

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

BOARD OF OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY

Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2012-03 as issued by Governor Brewer. (See the text of the executive order on page 3994.)

[R13-207]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 22, Board of Osteopathic Examiners in Medicine and Surgery
Article and its heading: 1, General Provisions
2, Licensing and Time Frames
3, Dispensing Drugs
4, Medical Assistants
5, Office-based Surgery

Section numbers: R4-22-101 through R4-22-108, R4-22-110 through R4-22-112, R4-22-115, R4-22-201 through R4-22-207, R4-22-212, R4-22-301 through R4-22-305, R4-22-401 through R4-22-403, and R4-22-501 through R4-22-508 (*Additional Sections may be made, amended, or repealed as needed*)
- 2. The subject matter of the proposed rule:**
The Board is amending its rules to make them consistent with industry and agency practice and more clear, concise, and understandable. The Board is adding a Section regarding a confidential program for treatment and rehabilitation of impaired osteopathic physicians. The Board is adding an Article regarding office-based surgery.
- 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:	Jenna Jones, Executive Director
Address:	Board of Examiners in Osteopathic Medicine and Surgery 9535 E. Doubletree Ranch Rd. Scottsdale, AZ 85258
Telephone:	(480) 657-7703
Fax:	(480) 657-7715
E-mail:	Jenna.Jones@azdo.gov
Web site:	www.azdo.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The Board will accept comments during business hours at the address listed in item 4. Information regarding an oral proceeding will be included in the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined

NOTICE OF RULEMAKING DOCKET OPENING
ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)
ADMINISTRATION

Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Executive Order 2012-03 as issued by Governor Brewer. (See the text of the executive order on page 3994.) The Governor's Office authorized the notice to proceed through the rulemaking process on August 14, 2013.

[R13-213]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 22, Arizona Health Care Cost Containment System - Administration
Article and its heading: 7, Standards For Payments
Section numbers: R9-22-711 (*As part of this rulemaking, the Administration may add, delete, or modify Sections as necessary.*)

- 2. The subject matter of the proposed rule:**
Arizona Laws 2013, First Special Session, Chapter 10 (House Bill 2010) specified changes to the AHCCCS Program which require, among other items, rulemaking to establish cost sharing provisions consistent with federal law. In this rulemaking, the Agency revised the current cost sharing rules to incorporate exemptions of certain populations from cost sharing requirements specified in final federal regulations which will become effective January 1, 2014. In addition, this rulemaking repeals cost sharing requirements which apply to AHCCCS Waiver populations which will no longer exist beginning January 1, 2014. To clarify cost sharing requirements generally, this rulemaking also includes revision of language, updates to various cross-references, and non-substantive changes. In the future, the AHCCCS Administration intends to promulgate other cost sharing provisions in subsequent rulemakings.

Section 36 of this Law provides a rulemaking exemption: For a period of one year from the effective date of the Act, the AHCCCS Administration is exempt from the Administrative Procedure Act's rulemaking requirements for rules regarding cost sharing. However, a 30-day advance notice and public comment period are required.

- 3. A citation to all published notices relating to the proceeding:**
Notice of Proposed Exempt Rulemaking: 19 A.A.R. 3983, December 6, 2013 (*in this issue*)

- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Mariaelena Ugarte
Address: AHCCCS
Office of Administrative Legal Services
701 E. Jefferson, Mail Drop 6200
Phoenix, AZ 85034
Telephone: (602) 417-4693
Fax: (602) 253-9115
E-mail: AHCCCSrules@azahcccs.gov

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

The Administration will accept written comments Monday through Friday, 8 a.m. to 5 p.m., at the address indicated in question #4. Public hearings will be scheduled later to provide a forum for submitting comments and concerns. E-mail comments will also be accepted.

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

See the Notice of Proposed Exempt Rulemaking on page 3983 of this issue.