

Governor's Executive Orders/Proclamations

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, Proclamations of General Applicability, and ceremonial dedications 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.

**\* DOMESTIC VIOLENCE AWARENESS MONTH \***

**WHEREAS**, domestic violence is an epidemic affecting Americans in all communities, regardless of age, gender, economic status, race, religion, nationality, or educational background; and

**WHEREAS**, over 15 million children live in families experiencing domestic violence, and 7 million children live in homes where severe violence occurred, contributing to devastating effects such as post-traumatic stress, decreased social, emotional and cognitive development, as well as future physical and emotional health issues; and

**WHEREAS**, the Center for Disease Control and Prevention has estimated that almost 7 million people are sexually assaulted, physically abused or stalked by an intimate partner each year; and

**WHEREAS**, in Arizona, 13.6 percent of youth reported being the victim of teen dating violence in the 2012 Arizona Youth Survey; and

**WHEREAS**, victims of domestic violence are often prevented from getting or keeping jobs by their abusers, and many victims who leave their abusers face poverty, unemployment, homelessness and even death at the hands of abusers as a result of leaving; and

**WHEREAS**, in 2012, domestic violence shelters in Arizona served 5,047 adults and 4,487 children, and there were 139 domestic violence related deaths in Arizona; and

**WHEREAS**, stopping domestic violence requires uncompromised accountability of offenders; and

**WHEREAS**, enhanced education, prevention, and intervention efforts will increase public awareness, mobilize community action, and confront the abuse of power and control in interpersonal relationships.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 2013 as

**\* DOMESTIC VIOLENCE AWARENESS MONTH \***

and encourage all citizens of Arizona to support the efforts of organizations that provide education, outreach, and support to victims of domestic violence, and call upon our citizens to dedicate themselves to ending all forms of violence and the abuse of power and control in relationships.

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

**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twelfth day of September in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

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**\* HEROES DAY \***

**WHEREAS**, The University of Arizona Medical Center, along with other partners, have chosen to honor and thank the men and women serving our communities known as "first responders"; and

**WHEREAS**, these everyday heroes put their lives on the line each time they put on their uniform to keep our communities safe and help others in times of crisis; and

**WHEREAS**, this recognition began in 2008 as a way to honor fallen Tucson Police Officer Erik Hite and provide support for Tucson law enforcement, but has now expanded to include all first responders; and

**WHEREAS**, what is now known as Heroes Day is designed to recognize and thank these special individuals including peace officers, firefighters, emergency medical technicians, Border Patrol agents, U.S. Forest Service rangers and all other related personnel in Southern Arizona; and

**WHEREAS**, we recognize the importance of teamwork within each specific unit and department, as well as the partnership all first responders have with each other; and

**WHEREAS**, we thank the local business community and the public for coming together to join in this noble effort with their support of goods, services and dollars; and

**WHEREAS**, on this day, we will show special regard for these individuals by working with local businesses to provide a free breakfast and lunch to any first responder who comes to a participating Jack Furrier Tire & Auto Care location. The day also serves as a special fundraising opportunity for The University of Arizona Medical Center-Trauma Program who provides critical care in relation to tragic situations.

**NOW, THEREFORE, I**, Janice Brewer, Governor of the State of Arizona, do hereby proclaim October 17, 2013 as

**\* HEROES DAY \***

and commend the efforts of those men and women who contribute so much to the health, safety, and quality of life of the people of Arizona.

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

**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twelfth day of September in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* INTERNATIONAL EDUCATION WEEK \***

**WHEREAS**, building and strengthening mutual understanding with our neighbors around the globe is important for peace and prosperity; and

**WHEREAS**, educating international students is an important way to impart cross-cultural understanding and to create a network of partners throughout the world; and

**WHEREAS**, several thousand international students from more than 100 countries are now studying in Arizona, and more than 1,000 Arizona students will study and volunteer abroad this year; and

**WHEREAS**, institutions of higher education in Arizona participate in a wide variety of exchange programs with similar institutions around the world, offering world-class opportunities for international education; and

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**WHEREAS**, international education effectively trains and educates students for the globally competitive demands of the 21<sup>st</sup> century; and

**WHEREAS**, International Education Week was established as a joint initiative of the U.S. Department of State and the U.S. Department of Education as a way to promote international understanding in the United States and abroad; and

**WHEREAS**, during International Education Week, institutions of higher education will participate in activities celebrating and recognizing the importance of international education.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 11 – 15, 2013 as

**\* INTERNATIONAL EDUCATION WEEK \***

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

**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twelfth day of September in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

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**Ken Bennett**  
**Secretary of State**

**\* SCHOOL PSYCHOLOGY AWARENESS WEEK \***

**WHEREAS**, all children and youth can learn with the proper support and deserve an education that meets their individual needs; and

**WHEREAS**, children's mental health is directly linked to their learning and development; and

**WHEREAS**, school psychologists facilitate collaboration, help parents and educators identify and reduce risk factors, create effective and caring schools, access needed community resources, and implement effective prevention and intervention strategies; and

**WHEREAS**, school psychologists are trained to assess barriers to learning, utilize data-based decision making, evaluate outcomes, and improve accountability; and

**WHEREAS**, school psychologists play an important role in the personal and academic development of the children of Arizona.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 11 – 15, 2013 as

**\* SCHOOL PSYCHOLOGY AWARENESS WEEK \***

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

**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twelfth day of September in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

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**\* VALLEY FEVER AWARENESS WEEK \***

**WHEREAS**, Valley Fever infections have tripled in Arizona over the last decade, with 60 percent of all reported cases of Valley Fever in the U.S. occurring in Arizona; and

**WHEREAS**, Valley Fever is the second most commonly reported infectious disease in Arizona; and

**WHEREAS**, enhanced surveillance of Valley Fever cases demonstrates the serious impact Valley Fever has on the health of our citizens and on Arizona's healthcare system; and

**WHEREAS**, the Arizona Department of Health Services, government agencies, businesses, and community organizations are united to educate the public and healthcare providers about Valley Fever in Arizona; and

**WHEREAS**, research released by the Centers for Disease Control and Prevention and the announcement of a Congressional Task Force brought national attention to Valley Fever; and

**WHEREAS**, through public education and promoting early diagnosis, the number of individuals impacted by Valley Fever may be reduced; and

**WHEREAS**, Arizona is the focal point of quality clinical care and research for Valley Fever.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 9 -17, 2013 as

**\* VALLEY FEVER AWARENESS WEEK \***

in recognition of the outstanding treatment and research conducted by the Valley Fever Center for Excellence at the University of Arizona, its new clinical center at St. Joseph's Hospital in Phoenix, and for the advances in Valley Fever education and public health by the Arizona Department of Health Services.

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

**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twelfth day of September in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

**ATTEST:**  
**Ken Bennett**  
Secretary of State

**EXECUTIVE ORDER 2012-03**

**State Regulatory Review, Moratorium and Streamlining 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 December 31, 2014, as a notice to the public regarding state agencies' rulemaking activities.*

[M12-226]

**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 any additional burdens on Arizona's private sector employers and political subdivisions; and

**WHEREAS**, this rule making review and moratorium process has continued by session law or executive order to this day; and

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

**WHEREAS**, Arizona's efforts are being rewarded, such as being ranked as one of the top ten best states for business in a survey of chief executive officers this year, the eighth best for job growth in the last year, and the top state for innovators

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starting new business; and

**WHEREAS**, last January, I determined that State agencies needed to quicken the pace on streamlining existing rules and reducing wasted time in regulatory processes to increase Arizona's economic competitiveness and job creation, while still protecting public health, safety and the environment; and

**WHEREAS**, the 50th Legislature passed and I signed into law House Bill 2744 (2012 Arizona Laws, Chapter 352) which permits a state agency to conduct expedited rulemaking to streamline existing rules; and

**WHEREAS**, this expedited rulemaking authority will be used, in part, by State agencies to implement the "lean" waste reduction initiative I announced last January to increase the efficiency and service quality of State agencies; and

**WHEREAS**, I encourage the general public and regulated community to bring forward ideas to State agencies and the Governor's Regulatory Review Council on what rules need to be streamlined and how that can be best achieved while still protecting public health, safety and the environment; and

**WHEREAS**, the current regulatory review and moratorium expires on June 30, 2012.

**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 the following:

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 to 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 rulemaking 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, 2014 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 process.
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 the Governor by July 31, 2012 all pending and anticipated rule making requests. Beginning fiscal year 2013 all state agencies shall submit to the Office of the Governor by the end of each fiscal year an annual report of all pending and anticipated rule making to Office of the Governor.
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.
9. This Executive Order expires on December 31, 2014.

**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 26th day of June in the year Two Thousand Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**

**Ken Bennett**  
**Secretary of State**