making action.
 - e. To comply with a federal statutory or regulatory requirement or a state statutory requirement if the applicable statute or regulation contains a date certain for compliance on or before December 31, 2012 or is necessary under subparagraph (c) of this Paragraph.
 - f. To fulfill an obligation related to fees or any other action necessary to implement the state budget that is certified by the Governor's Office of Strategic Planning and Budgeting.
 - g. To promulgate a rule or other item that is exempt from title 41, chapter 6, Arizona Revised Statutes, pursuant to section 41-1005, Arizona Revised Statutes.
 - h. To address matters pertaining to the control, mitigation or eradication of waste, fraud or abuse within a state agency or wasteful, fraudulent or abusive activities perpetrated against a state agency.
3. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any informal or formal rule making pursuant to Paragraph 2 or otherwise without the prior written approval of the Office of the Governor.
4. This Order applies to all state agencies, except for: (a) any state agency that is headed by a single elected state official, (b) the corporation commission, or (c) any state agency whose agency head is not appointed by the Governor.
5. All state officials and state agencies that are not subject to this Order pursuant to Paragraph 4 are encouraged to participate voluntarily within the context of their own rule making processes.
6. State agencies may continue a rule making that was authorized by the Office of the Governor on or after January 22, 2009. All state agencies, subject to this Order pursuant to Paragraph 4, shall report to the Office of Governor by July 29, 2011 all pending rule makings and any pending requests to the Office of Governor for rule making.
7. This Order does not confer any legal rights upon any persons and shall not be used as a basis for legal challenges to rules, approvals, permits, licenses or other actions or to any inaction of a state agency.
8. For the purposes of this executive order, "person", "rule" and "rule making" have the same meanings prescribed in section 41-1001, Arizona Revised Statutes.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix, Arizona this 30th day of June in the year Two Thousand Eleven and of the Independence of the United States of America the Two Hundred and Thirty-fifth.

ATTEST:
Ken Bennett
Secretary of State