

# Arizona Administrative REGISTER

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~ Administrative Register Contents ~

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# From the Publisher

## ABOUT THIS PUBLICATION

The paper copy of the *Administrative Register* (A.A.R.) is the official publication for rules and rulemaking activity in the state of Arizona.

Rulemaking is defined in Arizona Revised Statutes known as the Arizona Administrative Procedure Act (APA), A.R.S. Title 41, Chapter 6, Articles 1 through 10.

The Office of the Secretary of State does not interpret or enforce rules published in the *Arizona Administrative Register* or *Code*. Questions should be directed to the state agency responsible for the promulgation of the rule as provided in its published filing.

The *Register* is cited by volume and page number. Volumes are published by calendar year with issues published weekly. Page numbering continues in each weekly issue.

In addition, the *Register* contains the full text of the Governor's Executive Orders and Proclamations of general applicability, summaries of Attorney General opinions, notices of rules terminated by the agency, and the Governor's appointments of state officials and members of state boards and commissions.

## ABOUT RULES

Rules can be: made (all new text); amended (rules on file, changing text); repealed (removing text); or renumbered (moving rules to a different Section number). Rules activity published in the *Register* includes: proposed, final, emergency, expedited, and exempt rules as defined in the APA.

Rulemakings initiated under the APA as effective on and after January 1, 1995, include the full text of the rule in the *Register*. New rules in this publication (whether proposed or made) are denoted with underlining; repealed text is stricken.

## WHERE IS A "CLEAN" COPY OF THE FINAL OR EXEMPT RULE PUBLISHED IN THE REGISTER?

The *Arizona Administrative Code* (A.A.C.) contains the codified text of rules. The A.A.C. contains rules promulgated and filed by state agencies that have been approved by the Attorney General or the Governor's Regulatory Review Council. The *Code* also contains rules exempt from the rulemaking process.

The printed *Code* is the official publication of a rule in the A.A.C. is prima facie evidence of the making, amendment, or repeal of that rule as provided by A.R.S. § 41-1012. Paper copies of rules are available by full Chapter or by subscription. The *Code* is posted online for free.

## LEGAL CITATIONS AND FILING NUMBERS

On the cover: Each agency is assigned a Chapter in the *Arizona Administrative Code* under a specific Title. Titles represent broad subject areas. The Title number is listed first; with the acronym A.A.C., which stands for the *Arizona Administrative Code*; following the Chapter number and Agency name, then program name. For example, the Secretary of State has rules on rulemaking in Title 1, Chapter 1 of the *Arizona Administrative Code*. The citation for this chapter is 1 A.A.C. 1, Secretary of State, Rules and Rulemaking

Every document filed in the office is assigned a file number. This number, enclosed in brackets, is located at the top right of the published documents in the *Register*. The original filed document is available for 10 cents a copy.

# Arizona Administrative REGISTER

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**ADMINISTRATIVE CODE**  
A price list for the *Arizona Administrative Code* is available online. You may also request a paper price list by mail. To purchase a paper Chapter, contact us at (602) 364-3223.

**PUBLICATION DEADLINES**  
Publication dates are published in the back of the *Register*. These dates include file submittal dates with a three-week turnaround from filing to published document.

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# Participate in the Process

## Look for the Agency Notice

Review (inspect) notices published in the *Arizona Administrative Register*. Many agencies maintain stakeholder lists and would be glad to inform you when they proposed changes to rules. Check an agency's website and its newsletters for news about notices and meetings.

Feel like a change should be made to a rule and an agency has not proposed changes? You can petition an agency to make, amend, or repeal a rule. The agency must respond to the petition. (See A.R.S. § 41-1033)

## Attend a public hearing/meeting

Attend a public meeting that is being conducted by the agency on a Notice of Proposed Rulemaking. Public meetings may be listed in the Preamble of a Notice of Proposed Rulemaking or they may be published separately in the *Register*. Be prepared to speak, attend the meeting, and make an oral comment.

An agency may not have a public meeting scheduled on the Notice of Proposed Rulemaking. If not, you may request that the agency schedule a proceeding. This request must be put in writing within 30 days after the published Notice of Proposed Rulemaking.

## Write the agency

Put your comments in writing to the agency. In order for the agency to consider your comments, the agency must receive them by the close of record. The comment must be received within the 30-day comment timeframe following the *Register* publication of the Notice of Proposed Rulemaking.

You can also submit to the Governor's Regulatory Review Council written comments that are relevant to the Council's power to review a given rule (A.R.S. § 41-1052). The Council reviews the rule at the end of the rulemaking process and before the rules are filed with the Secretary of State.

# Arizona Regular Rulemaking Process



## Definitions

**Arizona Administrative Code (A.A.C.):** Official rules codified and published by the Secretary of State's Office. Available online at [www.azsos.gov](http://www.azsos.gov).

**Arizona Administrative Register (A.A.R.):** The official publication that includes filed documents pertaining to Arizona rulemaking. Available online at [www.azsos.gov](http://www.azsos.gov).

**Administrative Procedure Act (APA):** A.R.S. Title 41, Chapter 6, Articles 1 through 10. Available online at [www.azleg.gov](http://www.azleg.gov).

**Arizona Revised Statutes (A.R.S.):** The statutes are made by the Arizona State Legislature during a legislative session. They are compiled by Legislative Council, with the official publication codified by Thomson West. Citations to statutes include Titles which represent broad subject areas. The Title number is followed by the Section number. For example, A.R.S. § 41-1001 is the definitions Section of Title 41 of the Arizona Administrative Procedures Act. The “§” symbol simply means “section.” Available online at [www.azleg.gov](http://www.azleg.gov).

**Chapter:** A division in the codification of the *Code* designating a state agency or, for a large agency, a major program.

**Close of Record:** The close of the public record for a proposed rulemaking is the date an agency chooses as the last date it will accept public comments, either written or oral.

**Code of Federal Regulations (CFR):** The *Code of Federal Regulations* is a codification of the general and permanent rules published in the *Federal Register* by the executive departments and agencies of the federal government.

**Docket:** A public file for each rulemaking containing materials related to the proceedings of that rulemaking. The docket file is established and maintained by an agency from the time it begins to consider making a rule until the rulemaking is finished. The agency provides public notice of the docket by filing a Notice of Rulemaking Docket Opening with the Office for publication in the *Register*.

**Economic, Small Business, and Consumer Impact Statement (EIS):** The EIS identifies the impact of the rule on private and public employment, on small businesses, and on consumers. It includes an analysis of the probable costs and benefits of the rule. An agency includes a brief summary of the EIS in its preamble. The EIS is not published in the *Register* but is available from the agency promulgating the rule. The EIS is also filed with the rulemaking package.

**Governor's Regulatory Review (G.R.R.C.):** Reviews and approves rules to ensure that they are necessary and to avoid unnecessary duplication and adverse impact on the public. G.R.R.C. also assesses whether the rules are clear, concise, understandable, legal, consistent with legislative intent, and whether the benefits of a rule outweigh the cost.

**Incorporated by Reference:** An agency may incorporate by reference standards or other publications. These standards are available from the state agency with references on where to order the standard or review it online.

**Federal Register (FR):** The *Federal Register* is a legal newspaper published every business day by the National Archives and Records Administration (NARA). It contains federal agency regulations; proposed rules and notices; and executive orders, proclamations, and other presidential documents.

**Session Laws or “Laws”:** When an agency references a law that has not yet been codified into the Arizona Revised Statutes, use the word “Laws” is followed by the year the law was passed by the Legislature, followed by the Chapter number using the abbreviation “Ch.,” and the specific Section number using the Section symbol (§). For example, Laws 1995, Ch. 6, § 2. Session laws are available at [www.azleg.gov](http://www.azleg.gov).

**United States Code (U.S.C.):** The Code is a consolidation and codification by subject matter of the general and permanent laws of the United States. The Code does not include regulations issued by executive branch agencies, decisions of the federal courts, treaties, or laws enacted by state or local governments.

## Acronyms

A.A.C. – *Arizona Administrative Code*

A.A.R. – *Arizona Administrative Register*

APA – *Administrative Procedure Act*

A.R.S. – *Arizona Revised Statutes*

CFR – *Code of Federal Regulations*

EIS – *Economic, Small Business, and Consumer Impact Statement*

FR – *Federal Register*

G.R.R.C. – *Governor's Regulatory Review Council*

U.S.C. – *United States Code*

## About Preambles

The Preamble is the part of a rulemaking package that contains information about the rulemaking and provides agency justification and regulatory intent.

It includes reference to the specific statutes authorizing the agency to make the rule, an explanation of the rule, reasons for proposing the rule, and the preliminary Economic Impact Statement.

The information in the Preamble differs between rulemaking notices used and the stage of the rulemaking.



**NOTICES OF PROPOSED RULEMAKING**

This section of the *Arizona Administrative Register* contains Notices of Proposed Rulemakings.

A proposed rulemaking is filed by an agency upon completion and submittal of a Notice of Rulemaking Docket Opening. Often these two documents are filed at the same time and published in the same *Register* issue.

When an agency files a Notice of Proposed Rulemaking under the Administrative Procedure Act (APA), the notice is published in the *Register* within three weeks of filing. See the publication schedule in the back of each issue of the *Register* for more information.

Under the APA, an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for making, amending, or repealing any rule (A.R.S. §§ 41-1013 and 41-1022).

The Office of the Secretary of State is the filing office and publisher of these rules. Questions about the interpretation of the proposed rules should be addressed to the agency that promulgated the rules. Refer to item #4 below to contact the person charged with the rulemaking and item #10 for the close of record and information related to public hearings and oral comments.

**NOTICE OF PROPOSED RULEMAKING  
TITLE 9. HEALTH SERVICES  
CHAPTER 25. DEPARTMENT OF HEALTH SERVICES  
EMERGENCY MEDICAL SERVICES**

[R17-23]

**PREAMBLE**

- |   |                                 |
|---|---------------------------------|
| <b>1. <u>Article, Part, or Section Affected (as applicable)</u></b> | <b><u>Rulemaking Action</u></b> |
| R9-25-601   | Amend                           |
| R9-25-602   | Amend                           |
- 2. Citations to the agency's statutory rulemaking authority to include the authorizing statute (general) and the implementing statute (specific):**  
 Authorizing statutes: A.R.S. §§ 36-132(A)(1), 36-136(F)  
 Implementing statutes: A.R.S. §§ 36-2202 and 36-2204 and Laws 2015, Ch. 130
- 3. Citations to all related notices published in the Register as specified in R1-1-409(A) that pertain to the record of the proposed rule:**  
 Notice of Rulemaking Docket Opening: 22 A.A.R. 3197, November 11, 2016
- 4. The agency's contact person who can answer questions about the rulemaking:**
- |            |  |
|------------|--|
| Name:      | Terry Mullins, Bureau Chief  |
| Address:   | Arizona Department of Health Services<br>Bureau of Emergency Medical Services and Trauma System<br>150 N. 18th Ave., Suite 540<br>Phoenix, AZ 85007-3248 |
| Telephone: | (602) 364-3150   |
| Fax:       | (602) 364-3568   |
| E-mail:    | Terry.Mullins@azdhs.gov  |
| or         |  |
| Name:      | Robert Lane, Manager   |
| Address:   | Arizona Department of Health Services<br>Office of Administrative Counsel and Rules<br>150 N. 18th Ave., Suite 200<br>Phoenix, AZ 85007                  |
| Telephone: | (602) 542-1020   |
| Fax:       | (602) 364-1150   |
| E-mail:    | Robert.Lane@azdhs.gov  |
- 5. An agency's justification and reason why a rule should be made, amended, repealed or renumbered, to include an explanation about the rulemaking:**  
 The statutes in Arizona Revised Statutes (A.R.S.) Title 36, Chapter 21.1, govern emergency medical services. The Department uses the authority granted by these statutes to make the rules in Arizona Administrative Code (A.A.C.) Title 9, Chapter 25. Laws 2015, Ch. 130, § 1 requires the Department to “adopt or amend rules relating to the coordination of stroke care services between emergency medical services providers and hospitals in this state.” The Department had adopted rules related to stroke care in 9 A.A.C. 25, Article 6 under Laws 2011, Ch. 47. After obtaining an exception from the rulemaking moratorium established by Executive Order 2015-01, the Department is amending the rules in 9 A.A.C. 25, Article 6. To comply with Laws 2015, Ch. 130 or for clarification, the Department is adding and amending definitions, adding acute stroke-ready hospitals and comprehensive stroke



centers as emergency receiving facilities, and specifying stakeholders from which the council shall seek input when reviewing and updating emergency stroke care protocols. The proposed changes conform to rulemaking format and style requirements of the Governor’s Regulatory Review Council and the Office of the Secretary of State.

**6. A reference to any study relevant to the rule that the agency reviewed and proposes either to rely on or not to rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**

The Department did not review or rely on any study for this rulemaking.

**7. A showing of good cause why the rulemaking is necessary to promote a statewide interest if the rulemaking will diminish a previous grant of authority of a political subdivision of this state:**

Not applicable

**8. The preliminary summary of the economic, small business, and consumer impact:**

As part of the rulemaking, the Department is changing R9-25-601 to add or amend definitions to comply with Laws 2015, Ch. 130, or to improve the clarity of the rules. Proposed changes to R9-25-602 include a clarification that emergency stroke care protocols may include education about identifying stroke patients who may have an emergent large vessel occlusion, adding acute stroke-ready hospitals and comprehensive stroke centers as emergency receiving facilities to comply with Laws 2015, Ch. 130 (A), and specifying stakeholders from which the emergency medical services council shall seek input to comply with Laws 2015, Ch. 130 (B). The Department anticipates that persons affected by the rulemaking may include the Department; emergency medical services providers and ambulance services and their emergency medical care technicians (EMCTs); hospitals; individuals on the emergency medical services council, established according to A.R.S. § 36-2203; health insurance companies and health plans, including AHCCCS and those providing Medicare coverage; and the general public. Annual costs/revenues changes, which the Department believes are largely imposed by Laws 2015, Ch. 130 rather than the rules themselves, are designated as minimal when more than \$0 and \$1,000 or less, moderate when between \$1,000 and \$10,000, and substantial when \$10,000 or greater in additional costs or revenues. A cost is listed as significant when meaningful or important, but not readily subject to quantification.

The Department believes that complying with the Arizona Legislature’s requirements in Laws 2015, Ch. 130 will provide a significant benefit to the Department and that an increased administrative burden on the Department caused by longer agendas or more frequent meetings for the emergency medical services council or its standing Education Committee due to revisions of emergency stroke care protocols may cause the Department to incur at most minimal costs. The Department anticipates that, if an EMS provider or ambulance service decides to make changes on the basis of revised emergency stroke care protocols, including providing education about ELVO outside the ongoing continuing education training, the Department estimates that the EMS provider or ambulance service may incur as much as a moderate cost for making the changes or providing this education, depending on the extent of the changes and the depth of the education, the method by which the education is provided, and the number of EMCTs receiving the education or otherwise affected by the changes. These costs would not be imposed by the rule changes, but be based on decisions made by the EMS provider or ambulance service. Being able to more effectively triage and transport a stroke patient to an appropriate facility may provide a significant benefit to an EMS provider or ambulance service, as well as to EMCTs. If members of the EMS Council spend additional time developing changes in emergency stroke care protocols due to the legislation or rule changes, they may incur minimal costs. Having better emergency stroke care protocols may enable better care to be provided to patients and provide a significant benefit to the members of the EMS Council. A hospital that has more stroke patients transported to it on the basis of its capability of providing appropriate stroke care to a patient may receive a substantial benefit from any revisions made to the emergency stroke care protocols as a result of the legislation and subsequent rulemaking. The costs to a health insurance company or health plan associated with a patient who survives a stroke and requires rehabilitation services are higher than those for a patient who dies as a result of a stroke. Therefore, the Department anticipates that a health insurance company or health plan may incur substantial costs as a result of the legislation and subsequent rulemaking. However, a health insurance company or health plan may also receive a substantial benefit if these changes result in better patient outcomes with shorter hospitalizations and less disability requiring rehabilitation services of shorter duration. Since the intent of the legislation is to decrease the death rate from stroke and reduce the extent of accompanying disability for stroke patients, the legislation and resulting rulemaking may provide a significant benefit to the general public by improving stroke care.

**9. The agency’s contact person who can answer questions about the economic, small business, and consumer impact statement:**

Name: Terry Mullins, Bureau Chief  
Address: Arizona Department of Health Services  
Bureau of Emergency Medical Services and Trauma System  
150 N. 18th Ave., Suite 540  
Phoenix, AZ 85007-3248  
Telephone: (602) 364-3150  
Fax: (602) 364-3568  
E-mail: Terry.Mullins@azdhs.gov  
or  
Name: Robert Lane, Manager  
Address: Arizona Department of Health Services  
Office of Administrative Counsel and Rules  
150 N. 18th Ave., Suite 200  
Phoenix, AZ 85007  
Telephone: (602) 542-1020  
Fax: (602) 364-1150



E-mail: Robert.Lane@azdhs.gov

**10. The time, place, and nature of the proceedings to make, amend, repeal, or renumber the rule, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:**

The Department has scheduled the following oral proceeding:

- Date and time: Tuesday, April 11, 2017, 11:00 a.m.
- Location: 150 N. 18th Ave., Room 215  
Phoenix, AZ 85007
- Close of record: Tuesday, April 11, 2017, 4:00 p.m.

A person may submit written comments on the proposed rules no later than the close of record to either of the individuals listed in items 4 and 9.

A person with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Robert Lane at Robert.Lane@azdhs.gov or (602) 542-1020. Requests should be made as early as possible to allow time to arrange the accommodation.

**11. All agencies shall list other matters prescribed by statute applicable to the specific agency or to any specific rule or class of rules. Additionally, an agency subject to Council review under A.R.S. §§ 41-1052 and 41-1055 shall respond to the following questions:**

- a. Whether the rule requires a permit, whether a general permit is used and if not, the reasons why a general permit is not used:**  
The rules do not require a permit.
- b. Whether a federal law is applicable to the subject of the rule, whether the rule is more stringent than federal law and if so, citation to the statutory authority to exceed the requirements of federal law:**  
Not applicable
- c. Whether a person submitted an analysis to the agency that compares the rule's impact on the competitiveness of business in this state to the impact on business in other states:**  
No business competitiveness analysis was received by the Department.

**12. A list of any incorporated by reference material as specified in A.R.S. § 41-1028 and its location in the rules:**

Not applicable

**13. The full text of the rules follows:**

**TITLE 9. HEALTH SERVICES**

**CHAPTER 25. DEPARTMENT OF HEALTH SERVICES  
EMERGENCY MEDICAL SERVICES**

**ARTICLE 6. STROKE CARE**

Section

- R9-25-601. Definitions (Authorized by A.R.S. §§ 36-2202(A)(3) and (4) and 36-2204(1) and (3))
- R9-25-602. Emergency Stroke Care Protocols (Authorized by A.R.S. §§ 36-2202(A)(3) and (4) and 36-2204(1) and (3))

**ARTICLE 6. STROKE CARE**

**R9-25-601. Definitions (Authorized by A.R.S. §§ 36-2202(A)(3) and (4) and 36-2204(1) and (3))**

In addition to the definitions in A.R.S. § 36-2201 and R9-25-101, the following definitions apply in this Article, unless otherwise specified:

- 1. “Acute stroke-ready hospital” means a hospital that is certified by a national stroke center certification organization as meeting national stroke care standards for the initial assessment, diagnosis, stabilization, and either:
  - a. Transfer of a stroke patient to a primary stroke center or comprehensive stroke center, or
  - b. Care of a stroke patient with input from the staff of a primary stroke center or comprehensive stroke center.
- 2. “Comprehensive stroke center” means a hospital that is certified by a national stroke center certification organization as meeting national stroke care standards for the assessment, diagnosis using advanced imaging devices, and treatment of stroke patients with complex cases of ischemic stroke, caused by the loss of the blood supply to a part of the brain, or hemorrhagic stroke, caused by bleeding into a part of the brain.
- ~~3.~~ “Council” means the emergency medical services council established under A.R.S. § 36-2203.
- 4. “Health care provider” means an individual licensed according to A.R.S. Title 32, Chapter 13, 15, 17, 19, 25, or 34.
- ~~2-5.~~ “Local EMS coordinating system” means the same as in A.R.S. § 36-2210.
- ~~3-6.~~ “National stroke care standards” means criteria for the assessment and treatment of stroke that are consistent with guidelines established by the ~~American Stroke Association~~ American Heart Association/American Stroke Association, an organization that focuses on reducing the impact of stroke.
- ~~4-7.~~ “National stroke center certification organization” means an entity:
  - a. Such as:
    - i. The Joint Commission;
    - ii. The Healthcare Facilities Accreditation Program; ~~or~~



- iii. Det Norske Veritas Healthcare, Inc.; or
  - iv. The American Heart Association/American Stroke Association;
  - b. That assesses the compliance of a hospital with national stroke care standards; and
  - c. That documents hospitals that meet national stroke care standards.
- 5-8. “Primary stroke center” means a hospital that meets is certified by a national stroke center certification organization as meeting national stroke care standards, as determined by a national stroke center certification organization for the assessment, diagnosis, and treatment of stroke patients.
- 6-9. “Stroke patient” means an individual who has signs or symptoms of a stroke and is receiving assessment or treatment for a stroke.
10. “Transport” means the same as in A.A.C. R9-10-101.

**R9-25-602. Emergency Stroke Care Protocols (Authorized by A.R.S. §§ 36-2202(A)(3) and (4) and 36-2204(1) and (3))**

- A. The council shall:
- 1. Establish emergency stroke care protocols, and
  - 2. Support the adoption of emergency stroke care protocols by emergency medical services providers through local EMS coordinating systems.
- B. The council shall ensure that emergency stroke care protocols:
- 1. Are developed and implemented in coordination with:
    - a. Local EMS coordinating systems,
    - b. National organizations that focus on heart disease and stroke,
    - c. Emergency medical ~~service~~ services providers, and
    - d. Health care providers;
  - 2. Include procedures for the pre-hospital assessment and treatment of stroke patients, which may include education about identifying stroke patients who may have an emergent large vessel occlusion, the blockage of a large blood vessel that causes an individual to have an ischemic stroke;
  - 3. Provide for transport of stroke patients to the most appropriate emergency receiving facility, consistent with A.R.S. § 36-2205(E), taking into account the:
    - a. Needs of a stroke patient;
    - b. Availability of resources in urban areas, suburban areas, rural areas, and wilderness areas;
    - c. Capability of an emergency receiving facility to practice telemedicine, as defined in A.R.S. § 36-3601, with specialists in stroke care;
    - d. Location of emergency receiving facilities that:
      - i. Are:
        - (1) Acute stroke-ready hospitals,
        - (2) ~~primary~~ Primary stroke centers, or
        - (3) Comprehensive stroke centers; and
      - ii. Participate in quality improvement activities, including the submission of data on stroke care provided by the emergency receiving facility that may be compiled on a statewide basis;
    - e. Capability of an emergency receiving facility that is not a primary stroke center or comprehensive stroke center to stabilize a stroke patient before initiating a transfer to a primary stroke center or comprehensive stroke center;
    - f. Capability of an emergency receiving facility that is not a primary stroke center or comprehensive stroke center to stabilize and admit a stroke patient; and
    - g. Distance and duration of transport;
  - 4. Are consistent with national stroke care standards; and
  - 5. Are based on data on stroke care from:
    - a. National organizations that focus on heart disease and stroke;
    - b. U.S. Department of Transportation, National Highway Traffic Safety Administration; and
    - c. Statewide data on stroke care, as available.
- C. The council shall review and update, as necessary, the emergency stroke care protocols in subsection (A) ~~at least once every three years after seeking input from:~~
- 1. Local EMS coordinating systems,
  - 2. National organizations that focus on heart disease and stroke,
  - 3. Nonprofit organizations that focus on the development of stroke systems of care,
  - 4. Emergency medical services providers, and
  - 5. Health care providers.



**NOTICES OF EXPIRATION OF RULES  
UNDER A.R.S. § 41-1056(J)**

This section of the *Arizona Administrative Register* contains Notices of Expiration of Rules. Under A.R.S. § 41-1056(J), if an agency does not file a five-year rule review report with the Governor’s Regulatory Review Council (including a revised report); or if an agency does not file an extension before the due date of the report; or if an agency files an extension but does not submit a report

within the extension period; the rules scheduled for review expire.

The Council is required to notify the Secretary of State that the rules have expired and are no longer enforceable. The notice is published in the *Register*, and the rules are removed from the *Code*.

**GOVERNOR’S REGULATORY REVIEW COUNCIL**

**NOTICE OF EXPIRATION OF RULES UNDER A.R.S. § 41-1056(J)**

**DEPARTMENT OF ECONOMIC SECURITY  
SOCIAL SERVICES**

[R17-24]

- 1. **Agency name:** Department of Economic Security
- 2. **Title and its heading:** 6, Economic Security
- 3. **Chapter and its heading:** 5, Social Services
- 4. **Articles and their headings:** 55, Child Protective Services  
58, Family Foster Parent Licensing Requirements  
59, Group Foster Home Licensing Standards  
60, Comprehensive Medical/Dental Program for Foster Children
- 5. **As required by A.R.S. § 41-1056(J), the Council provides notice that the rules in the following articles expired as of June 30, 2016:**

**ARTICLE 55. CHILD PROTECTIVE SERVICES**

- R6-5-5501. Definitions
- R6-5-5502. Receipt and Screening of Information; Child Abuse Hotline
- R6-5-5503. Non-Reports
- R6-5-5504. Preliminary Screening Classifications
- R6-5-5505. Priority Codes; Initial Response Time
- R6-5-5506. Methods for Investigation of Reports
- R6-5-5507. Alternative Investigation
- R6-5-5508. Conduct of a Field Investigation
- R6-5-5509. Establishing Probable Cause of Child Maltreatment
- R6-5-5510. Investigation Findings; Required Documentation
- R6-5-5511. Ongoing Services; Imminent Harm Not Identified; Case Closure
- R6-5-5512. Procedures for Substantiated Reports; Removal; Imminent Harm
- R6-5-5513. Alternatives to Involuntary Removal; Voluntary Placement; Removal
- R6-5-5514. Removal Review
- R6-5-5515. Procedures for Investigations of Maltreatment in a Licensed Child Welfare Agency
- R6-5-5516. Procedures for Investigations of Out-of-Home Care Providers
- R6-5-5517. Repealed
- R6-5-5518. Repealed
- R6-5-5519. Repealed
- R6-5-5520. Repealed
- R6-5-5521. Repealed
- R6-5-5522. Repealed
- R6-5-5523. Repealed
- R6-5-5524. Repealed
- R6-5-5525. Repealed
- R6-5-5526. Repealed
- Appendix 1. Pre-screening Cue Questions



Appendix 2. Cue Questions

**ARTICLE 58. FAMILY FOSTER PARENT LICENSING REQUIREMENTS**

- R6-5-5801. Definitions
- R6-5-5802. Application for Initial License
- R6-5-5803. Investigation of the Applicant
- R6-5-5804. Inspection of the Foster Home; DHS Inspection Report
- R6-5-5805. Investigative Report and Licensing Recommendation
- R6-5-5806. Complete Application Package: Contents
- R6-5-5807. CPSCR Check; Additional Investigation by Licensing Authority
- R6-5-5808. License: Form; Issuance; Denial; Term; Termination
- R6-5-5809. Provisional License
- R6-5-5810. Application for License Renewal
- R6-5-5811. Renewal Investigation; Licensing Report and Recommendation
- R6-5-5812. Renewal License
- R6-5-5813. Licensing Time-frames
- R6-5-5814. Amended License; Change in Household Members
- R6-5-5815. Monitoring the Foster Home and Family
- R6-5-5816. Investigation of Complaints About a Foster Home
- R6-5-5817. Licensing Authority Action On Complaints
- R6-5-5818. Corrective Action
- R6-5-5819. License Denial, Suspension, and Revocation
- R6-5-5820. Adverse Action; Notice; Effective Date
- R6-5-5821. Appeals
- R6-5-5822. Alternative Methods of Compliance
- R6-5-5823. Foster Parent: General Qualifications
- R6-5-5824. Foster Parent: Personal Characteristics
- R6-5-5825. Training and Development
- R6-5-5826. Compliance With Licensing Limitations; Adult - Child Ratios
- R6-5-5827. Placement Agreement
- R6-5-5828. Participation in Case Planning
- R6-5-5829. Daily Care and Treatment of a Foster Child; Foster Child Rights
- R6-5-5830. Medical and Dental Care
- R6-5-5831. Child Care
- R6-5-5832. Transportation
- R6-5-5833. Behavior Management; Discipline; Prohibitions
- R6-5-5834. Notification of Foster Child Death, Illness, Accident, Unauthorized Absence, or Other Unusual Events
- R6-5-5835. Notification of Events or Changes Involving the Foster Family or the Foster Home
- R6-5-5836. Maintenance of a Foster Child's Records
- R6-5-5837. Confidentiality
- R6-5-5838. Foster Home: General Requirements
- R6-5-5839. Foster Home: General Safety Measures
- R6-5-5840. Exterior Environment; Play Area; Play Equipment
- R6-5-5841. Swimming Pools and Pool Safety
- R6-5-5842. Bedrooms; Bedding; Sleeping Arrangements
- R6-5-5843. Bathrooms
- R6-5-5844. Kitchen
- R6-5-5845. Fire Safety and Prevention
- R6-5-5846. Emergencies, Exits, and Evacuation
- R6-5-5847. Special Provisions for a Receiving Foster Home
- R6-5-5848. Special Provisions for a Respite Foster Home
- R6-5-5849. Special Provisions for an In-home Respite Foster Parent
- R6-5-5850. Special Provisions for a Professional Foster Home

**ARTICLE 59. GROUP FOSTER HOME LICENSING STANDARDS**

- R6-5-5903. Definitions
- R6-5-5904. Responsibilities of the Department
- R6-5-5906. Licensing Requirements
- R6-5-5907. Denial, Suspension, or Revocation of a License
- R6-5-5908. Re-licensing Requirements
- R6-5-5909. Standards for Licensing and Operating Group Foster Homes
- R6-5-5910. Confidentiality

**ARTICLE 60. COMPREHENSIVE MEDICAL/DENTAL PROGRAM FOR FOSTER CHILDREN**

- R6-5-6001. Objective
- R6-5-6002. Authority



- R6-5-6003. Definitions
- R6-5-6004. Eligibility
- R6-5-6005. Definition of Covered Services
- R6-5-6006. Exceptions, Limitations and Exclusions
- R6-5-6007. Prior Authorization
- R6-5-6008. Coordination of Benefits
- R6-5-6009. Identification Card
- R6-5-6010. Payment and Review of Claims
- R6-5-6011. Abuse and Misuse of the Program
- R6-5-6012. Consent for Treatment
- R6-5-6013. Administration of the Program
- R6-5-6014. Case Management
- R6-5-6015. Fee Schedule
- Exhibit 1. Repealed

**6. Signature is of Nicole A. Ong**

*/s/*

Nicole A. Ong  
Chairwoman

**Date of Signing**

Feb. 13, 2017



GOVERNOR EXECUTIVE ORDERS

The Administrative Procedure Act (APA) requires the full-text publication of Governor Executive Orders.

With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

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.

EXECUTIVE ORDER 2017-02

Internal Review of Administrative Rules; Moratorium to Promote Job Creation and Customer-Service-Oriented Agencies

[M17-23]

Editor's Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on December 31, 2017, as a notice to the public regarding state agencies' rulemaking activities.

WHEREAS, burdensome regulations inhibit job growth and economic development;

WHEREAS, job creators and entrepreneurs are especially hurt by red tape and regulations;

WHEREAS, all government agencies of the State of Arizona should promote customer-service-oriented principles for the people that it serves;

WHEREAS, each State agency should undertake a critical and comprehensive review of its administrative rules and take action to reduce the regulatory burden, administrative delay, and legal uncertainty associated with government regulation;

WHEREAS, overly burdensome, antiquated, contradictory, redundant, and nonessential regulations should be repealed;

WHEREAS, Article 5, Section 4 of the Arizona Constitution and Title 41, Chapter 1, Article 1 of the Arizona Revised Statutes vests the executive power of the State of Arizona in the Governor;

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me by the Constitution and laws of the State of Arizona hereby declare the following:

- 1. A State agency subject to this Order, shall not conduct any rulemaking except as permitted by this Order.
2. A State agency subject to this Order, shall not conduct any rulemaking, whether informal or formal, without the prior written approval of the Office of the Governor. In seeking approval, a State agency shall address one or more of the following as justification for the rulemaking:
a. To fulfill an objective related to job creation, economic development, or economic expansion in this State.
b. To reduce or ameliorate 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 violating a court order or federal law that would result in sanctions by a court of the federal government against an agency for failure to conduct the rulemaking action.
e. To comply with a federal statutory or regulatory requirement if such compliance is related to a condition for the receipt of federal funds or participation in any federal program.
f. To comply with a state statutory requirement.
g. 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.
h. 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.
i. To address matters pertaining to the control, mitigation, or eradication of waste, fraud, or abuse within an agency or wasteful, fraudulent, or abusive activities perpetrated against an agency.
j. To eliminate rules that are antiquated, redundant or otherwise no longer necessary for the operation of state government.
3. All directors of state agencies subject to this Order shall engage their respective regulated or stakeholder communities to solicit comment on which rules the regulated community believes to be overly burdensome and not necessary to protect consumers, public health, or public safety. Each agency shall submit a report regarding the aforementioned information to the Governor's Office no later than September 1, 2017.
4. For the purposes of this Order, the term "State agencies," includes without limitation, all executive departments, agencies, offices, and all state boards and commissions, except for: (a) any State agency that is headed by a single elected State official, (b) the Corporation Commission and (c) any board or commission established by ballot measure during or after the November 1998 general election. Those State agencies, boards and commissions excluded from this Order are strongly encouraged to voluntarily comply with this Order in the context of their own rulemaking processes.
5. 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. For the purposes of this Order, "person," "rule," and "rulemaking" have the same meanings prescribed in Arizona Revised Statutes Section 41-1001.



6. This Executive Order expires on December 31, 2017.

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

**Douglas A. Ducey**  
**GOVERNOR**

**DONE** at the Capitol in Phoenix on this Eleventh day of January in the Year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**  
**SECRETARY OF STATE**



**GOVERNOR PROCLAMATIONS**

The Administrative Procedure Act (APA) requires the publication of Governor proclamations of general applicability, and ceremonial dedications issued by the Governor.

**ARIZONA AVIATION DAY**

[M17-44]

**WHEREAS**, an efficient and reliable aviation system is a critical element of Arizona's overall transportation system and the vitality of our state's economy; and

**WHEREAS**, Arizona is home to 83 public use airports, 11 Native American airports, four military airports, five of the nation's largest flight schools and 11 privately-owned airports, which serve 17,986 licensed pilots and 7,218 general aviation aircraft based in Arizona; and

**WHEREAS**, the aviation industry has an estimated \$58 billion annual impact on Arizona's economy and plays a vital role in the State's response to emergencies and natural disasters; and

**WHEREAS**, over the next 20 years, the total number of passengers at all 11 commercial service airports in the state is expected to nearly double and the total number of aviation aircraft based in Arizona is expected to increase by more than 30 percent over the next 20 years; and

**WHEREAS**, the State of Arizona has a significant interest in the continued vitality of general aviation, aerospace, aircraft manufacturing, education institutions, aviation organizations, community airports and operators.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 17, 2017 as

**ARIZONA AVIATION DAY**

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

**Douglas A. Ducey**  
**GOVERNOR**

**DONE** at the Capitol in Phoenix on this twenty-eighth day of November in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**  
**Michele Reagan**  
**SECRETARY OF STATE**

**ARIZONA DATA PRIVACY DAY**

[M17-45]

**WHEREAS**, advances in information technology and the Internet enhance our lives by increasing our abilities to effortlessly communicate, create, learn and do business through the interactive use of such technologies; and

**WHEREAS**, the proliferation of information in hardcopy and electronic formats, compounded by the ease of information access through the interconnected world create a global imperative and call to action for government industry and society to identify data privacy risks and respond proactively to counteract threats to personal data privacy; and

**WHEREAS**, it is incumbent on private industry, non-profit organizations and government to: (1) continually examine the appropriateness of collecting, securing, managing and disposing of personal identifying information, whether in hardcopy and electronic format; (2) abide by responsible and appropriate information management policies and practices; (3) support information privacy education within the organization; and (4) provide individuals with ease of access to the organization's information management policies and practices; and (5) promote resources which assist individuals to manage the privacy of their personal information; and

**WHEREAS**, in furtherance of the above, government officials from the United States, Canada, and Europe have joined with privacy professionals, academic communities, legal scholars, educators, business representatives, and others with an interest in raising awareness about data privacy issues to recognize Data Privacy Day; and

**WHEREAS**, in observance of Arizona Data Privacy Day, schools, businesses, citizens, and other interested groups are encouraged to participate with appropriate events, activities, and initiatives that promote the awareness of data privacy; enlist organizations to employ fair information and privacy practices; and advance responsible information sharing by citizens.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 28, 2017 as

**ARIZONA DATA PRIVACY DAY**

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

**Douglas A. Ducey**

**GOVERNOR**

**DONE** at the Capitol in Phoenix on this twenty-fourth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**

**SECRETARY OF STATE**

**ARIZONA SCHOOL CHOICE WEEK**

[M17-46]

**WHEREAS**, every student in Arizona should have access to an effective education; and

**WHEREAS**, citizens across Arizona agree that continuing to improve the quality of education is an issue of importance to our state's leaders; and

**WHEREAS**, Arizona recognizes the critical role that an effective and accountable system of education plays in preparing all children to be successful adults; and

**WHEREAS**, Arizona has many different types of public and non-public schools, as well as families who educate their children in the home; and

**WHEREAS**, Arizona has many high-quality, dedicated teaching professionals in all types of education environments; and

**WHEREAS**, it is important for parents in Arizona to explore and identify the best education options available to their children; and

**WHEREAS**, research demonstrates that providing children with multiple education options improves academic performance; and

**WHEREAS**, School Choice Week is a national celebration recognized by millions of students, parents, educators, schools, and community leaders, for the purpose of raising public awareness of the importance of effective education options for children.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 22 -28, 2017 as

**ARIZONA SCHOOL CHOICE WEEK**

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

**Douglas A. Ducey**

**GOVERNOR**

**DONE** at the Capitol in Phoenix on this fifteenth day of December in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**

**SECRETARY OF STATE**

**ASIAN LUNAR NEW YEAR DAY**

[M17-47]

**WHEREAS**, Lunar New Year is an important multi-day holiday celebrated by peoples in many Asian cultures around the world, each with unique holiday references, including the Chinese (Spring Festival), Koreans (Seolnal), Vietnamese (Tet), as well as Mongolians and Tibetans; and

**WHEREAS**, Lunar New Year is an auspicious beginning or renewal whether in one's personal life, or in business, government or community affairs; and

**WHEREAS**, to usher in the Lunar New Year firecrackers are often lit in conjunction with colorful serpentine-like dragons and lion dancers moving to the thunderous sounds of drums, gongs and symbols to welcome the new year and bring prosperity, happiness and good health; and

**WHEREAS**, in the Gregorian calendar Lunar New Year begins at the new moon that annually falls between January 21 and February 20 – this year's new moon is on January 28, the first day of Lunar New Year, and traditionally Lunar New Year is often associated with a 12-year animal cycle – this year is the Year of the Rooster; and

**WHEREAS**, in celebrating Lunar New Year friends and family gather, exchange gifts and prepare special meals, and give respect to their elders and ancestors; and



WHEREAS, Arizonans of many Asian heritages, immigrants and descendants alike, enrich our state by bringing their rich cultures, and continuing their traditions of observing and celebrating Lunar New Year.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 28, 2017 as

ASIAN LUNAR NEW YEAR DAY

and urge all Arizonans to join in celebrating the Year of the Rooster.

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

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this twelfth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

ATTEST:
Michele Reagan
SECRETARY OF STATE

BIRTH DEFECTS PREVENTION MONTH

[M17-48]

WHEREAS, the nation’s most precious resource is our children, and every baby deserves the best possible start for a healthy, productive, and happy life. Birth defects (congenital anomalies) impact individuals, families, and communities; and

WHEREAS, birth defects are common, costly, and critical; every four and a half minutes a baby is born in the United States with a birth defect. Birth defects cause one in every five infant deaths, and lead to \$2.6 billion per year in hospital costs alone in the United States. In Arizona, birth defects account for more than 100 infant deaths every year; and

WHEREAS, early identification of a child with a birth defect coupled with early intervention services typically improves the child’s quality of life and may even save his or her life; and

WHEREAS, new public health risks and potential causes of birth defects continue to emerge and present challenges to our communities; and

WHEREAS, while not all birth defects can be prevented, and many unknown factors play a role in birth defects occurrence, steps can be taken to help prevent or limit certain risks for birth defects and to increase a woman’s chance of having a healthy baby; and

WHEREAS, the good health and well-being of the people of Arizona are enhanced by the support of a national endeavor to educate about preconception health strategies to prevent birth defects, therefore, as part of a collaborative effort, the Arizona Department of Health Services, along with the March of Dimes Arizona Chapter, Arizona Chapter of the American Academy of Pediatrics, the Association of the National Birth Defects Prevention Network, as well as many dedicated volunteers, healthcare professionals, and parent groups promote and encourage all citizens to increase awareness, education, and services related to birth defects.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 2017 as

BIRTH DEFECTS PREVENTION MONTH

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

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this twenty-eighth day of November in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Forty-First.

ATTEST:
Michele Reagan
SECRETARY OF STATE

CATHOLIC SCHOOLS WEEK

[M17-49]

WHEREAS, Catholic schools are committed to providing young students of all races and creeds with an education that emphasizes academic and moral values as well as teaching respect and love for God, country and fellow human beings; and

WHEREAS, Catholic schools serve thousands of families not only of the Catholic faith, but also other families, which provide opportunities for a quality education to children of all faiths, many of them from low-income or minority families with financial support being provided mostly from tuition paid by parents; and

WHEREAS, each year, people nationwide celebrate Catholic Schools Week to recognize the accomplishments of Catholic primary and secondary schools across the country, with this year’s theme being “Catholic Schools Communities of Faith, Knowledge and Service”.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 29 - February 4, 2017 as



### CATHOLIC SCHOOLS WEEK

and I further urge Arizonans to participate in the wide range of activities that will be held in our community to exemplify the best of Catholic education.

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

**Douglas A. Ducey**

**GOVERNOR**

**DONE** at the Capitol in Phoenix on this twenty-eighth day of November in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**

**SECRETARY OF STATE**

### CERVICAL HEALTH AWARENESS MONTH

[M17-50]

**WHEREAS**, cervical cancer is a disease that strikes thousands of American women each year; and

**WHEREAS**, cervical cancer most often affects women in the prime of life; and

**WHEREAS**, regular cervical cancer screening tests are effective in detecting the disease early when it can be effectively treated; and

**WHEREAS**, cervical cancer vaccines are available that – together with screening tests – provide a formidable and effective means of preventing this disease; and

**WHEREAS**, increasing awareness among patients and health care providers alike regarding the best use of these prevention tools is a key component and is safe-guarding women’s health.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 2017 as

### CERVICAL HEALTH AWARENESS MONTH

and encourage all our citizens to recognize that cervical cancer is preventable, and to encourage and support the women in our lives in taking charge of their health and availing themselves of the tests and vaccines that have proven so effective in preventing cervical cancer. We have the means to prevent this disease; it is incumbent on all of us to insure we have the will to do so.

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

**Douglas A. Ducey**

**GOVERNOR**

**DONE** at the Capitol in Phoenix on this sixth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**

**SECRETARY OF STATE**

### FAMILY PRAYER MONTH

[M17-51]

**WHEREAS**, since our nation’s founding, American families have prayed together daily as a cherished part of family life and an expression of faith and Judeo-Christian values; and

**WHEREAS**, a Pew Research Center survey indicates that more than half of Americans say they pray every day; and

**WHEREAS**, praying together builds family cohesion and strengthens marriages; and

**WHEREAS**, a deeper, personal prayer life for family members brings the transforming presence of God not only into the home but into communities; and

**WHEREAS**, national spiritual awakening has historically been preceded by prayer; and

**WHEREAS**, helping families to establish a pattern of praying together through a “31-Day Prayer Challenge” can encourage a culture of family prayer and daily devotional time; and

**WHEREAS**, Family Prayer Month is a nationwide, grassroots campaign to encourage families to pray together every day during the month of January.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 2017 as



**FAMILY PRAYER MONTH**

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

**Douglas A. Ducey**  
**GOVERNOR**

**DONE** at the Capitol in Phoenix on this third day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**  
**Michele Reagan**  
**SECRETARY OF STATE**

**HUMAN TRAFFICKING AWARENESS MONTH**

[M17-52]

**WHEREAS**, human trafficking is a form of slavery that severely victimizes vulnerable populations including women, children and impoverished individuals; and

**WHEREAS**, human trafficking occurs when a person is recruited, harbored, transported or obtained for the purpose of commercial sex, forced labor, involuntary servitude, debt bondage or slavery through force, fraud or coercion or if the victim has not reached the age of eighteen; and

**WHEREAS**, human trafficking denies freedom to 20.9 million people in the United States and around the world; and

**WHEREAS**, cases of human trafficking have been reported and prosecuted in all 50 states; and

**WHEREAS**, Phoenix has been identified as one of the top human trafficking jurisdictions in the nation; and

**WHEREAS**, Arizona policy makers have attempted to combat human trafficking through the adoption of laws prohibiting human trafficking and related activities; and

**WHEREAS**, the Governor’s Arizona Human Trafficking Council has made significant strides in the areas of public awareness, victim services, data collection and training in order to secure Arizona against this crime; and

**WHEREAS**, Arizona is committed to raising public awareness and ensuring Arizona is a zero tolerance state for any form of human trafficking; and

**WHEREAS**, Arizona is committed to protecting victims’ rights and restoring their freedom and dignity; and

**WHEREAS**, January has been proclaimed National Slavery and Human Trafficking Awareness Month.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 2017 as

**HUMAN TRAFFICKING AWARENESS MONTH**

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

**Douglas A. Ducey**  
**GOVERNOR**

**DONE** at the Capitol in Phoenix on this fifteenth day of December in the year Two Thousand and Sixteen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**  
**Michele Reagan**  
**SECRETARY OF STATE**

**LAW ENFORCEMENT APPRECIATION DAY**

[M17-53]

**WHEREAS**, there are approximately 14,700 law enforcement officers serving in the great state of Arizona; and

**WHEREAS**, according to the National Law Enforcement Officers Memorial Fund, on average, one law enforcement officer is killed in the line of duty in the United States every 61 hours; and

**WHEREAS**, the Officer Down Memorial Page, Inc. reports there have been 140 law enforcement fatalities in the United States as of December 31, 2016; and

**WHEREAS**, the law enforcement agencies for the State of Arizona provide a tremendous public service to the communities which they serve; and

**WHEREAS**, these law enforcement officers risk their lives on a daily basis protecting our communities; and

**WHEREAS**, the citizens of Arizona are invited to participate in Law Enforcement Appreciation Day.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 9, 2017 as



**LAW ENFORCEMENT APPRECIATION DAY**

and encourage all our citizens to show their support for law enforcement in their community by thanking an officer, wearing blue, shining a blue light from their home, placing a blue ribbon outside their home and/or business, or sending a card of support to your local police department of state law enforcement agency.

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

**Douglas A. Ducey**

**GOVERNOR**

**DONE** at the Capitol in Phoenix on this fifth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**

**SECRETARY OF STATE**

**MARTIN LUTHER KING JR. DAY**

[M17-54]

**WHEREAS**, Dr. Martin Luther King Jr. devoted his life to advancing equality, social justice, and opportunity for all, and challenged all Americans to participate in the never-ending work of building a more perfect union; and

**WHEREAS**, the efforts of Dr. King, and the many others involved in the civil rights movement, have helped to break down the walls of injustice and allow African Americans and other minorities to succeed both as individuals and as members of society; and

**WHEREAS**, it is our duty as Americans, to continue Dr. King's struggle to work toward a more understanding and respectful society; and

**WHEREAS**, since 1994 millions of Americans have been inspired by the life and work of Dr. Martin Luther King Jr. to serve their neighbors and communities on the King Holiday; and

**WHEREAS**, Martin Luther King Jr. Day serves to bring people together in remembrance of this true American hero, and encourages citizens to engage in community service, which in turn serves to honor Dr. King's legacy, and advance the causes of justice and equality in America; and

**WHEREAS**, we turn our attention to the Martin Luther King Jr. Day Holiday and pause to remember the accomplishments of Dr. King. Thus, it is especially important to connect the King Day of Service with the principles upon which Dr. King built his life, his service and the movement that he championed – the principles on nonviolence.

**NOW, THEREFORE, I**, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 16, 2017 as

**MARTIN LUTHER KING JR. DAY**

and call upon Arizonans to pay tribute to the life and works of Dr. Martin Luther King Jr. through participation in community service projects on Martin Luther King Jr. Day and 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

**Douglas A. Ducey**

**GOVERNOR**

**DONE** at the Capitol in Phoenix on this twelfth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

**ATTEST:**

**Michele Reagan**

**SECRETARY OF STATE**

**RELIGIOUS FREEDOM DAY**

[M17-55]

**WHEREAS**, religious freedom is the foundation of a healthy and hopeful society. On Religious Freedom Day, we recognize the importance of the 1786 passage of the Virginia Statute for Religious Freedom. We also celebrate the first liberties enshrined in our Constitution's Bill of Rights, which guarantee the free exercise of religion for all Americans and prohibit an establishment of a state's religion; and

**WHEREAS**, our Nation was founded by people seeking haven from religious persecution, and religious liberty remains one of this land's greatest blessings. As Americans, we believe that all people have inherent dignity and worth. Though we may profess different creeds and worship in different manners and places, we respect each other's humanity and expression of faith. People with diverse views can practice their faiths while living together in peace and harmony, carrying on our Nation's noble tradition of religious freedom; and

**WHEREAS**, the United States also stands with religious dissidents and believers from around the globe who practice their faith peacefully. Freedom is not a grant of government or a right for Americans alone; it is the birthright of every man, woman, and child throughout the world. No human freedom is more fundamental than the right to worship in accordance with one's conscience; and



WHEREAS, Religious Freedom Day is an opportunity to celebrate our legacy of religious liberty, foster a culture of respect and peace, and renew commitments to ensure that every person on Earth can enjoy these basic human rights.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 16, 2017 as

RELIGIOUS FREEDOM DAY

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

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this fifth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

ATTEST:
Michele Reagan
SECRETARY OF STATE

REX ALLEN JR. DAY

[M17-56]

WHEREAS, Rex Allen Jr., the Golden Voice of Arizona and author of the Arizona State song, "I Love You Arizona", is kicking off his farewell tour, "Sunrise To Sunset," in 2017; and

WHEREAS, Rex Allen Jr. was born August 23, 1947 in Chicago, Illinois. Following in his father, Rex Allen, Sr.'s footsteps, he started singing on stage at the age of five in Willcox, Arizona, his adopted homeland, that he still tours and performs at "Rex Allen Days"; and

WHEREAS, Rex's career has included the induction into the Western Music Association Hall of Fame, "I Love You Arizona" was declared the alternate state song and official theme of Arizona's Centennial celebrations, by Arizona's State Legislature, in 2012, induction into the Arizona Entertainers and Musicians Hall of Fame, receiving the Twentieth Annual Ernest Tub Memorial Award, among other notable nods; and

WHEREAS, Rex Allen Jr. was the first performer ever allowed to sing on The Great Wall of China and performed the song he wrote for his beloved state, "I Love You Arizona." The Great American Cowboy China Tour brought the pioneering spirit of the Old West to the world's largest country.

NOW, THEREFORE, I, Douglas A. Ducey, Governor of the State of Arizona, do hereby proclaim January 24, 2017 as

REX ALLEN JR. DAY

and congratulate him on a great career of over 50 hits, a beautiful state song, his own television show and taking the western music of the desert to the Great Wall of China and beyond.

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

Douglas A. Ducey
GOVERNOR

DONE at the Capitol in Phoenix on this fifth day of January in the year Two Thousand and Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

ATTEST:
Michele Reagan
SECRETARY OF STATE




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## REGISTER INDEXES

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The *Register* is published by volume in a calendar year (See “General Information” in the front of each issue for more information).

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Abbreviations for rulemaking activity in this Index include:

**PROPOSED RULEMAKING**

PN = Proposed new Section  
 PM = Proposed amended Section  
 PR = Proposed repealed Section  
 P# = Proposed renumbered Section

**SUPPLEMENTAL PROPOSED RULEMAKING**

SPN = Supplemental proposed new Section  
 SPM = Supplemental proposed amended Section  
 SPR = Supplemental proposed repealed Section  
 SP# = Supplemental proposed renumbered Section

**FINAL RULEMAKING**

FN = Final new Section  
 FM = Final amended Section  
 FR = Final repealed Section  
 F# = Final renumbered Section

**SUMMARY RULEMAKING****PROPOSED SUMMARY**

PSMN = Proposed Summary new Section  
 PSMM = Proposed Summary amended Section  
 PSMR = Proposed Summary repealed Section  
 PSM# = Proposed Summary renumbered Section

**FINAL SUMMARY**

FSMN = Final Summary new Section  
 FSMM = Final Summary amended Section  
 FSMR = Final Summary repealed Section  
 FSM# = Final Summary renumbered Section

**EXPEDITED RULEMAKING****PROPOSED EXPEDITED**

PEN = Proposed Expedited new Section  
 PEM = Proposed Expedited amended Section  
 PER = Proposed Expedited repealed Section  
 PE# = Proposed Expedited renumbered Section

**SUPPLEMENTAL EXPEDITED**

SPEN = Supplemental Proposed Expedited new Section  
 SPEM = Supplemental Proposed Expedited amended Section  
 SPER = Supplemental Proposed Expedited repealed Section  
 SPE# = Supplemental Proposed Expedited renumbered Section

**FINAL EXPEDITED**

FEN = Final Expedited new Section  
 FEM = Final Expedited amended Section  
 FER = Final Expedited repealed Section  
 FE# = Final Expedited renumbered Section

**EXEMPT RULEMAKING****EXEMPT PROPOSED**

PXN = Proposed Exempt new Section  
 PXM = Proposed Exempt amended Section  
 PXR = Proposed Exempt repealed Section  
 PX# = Proposed Exempt renumbered Section

**EXEMPT SUPPLEMENTAL PROPOSED**

SPXN = Supplemental Proposed Exempt new Section  
 SPXR = Supplemental Proposed Exempt repealed Section  
 SPXM = Supplemental Proposed Exempt amended Section  
 SPX# = Supplemental Proposed Exempt renumbered Section

**FINAL EXEMPT RULEMAKING**

FXN = Final Exempt new Section  
 FXM = Final Exempt amended Section  
 FXR = Final Exempt repealed Section  
 FX# = Final Exempt renumbered Section

**EMERGENCY RULEMAKING**

EN = Emergency new Section  
 EM = Emergency amended Section  
 ER = Emergency repealed Section  
 E# = Emergency renumbered Section  
 EEXP = Emergency expired

**RECODIFICATION OF RULES**

RC = Recodified

**REJECTION OF RULES**

RJ = Rejected by the Attorney General

**TERMINATION OF RULES**

TN = Terminated proposed new Sections  
 TM = Terminated proposed amended Section  
 TR = Terminated proposed repealed Section  
 T# = Terminated proposed renumbered Section

**RULE EXPIRATIONS**

EXP = Rules have expired  
*See also “emergency expired” under emergency rulemaking*

**CORRECTIONS**

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Public records, such as Governor Office executive orders, proclamations, declarations and terminations of emergencies, summaries of Attorney General Opinions, and county notices are also listed in this section of the Index as published by volume page number.

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## RULE EFFECTIVE DATES CALENDAR

A.R.S. § 41-1032(A), as amended by Laws 2002, Ch. 334, § 8 (effective August 22, 2002), states that a rule generally becomes effective 60 days after the day it is filed with the Secretary of State's Office. The following table lists filing dates and effective dates for rules that follow this provision. Please also check the rulemaking Preamble for effective dates.

January		February		March		April		May		June	
Date Filed	Effective Date										
1/1	3/2	2/1	4/2	3/1	4/30	4/1	5/31	5/1	6/30	6/1	7/31
1/2	3/3	2/2	4/3	3/2	5/1	4/2	6/1	5/2	7/1	6/2	8/1
1/3	3/4	2/3	4/4	3/3	5/2	4/3	6/2	5/3	7/2	6/3	8/2
1/4	3/5	2/4	4/5	3/4	5/3	4/4	6/3	5/4	7/3	6/4	8/3
1/5	3/6	2/5	4/6	3/5	5/4	4/5	6/4	5/5	7/4	6/5	8/4
1/6	3/7	2/6	4/7	3/6	5/5	4/6	6/5	5/6	7/5	6/6	8/5
1/7	3/8	2/7	4/8	3/7	5/6	4/7	6/6	5/7	7/6	6/7	8/6
1/8	3/9	2/8	4/9	3/8	5/7	4/8	6/7	5/8	7/7	6/8	8/7
1/9	3/10	2/9	4/10	3/9	5/8	4/9	6/8	5/9	7/8	6/9	8/8
1/10	3/11	2/10	4/11	3/10	5/9	4/10	6/9	5/10	7/9	6/10	8/9
1/11	3/12	2/11	4/12	3/11	5/10	4/11	6/10	5/11	7/10	6/11	8/10
1/12	3/13	2/12	4/13	3/12	5/11	4/12	6/11	5/12	7/11	6/12	8/11
1/13	3/14	2/13	4/14	3/13	5/12	4/13	6/12	5/13	7/12	6/13	8/12
1/14	3/15	2/14	4/15	3/14	5/13	4/14	6/13	5/14	7/13	6/14	8/13
1/15	3/16	2/15	4/16	3/15	5/14	4/15	6/14	5/15	7/14	6/15	8/14
1/16	3/17	2/16	4/17	3/16	5/15	4/16	6/15	5/16	7/15	6/16	8/15
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1/18	3/19	2/18	4/19	3/18	5/17	4/18	6/17	5/18	7/17	6/18	8/17
1/19	3/20	2/19	4/20	3/19	5/18	4/19	6/18	5/19	7/18	6/19	8/18
1/20	3/21	2/20	4/21	3/20	5/19	4/20	6/19	5/20	7/19	6/20	8/19
1/21	3/22	2/21	4/22	3/21	5/20	4/21	6/20	5/21	7/20	6/21	8/20
1/22	3/23	2/22	4/23	3/22	5/21	4/22	6/21	5/22	7/21	6/22	8/21
1/23	3/24	2/23	4/24	3/23	5/22	4/23	6/22	5/23	7/22	6/23	8/22
1/24	3/25	2/24	4/25	3/24	5/23	4/24	6/23	5/24	7/23	6/24	8/23
1/25	3/26	2/25	4/26	3/25	5/24	4/25	6/24	5/25	7/24	6/25	8/24
1/26	3/27	2/26	4/27	3/26	5/25	4/26	6/25	5/26	7/25	6/26	8/25
1/27	3/28	2/27	4/28	3/27	5/26	4/27	6/26	5/27	7/26	6/27	8/26
1/28	3/29	2/28	4/29	3/28	5/27	4/28	6/27	5/28	7/27	6/28	8/27
1/29	3/30			3/29	5/28	4/29	6/28	5/29	7/28	6/29	8/28
1/30	3/31			3/30	5/29	4/30	6/29	5/30	7/29	6/30	8/29
1/31	4/1			3/31	5/30			5/31	7/30		



July		August		September		October		November		December	
Date Filed	Effective Date										
7/1	8/30	8/1	9/30	9/1	10/31	10/1	11/30	11/1	12/31	12/1	1/30
7/2	8/31	8/2	10/1	9/2	11/1	10/2	12/1	11/2	1/1	12/2	1/31
7/3	9/1	8/3	10/2	9/3	11/2	10/3	12/2	11/3	1/2	12/3	2/1
7/4	9/2	8/4	10/3	9/4	11/3	10/4	12/3	11/4	1/3	12/4	2/2
7/5	9/3	8/5	10/4	9/5	11/4	10/5	12/4	11/5	1/4	12/5	2/3
7/6	9/4	8/6	10/5	9/6	11/5	10/6	12/5	11/6	1/5	12/6	2/4
7/7	9/5	8/7	10/6	9/7	11/6	10/7	12/6	11/7	1/6	12/7	2/5
7/8	9/6	8/8	10/7	9/8	11/7	10/8	12/7	11/8	1/7	12/8	2/6
7/9	9/7	8/9	10/8	9/9	11/8	10/9	12/8	11/9	1/8	12/9	2/7
7/10	9/8	8/10	10/9	9/10	11/9	10/10	12/9	11/10	1/9	12/10	2/8
7/11	9/9	8/11	10/10	9/11	11/10	10/11	12/10	11/11	1/10	12/11	2/9
7/12	9/10	8/12	10/11	9/12	11/11	10/12	12/11	11/12	1/11	12/12	2/10
7/13	9/11	8/13	10/12	9/13	11/12	10/13	12/12	11/13	1/12	12/13	2/11
7/14	9/12	8/14	10/13	9/14	11/13	10/14	12/13	11/14	1/13	12/14	2/12
7/15	9/13	8/15	10/14	9/15	11/14	10/15	12/14	11/15	1/14	12/15	2/13
7/16	9/14	8/16	10/15	9/16	11/15	10/16	12/15	11/16	1/15	12/16	2/14
7/17	9/15	8/17	10/16	9/17	11/16	10/17	12/16	11/17	1/16	12/17	2/15
7/18	9/16	8/18	10/17	9/18	11/17	10/18	12/17	11/18	1/17	12/18	2/16
7/19	9/17	8/19	10/18	9/19	11/18	10/19	12/18	11/19	1/18	12/19	2/17
7/20	9/18	8/20	10/19	9/20	11/19	10/20	12/19	11/20	1/19	12/20	2/18
7/21	9/19	8/21	10/20	9/21	11/20	10/21	12/20	11/21	1/20	12/21	2/19
7/22	9/20	8/22	10/21	9/22	11/21	10/22	12/21	11/22	1/21	12/22	2/20
7/23	9/21	8/23	10/22	9/23	11/22	10/23	12/22	11/23	1/22	12/23	2/21
7/24	9/22	8/24	10/23	9/24	11/23	10/24	12/23	11/24	1/23	12/24	2/22
7/25	9/23	8/25	10/24	9/25	11/24	10/25	12/24	11/25	1/24	12/25	2/23
7/26	9/24	8/26	10/25	9/26	11/25	10/26	12/25	11/26	1/25	12/26	2/24
7/27	9/25	8/27	10/26	9/27	11/26	10/27	12/26	11/27	1/26	12/27	2/25
7/28	9/26	8/28	10/27	9/28	11/27	10/28	12/27	11/28	1/27	12/28	2/26
7/29	9/27	8/29	10/28	9/29	11/28	10/29	12/28	11/29	1/28	12/29	2/27
7/30	9/28	8/30	10/29	9/30	11/29	10/30	12/29	11/30	1/29	12/30	2/28
7/31	9/29	8/31	10/30			10/31	12/30			12/31	3/1



**REGISTER PUBLISHING DEADLINES**

The Secretary of State's Office publishes the Register weekly. There is a three-week turnaround period between a deadline date and the publication date of the Register. The weekly deadline dates and issue dates are shown below. Council meetings and Register deadlines do not correlate. Also listed are the earliest dates on which an oral proceeding can be held on proposed rulemakings or proposed delegation agreements following publication of the notice in the Register.

<b>Deadline Date (paper only) Friday, 5:00 p.m.</b>	<b>Register Publication Date</b>	<b>Oral Proceeding may be scheduled on or after</b>
October 14, 2016	November 4, 2016	December 5, 2016
October 21, 2016	November 11, 2016	December 12, 2016
October 28, 2016	November 18, 2016	December 19, 2016
November 4, 2016	November 25, 2016	December 26, 2016
November 11, 2016	December 2, 2016	January 2, 2017
November 18, 2016	December 9, 2016	January 9, 2017
November 25, 2016	December 16, 2016	January 16, 2017
December 2, 2016	December 23, 2016	January 23, 2017
December 9, 2016	December 30, 2016	January 30, 2017
December 16, 2016	January 6, 2017	February 6, 2017
December 23, 2016	January 13, 2017	February 13, 2017
December 30, 2016	January 20, 2017	February 20, 2017
January 6, 2017	January 27, 2017	February 27, 2017
January 13, 2017	February 3, 2017	March 6, 2017
January 20, 2017	February 10, 2017	March 13, 2017
January 27, 2017	February 17, 2017	March 20, 2017
February 3, 2017	February 24, 2017	March 27, 2017
February 10, 2017	March 3, 2017	April 3, 2017
February 17, 2017	March 10, 2017	April 10, 2017
February 24, 2017	March 17, 2017	April 17, 2017
March 3, 2017	March 24, 2017	April 24, 2017
March 10, 2017	March 31, 2017	May 1, 2017
March 17, 2017	April 7, 2017	May 8, 2017
March 24, 2017	April 14, 2017	May 15, 2017
March 31, 2017	April 21, 2017	May 22, 2017
April 7, 2017	April 28, 2017	May 30, 2017
April 14, 2017	May 5, 2017	June 5, 2017
April 21, 2017	May 12, 2017	June 12, 2017



## GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES

The following deadlines apply to all Five-Year-Review Reports and any adopted rule submitted to the Governor’s Regulatory Review Council. Council meetings and *Register* deadlines do not correlate. We publish these deadlines as a courtesy.

All rules and Five-Year Review Reports are due in the Council office by 5 p.m. of the deadline date. The Council’s office is located at 100 N. 15th Ave., Suite 402, Phoenix, AZ 85007. For more information, call (602) 542-2058 or visit [www.grrc.state.az.us](http://www.grrc.state.az.us).

### GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES FOR 2017

[M16-300]

DEADLINE FOR PLACEMENT ON AGENDA	FINAL MATERIALS SUBMITTED TO COUNCIL	DATE OF COUNCIL STUDY SESSION	DATE OF COUNCIL MEETING
Tuesday November 22, 2016	Tuesday December 20, 2016	Wednesday December 28, 2016	Wednesday January 4, 2017
Tuesday December 27, 2016	Tuesday January 24, 2017	Tuesday January 31, 2017	Tuesday February 7, 2017
Tuesday January 24, 2017	Tuesday February 21, 2017	Tuesday February 28, 2017	Tuesday March 7, 2017
Tuesday February 21, 2017	Tuesday March 21, 2017	Tuesday March 28, 2017	Tuesday April 4, 2017
Tuesday March 21, 2017	Tuesday April 18, 2017	Tuesday April 25, 2017	Tuesday May 2, 2017
Tuesday April 25, 2017	Tuesday May 23, 2017	Wednesday May 31, 2017	Tuesday June 6, 2017
Tuesday May 23, 2017	Tuesday June 20, 2017	Tuesday June 27, 2017	Thursday July 6, 2017
Tuesday June 20, 2017	Tuesday July 18, 2017	Tuesday July 25, 2017	Tuesday August 1, 2017
Tuesday July 25, 2017	Tuesday August 22, 2017	Tuesday August 29, 2017	Wednesday September 6, 2017
Tuesday August 22, 2017	Tuesday September 19, 2017	Tuesday September 26, 2017	Tuesday October 3, 2017
Tuesday September 26, 2017	Tuesday October 24, 2017	Tuesday October 31, 2017	Tuesday November 7, 2017
Tuesday October 24, 2017	Tuesday November 21, 2017	Tuesday November 28, 2017	Tuesday December 5, 2017
Tuesday November 21, 2017	Tuesday December 19, 2017	Wednesday December 27, 2017	Wednesday January 3, 2018

\*Materials must be submitted by **5 P.M.** on dates listed as a deadline for placement on a particular agenda. Placement on a particular agenda is not guaranteed.