

# Arizona Administrative REGISTER

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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Rules can be: made (all new text); amended (rules on file, changing text); repealed (removing text); or renumbered (moving rules to a different Section number).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 New rules in this publication (whether proposed or made) are denoted with underlining; repealed text is stricken.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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This publication is available online for free at [www.azsos.gov](http://www.azsos.gov).

**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.

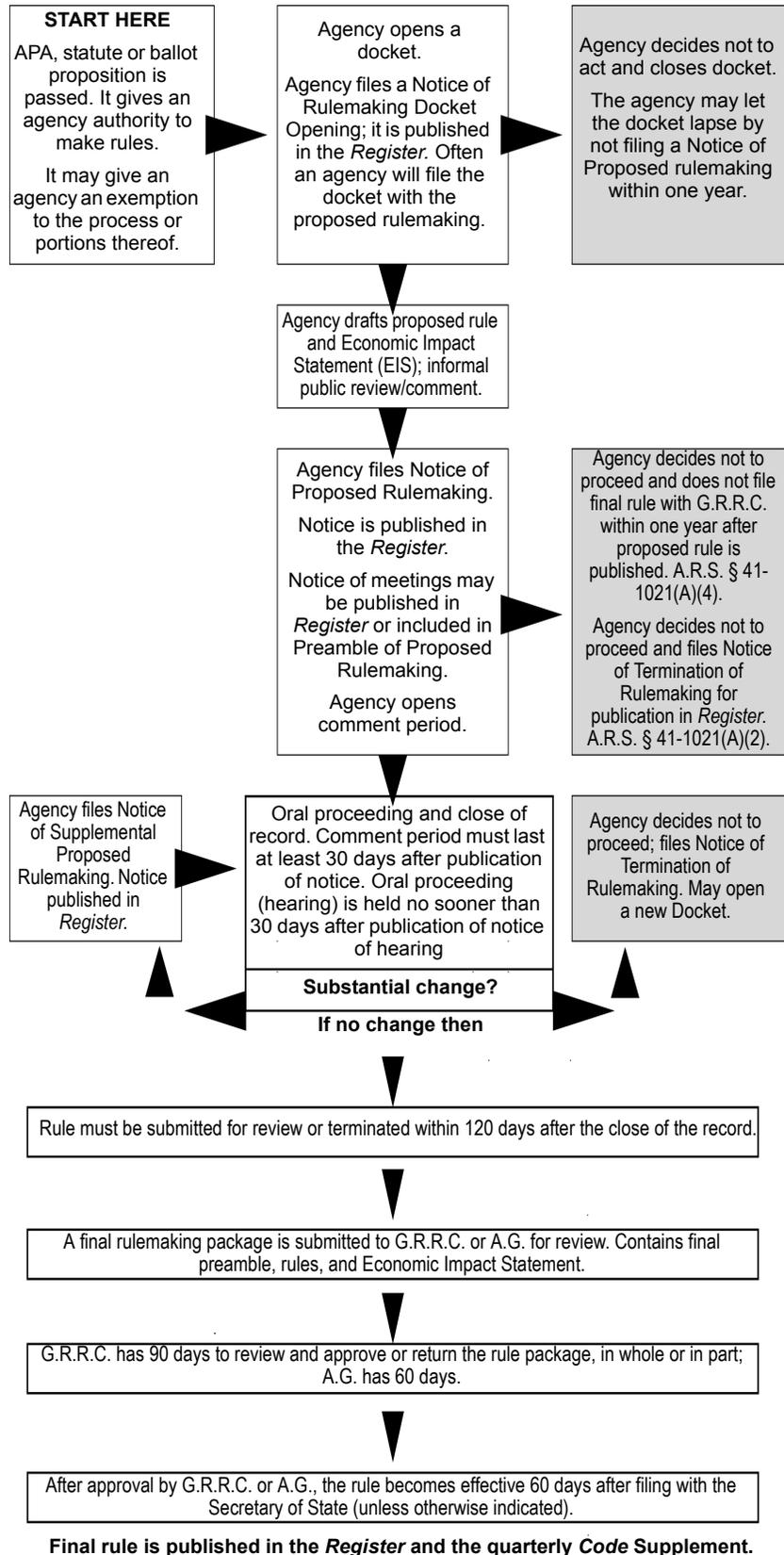
An agency may not have a public meeting scheduled on the Notice of Proposed Rulemaking. If not, you may request that the agency schedule a proceeding. This request must be put in writing within 30 days after the published Notice of Proposed Rulemaking.

## 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 6. ECONOMIC SECURITY  
CHAPTER 1. DEPARTMENT OF ECONOMIC SECURITY**

[R17-51]

**PREAMBLE**

- |  |                                 |
|--|---------------------------------|
| <b><u>1. Article, Part or Section Affected (as applicable)</u></b> | <b><u>Rulemaking Action</u></b> |
| R6-1-101   | Amend                           |
| R6-1-102   | Amend                           |
| R6-1-103   | Amend                           |
| R6-1-104   | Amend                           |
| R6-1-105   | Amend                           |
| R6-1-106   | Amend                           |
| R6-1-107   | Amend                           |
- 2. Citations to the agency’s statutory rulemaking authority to include the authorizing statute (general) and the implementing statute (specific):**  
 Authorizing statute: A.R.S. § 41-1954(A)(3)  
 Implementing statute: A.R.S. § 41-1003
- 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. 2083, August 12, 2016
- 4. The agency’s contact person who can answer questions about the rulemaking:**  
 Name: Anthony J. Hill  
 Address: Department of Economic Security  
 P.O. Box 6123, Mail Drop 1292  
 Phoenix, AZ 85005  
 or  
 Department of Economic Security  
 1789 W. Jefferson St., Mail Drop 1292  
 Phoenix, AZ 85007  
 Telephone: (602) 542-6555  
 Fax: (602) 542-6000  
 E-mail: ahill3@azdes.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 rules in Article 1 were amended effective December 22, 1993. This rulemaking is in response to a Five-year Review Report, approved by the Governor’s Regulatory Review Council on February 4, 2014. The proposed rulemaking will make the Department’s procedures for public participation in the rulemaking process more clear, concise, and understandable. The proposed rulemaking will update statutory references and provide for electronic communication.
- 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 relevant to the rules.



**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:**

The economic impact of the rulemaking is expected to be minimal (less than \$1,000) for all persons involved in the rulemaking process.

The rules in Article 1 have minimal economic impact on the Department, reflecting the staff time for the rulemaking. It currently distributes copies of rulemaking packages electronically and over the Internet, so copying charges are non-existent. The rules do not have any negative financial impact upon private persons and consumers, except for the minimal costs that may be associated with their participation in the rulemaking process, if they choose to participate. The public benefits from the rules because the rules describe procedures for public participation in the rulemaking process. Small businesses are not impacted by the rules.

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

Name: Anthony J. Hill  
Address: Department of Economic Security  
P.O. Box 6123, Mail Drop 1292  
Phoenix, AZ 85005  
or  
Department of Economic Security  
1789 W. Jefferson St., Mail Drop 1292  
Phoenix, AZ 85007  
Telephone: (602) 542-6555  
Fax: (602) 542-6000  
E-mail: ahill3@azdes.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 does not plan to conduct an oral proceeding on the proposed rules unless a written request for an oral proceeding is submitted to the person named in item 4 within 30 days after the date this notice is published. The Department will accept written public comments on the proposed rules for 30 days after the date this notice is published.

**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:**

No other matters are prescribed.

**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 of the competitiveness of business in this state to the impact on business in other states:**

No analysis was submitted.

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

None

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

**TITLE 6. ECONOMIC SECURITY  
CHAPTER 1. DEPARTMENT OF ECONOMIC SECURITY  
ARTICLE 1. PUBLIC PARTICIPATION IN RULEMAKING**

Section	
R6-1-101.	Rulemaking Docket and Record
R6-1-102.	Manner, <del>Place, Time, and Form</del> of Submissions
R6-1-103.	Petition <del>for Adoption of</del> to Make, Amend, or Repeal a Rule
R6-1-104.	<del>Proposed Request for Rulemaking: Notices; Copy Fees; Fee Waiver</del>
R6-1-105.	Oral Proceedings; Request for; Nature of
R6-1-106.	Petition for Delayed Effective Date
R6-1-107.	Written Criticisms of Existing Rules



## ARTICLE 1. PUBLIC PARTICIPATION IN RULEMAKING

### R6-1-101. Rulemaking Docket and Record

- A. The Department of Economic Security (“the Department”) shall maintain the official public rulemaking docket and agency rulemaking record required by A.R.S. §§ 41-1021 and 41-1029 in the office of the Department’s ~~Associate Director, or that person’s successor, Rules Unit~~, in the Department’s central headquarters in Phoenix. Any person may review the docket and record Monday through Friday from 8:00 a.m. to 5:00 p.m., except on state holidays.
- ~~B.~~ The Department may electronically maintain the rulemaking docket and agency rulemaking record, and shall facilitate public review of documents stored electronically by either providing the documents in paper or electronic form.
- ~~B.C.~~ Any person who reviews a rulemaking docket or record shall sign a log ~~which that shall contain~~ include the following information:
1. The person’s name, current address, ~~and~~ daytime telephone number, ~~and~~ e-mail address, if available;
  2. The name of any partnership, corporation, association, governmental subdivision or unit of a governmental subdivision, a public or private organization of any nature, or another agency that the person is representing as a registered lobbyist or otherwise;
  3. The docket or record ~~which that~~ the person is reviewing;
  4. Whether the person is requesting the records for a commercial purpose;
  5. The date of review; and
  6. The person’s signature.

### R6-1-102. ~~Manner, Place, Time, and Form of Submissions~~

- ~~A.~~ All petitions, requests, submissions, criticisms, or other materials submitted to the Department with regard to rulemaking shall be filed in original form. Copies of referenced material and material incorporated by reference may be filed pursuant to R6-1-103(B)(5).
- ~~B.~~ All writings shall be legibly handwritten or typed on 8 1/2” by 11” white paper.
- ~~C.~~ With the exception of writings submitted during an oral proceeding pursuant to R6-1-105(D), all documents shall be filed directly with the Division of Administrative Services.
- ~~D.~~ Any document shall be deemed received when the Division of Administrative Services affixes a “received” date stamp on it.
- A. The Department shall accept petitions, requests, submissions, criticisms, or other materials related to the rulemaking process in either paper form or electronically.
- B. When submitting in paper form, the writing shall be legibly handwritten or typed on 8 1/2” by 11” white paper.

### R6-1-103. ~~Petition for Adoption of to Make, Amend, or Repeal a Rule~~

- A. Any person may ask the Department to ~~adopt~~ make a new rule or to amend or repeal an existing rule pursuant to A.R.S. § ~~41-1003~~ 41-1033 by filing a written petition with the Department’s Director.
- B. The petition shall contain:
1. The petitioner’s name, current address, ~~and~~ daytime telephone number, ~~and~~ e-mail address, if available;
  2. The name of any partnership, corporation, association, governmental subdivision or unit of a governmental subdivision, a public or private organization of any nature, or another agency that the petitioner is representing as a registered lobbyist or otherwise;
  3. The specific language of the rule ~~which that~~ the person wishes the Department to ~~adopt~~ make, amend, or repeal;
  4. The ~~reasons~~ reason for the request, including the ~~reasons~~ reason why any existing rule is inadequate, unreasonable, unduly burdensome, or otherwise improper;
  5. A copy of any material ~~which that~~ is referenced or otherwise incorporated in the petition; and
  6. The signature of the petitioner.
- C. Upon receipt of a petition, the Director’s Office shall stamp the petition to indicate the date of receipt. If a petitioner submits a petition electronically, the Department shall consider the date of the electronic correspondence to be the receipt date.
- D. No later than 60 days after receipt of a petition, the Department shall send the petitioner a written notice of the action taken on the petition. The Department shall send the notice electronically unless otherwise specified in the petition. The notice shall state the petitioner may appeal the Department’s action under A.R.S. § 41-1033(B).

### R6-1-104. ~~Proposed Request for Rulemaking; Notices; Copy Fees; Fee Waiver~~

- A. A person who wishes to obtain a notice of the establishment of a rulemaking docket pursuant to A.R.S. § 41-1021(C), or a notice of proposed rulemaking pursuant to A.R.S. § 41-1022(C) shall file a written request for such notice with the ~~Department~~ Department’s Director. The request shall contain:
1. The name ~~and~~ current address, ~~and~~ e-mail address, if available, of the requestor;
  2. A statement describing the nature of the notice being requested, directed either to proposed rulemaking in general or to specific rules or subject matter; and
  3. The signature of the requestor.
- B. ~~The Office of the Department’s Associate Director, or that person’s successor, Department’s Rules Unit~~ shall maintain a mailing list of all docket requests and requests for notice of proposed rulemaking. Requestors shall renew the request for notice by January 30 of each even-numbered year or the Department shall purge the request. ~~It shall be the responsibility of the~~ The requestor shall ~~to~~ keep current any address and information filed with the ~~Division~~ Department.
- C. ~~The Department shall charge a fee of 25¢ per page to cover the actual costs of providing the requested information. The Department shall send all information requested under this section electronically, unless the requestor requests a paper copy. The Department shall provide all requested documents according to the provisions of A.R.S. § 39-121 et seq.~~
- ~~D.~~ The Department may waive the fee described in subsection (C) when:
1. The requestor demonstrates that payment of the fee would cause the requestor financial hardship; or
  2. The Department is voluntarily providing information to a person who or an entity which has not requested it, for the purpose of receiving comment from that person or entity.



**R6-1-105. Oral Proceedings; Request for; Nature of**

- A. ~~Oral proceedings scheduled pursuant to A.R.S. § 41-1023(A) shall be held~~ When requested under A.R.S. § 41-1023(C), the Department shall schedule an oral proceeding in each at least one of the districts established pursuant to under A.R.S. § 41-1961. The Department may provide internet or teleconference access to an oral proceeding.
- B. A written request for ~~an oral proceedings proceeding~~ filed with the Department ~~pursuant to under A.R.S. § 41-1023(B) 41-1023(C)~~ shall contain:
  1. The name, current address, ~~and~~ daytime telephone number, and e-mail address, if available, of each requestor;
  2. The name of any partnership, corporation, association, governmental subdivision or unit of a governmental subdivision, a public or private organization of any nature, or another agency that the requestor is representing as a registered lobbyist or otherwise;
  3. A statement identifying the rule for which the oral proceeding is requested; and
  4. The signature of each requestor.
- C. ~~The petition may contain a proposed location for such proceeding.~~ A person requesting an oral proceeding may indicate a specific city or district where the person would like the proceeding to be held. If such a location is included, the petition shall also explain how the proposed location will afford interested members of the public a reasonable opportunity to participate.
- D. ~~Oral proceedings shall be conducted by a~~ The presiding officer shall conduct an oral proceeding in an informal manner ~~and without adherence to the procedures of a trial type or evidentiary hearing,~~ as described in this subsection.
  1. A person may make an oral presentation without being placed under oath or affirmation.
  2. Any person who makes an oral presentation shall fill out a speaker’s registration card prior to speaking.
  3. The presiding officer shall conduct the proceeding in a way ~~which that~~ avoids undue repetition and assures a reliable record on any proposed rulemaking.
  4. Any person may file a written submission at an oral proceeding, in addition to ~~or in lieu of an~~ oral presentations.
  5. Prior to taking oral presentations, the presiding officer shall summarize the contents of the rule under consideration and the economic impact and small business statements filed with the rule.
  6. Prior to the close of the record of the oral proceeding, the presiding officer shall summarize all subsequent rulemaking steps, procedures, and time-frames.
  7. The presiding officer shall record the oral proceeding by electronic or other means. At the start of the oral proceeding, the presiding officer shall announce that the proceeding is being recorded.

**R6-1-106. Petition for Delayed Effective Date**

- A. A person ~~may petition the Department pursuant to A.R.S. § 41-1032(2) who wishes~~ to delay the effective date of a rule under A.R.S. § 41-1032(B) shall file a petition with Department’s Director prior to the proposed rule’s close of record.
- B. A petition for delayed effective date shall contain:
  1. The petitioner’s name, current address, ~~and~~ daytime telephone number, and e-mail address, if available;
  2. The name of any partnership, corporation, association, governmental subdivision or unit of a governmental subdivision, a public or private organization of any nature, or another agency that the petitioner is representing as a registered lobbyist or otherwise;
  3. A statement describing the effect the rule may have on the petitioner, and the reason why delaying the effective date of a rule to a specified date will lessen or eliminate that effect;
  4. ~~The reasons why~~ A demonstration under A.R.S. § 41-1032(B) that good cause exists for, and the public interest will not be harmed by, the later effective date; and
  5. The signature of the petitioner.
- C. The Department shall ~~mail~~ notify the petitioner written notice in writing, by mail or electronically, of the Department’s determination regarding the petition within 60 days of receipt of the petition.

**R6-1-107. Written Criticisms of Existing Rules**

The Department shall retain written criticisms of existing rules ~~which that~~ have been filed with the Department and shall consider such writings when conducting the five-year review required by A.R.S. § 41-1054 41-1056.



**NOTICES OF EMERGENCY RULEMAKING**

This section of the *Arizona Administrative Register* contains Notices of Emergency Rulemaking.

The Office of the Secretary of State is the filing office and publisher of these rules.

Questions about the interpretation of the emergency rules should be addressed to the agency proposing them.

Refer to Item #5 to contact the person charged with the rulemaking.

**NOTICES OF EMERGENCY RULEMAKING  
TITLE 14. PUBLIC SERVICE CORPORATIONS; CORPORATIONS AND ASSOCIATIONS;  
SECURITIES REGULATION  
CHAPTER 2. CORPORATION COMMISSION – FIXED UTILITIES**

[R17-52]

**PREAMBLE**

<b><u>1. Article, Part, or Section Affected (as applicable)</u></b>	<b><u>Rulemaking Action</u></b>
R14-2-1201	Renumber
Part A	New Part
R14-2-A1201	New Section
R14-2-A1201	Amend
R14-2-1202	Renumber
R14-2-A1202	New Section
R14-2-1203	Renumber
R14-2-A1203	New Section
R14-2-1204	Renumber
R14-2-A1204	New Section
R14-2-1205	Renumber
R14-2-A1205	New Section
R14-2-1206	Renumber
R14-2-A1206	New Section
R14-2-1207	Renumber
R14-2-A1207	New Section
R14-2-1208	Renumber
R14-2-A1208	New Section
R14-2-1209	Renumber
R14-2-A1209	New Section
R14-2-1210	Renumber
R14-2-A1210	New Section
R14-2-1211	Renumber
R14-2-A1211	New Section
R14-2-1212	Renumber
R14-2-A1212	New Section
R14-2-1213	Renumber
R14-2-A1213	New Section
R14-2-1214	Renumber
R14-2-A1214	New Section
R14-2-1215	Renumber
R14-2-A1215	New Section
R14-2-1216	Renumber
R14-2-A1216	New Section
R14-2-1217	Renumber
R14-2-A1217	New Section
Part B	New Part
R14-2-B1218	New Section
R14-2-B1219	New Section
R14-2-B1220	New Section
R14-2-B1221	New Section
R14-2-B1222	New Section
R14-2-B1223	New Section



**2. Citations to the agency’s statutory rulemaking authority to include the authorizing statute (general) and the implementing statute (specific):**

Authorizing statute: Arizona Constitution, Article XV, § 3

Implementing statute: Arizona Constitution, Article XV, § 3. The Commission additionally has statutory authority to make the rule revisions pursuant to A.R.S. §§ 40-202, 40-203, and 40-322.

**3. The effective date of the rule:**

March 29, 2017

The rules take effect immediately upon filing the Notice of Emergency Rulemaking with the Office of the Secretary of State. The Commission is adopting these rules pursuant to its exclusive rulemaking authority granted by Arizona Constitution, Article XV, § 3. Thus, the rules to be adopted are exempt from the Arizona Attorney General certification provisions of A.R.S. § 41-1044, under *State ex. rel. Corbin v. Arizona Corporation Commission*, 174 Ariz. 216, 848 P.2d 301 (App. 1992). Because the rules are not subject to the Attorney General’s certification under A.R.S. § 41-1044, they likewise are not subject to the Attorney General’s review and approval under A.R.S. § 41-1026.

The Commission has determined that the rules must become effective immediately, as provided under A.R.S. § 41-1032(A)(3), to comply with a May 11, 2017, deadline imposed by the Federal Communications Commission (“FCC”) and the Universal Service Administrative Company (“USAC”) to qualify for state and federal matching funds for the current funding year. Under the FCC’s E-rate Modernization Orders, qualifying schools and libraries are able to obtain, for a limited period of time, federal matching funds for broadband special construction projects up to a certain amount, but only if state funds are provided. The rules adopted herein create the state funding mechanism that will enable qualifying Arizona schools and libraries to take advantage of these additional federal funds to obtain broadband connectivity where limited or no internet connectivity currently exists.

The Commission has also determined that the rules must become effective immediately as provided under A.R.S. § 41-1032(A)(1) to protect the public health, safety, or welfare. Because internet connectivity to schools and libraries is critical to an informed populace, it enhances protection of the public health, safety, and welfare. Additionally, extending broadband service to schools and libraries in remote and underserved areas can make it reasonable economically for a broadband provider to extend service into the community at large, which potentially offers significant benefits to public health, safety, and welfare.

**4. Citations to all related emergency rulemaking notices published in the Register as specified in R1-1-409(A) that pertain to the record of this notice of emergency rulemaking:**

None

**5. The agency’s contact person who can answer questions about the rulemaking:**

Name: Maureen Scott, Senior Staff Counsel, Legal Division  
Address: Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 542-3402  
Fax: (602) 542-4870  
E-mail: mscott@azcc.gov  
Web site: www.azcc.gov

Name: Pamela Genung, Public Utilities Manager, Utilities Division  
Address: Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 542-0664  
Fax: (602) 364-2270  
E-mail: pgenung@azcc.gov  
Web site: azcc.gov

**6. An agency’s justification and reason why a rule should be made, amended, repealed or renumbered, to include an explanation about the rulemaking:**

In partnership with the Department of Education, the Governor’s Office, and the Arizona State Library and Archives, the Commission, through this emergency rulemaking, will be instituting a new program under the Arizona Universal Service Fund (“AUSF”) to assist Arizona schools and libraries to fund the necessary broadband facilities to obtain broadband connectivity. The rules expand the AUSF to provide state matching funds for special construction projects as provided for under the FCC’s E-rate Modernization Orders. The FCC’s E-rate Modernization Orders allow qualifying schools and libraries to obtain, for a limited period of time, federal matching funds for broadband special construction projects up to a certain amount, but only if state funds are provided. The federal program is of limited duration, and expedited action must be taken by the Commission to enable the remaining Arizona schools and libraries with limited or no internet connectivity to take advantage of the new program. The aggregate amount necessary to be collected through the AUSF for this program is approximately \$8 million, and the funds would be distributed to qualifying schools and libraries for up to five years after an award is granted by USAC, the federal universal service fund administrator.

If the rules are not adopted through an emergency rulemaking, Arizona schools and libraries will not be able to take advantage of



this limited federal program for the current funding year, and their broadband connectivity will be significantly delayed and potentially jeopardized due to the limited duration of the federal program.

The rules are created in a new Part B to Article 12 that includes a purpose statement, definitions, steps to be taken by applicants, requirements for administration of the program and collection and disbursement of funds under the program, and provisions relating to discontinuation of the program based upon the limited duration of the federal program. The existing AUSF rules will now be labeled Part A to Article 12.

**7. A reference to any study relevant to the rule that the agency reviewed and either relied on or did not 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 Commission did not rely upon a study.

**8. 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

**9. A summary of the economic, small business, and consumer impact:**

The rules will impact customers of telecommunications service providers in Arizona, telecommunications service providers in Arizona, schools and libraries in Arizona (primarily in rural areas), the Arizona Department of Education, the Administrator of the AUSF and the Commission.

The Arizona Department of Education may see an increase in personnel time expended due to an increase in the number of special construction project requests to be processed and reviewed, but will further its mission in ensuring that every student has access to an excellent education. The Commission also may see an increase in personnel time expended for the AUSF program. Private, business, and government customers of telecommunications service providers will experience a small increase in their monthly AUSF surcharge in order to fund the approved special construction projects, but are all expected to benefit from increased broadband connectivity for schools and libraries, which should result in enhanced educational quality and a larger and stronger workforce. The Administrator of the AUSF, Solix, Inc., will see an increase in personnel time expended for administration of the AUSF program for the duration of the E-rate Broadband Special Construction Project Matching Fund Program. Businesses involved in construction of broadband infrastructure or the provision of broadband services are likely to see an increase in business as a result of new construction projects, particularly in rural areas.

The Commission is unaware of any less intrusive or less costly alternative methods of achieving the purpose of the rulemaking.

**10. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules. When applicable, matters shall include but are not limited to:**

**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:**

Not applicable

**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:**

The rules are neither more nor less stringent than the federal law.

**c. Whether a person submitted an analysis to the agency that compares the rule's impact of the competitiveness of business in this state to the impact on business in other states:**

No

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

47 CFR 54.500 (October 1, 2016), adopted in R14-2-B1219(1)

47 CFR 54.5 (October 1, 2016), adopted in R14-2-B1219(3)

**12. An agency explanation about the situation justifying the rulemaking as an emergency rule:**

The Commission finds that it is necessary to adopt the rules included in this Notice of Emergency Rulemaking as an emergency measure, and with an immediate effective date, because the rule amendments must take effect by May 11, 2017, in order for the Commission to comply with a deadline imposed by a federal program; to avoid serious prejudice to the public interest; and to protect the public health, safety, and welfare. The Commission's need to conduct emergency rulemaking is not due to its own inaction or delay and could not have been averted by timely compliance with the notice and public participation provisions of A.R.S. Title 41, Chapter 6.

**13. The date the Attorney General approved the rule:**

Not applicable. The Commission is adopting these rules pursuant to its exclusive ratemaking authority granted by Arizona Constitution, Article XV, § 3. Thus, the rules are exempt from the Arizona Attorney General certification provisions of A.R.S. § 41-1044, under *State ex. rel. Corbin v. Arizona Corporation Commission*, 174 Ariz. 216, 848 P.2d 301 (App. 1992). Because the rules are not subject to the Attorney General's certification under A.R.S. § 41-1044, they likewise are not subject to the Attorney General's review and approval under A.R.S. § 41-1026.

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

**TITLE 14. PUBLIC SERVICE CORPORATIONS; CORPORATIONS AND ASSOCIATIONS;**



SECURITIES REGULATION

CHAPTER 2. CORPORATION COMMISSION - FIXED UTILITIES

ARTICLE 12. ARIZONA UNIVERSAL SERVICE FUND

PART A. HIGH COST FUND

Section

- ~~R14-2-1201~~R14-2-A1201. Definitions
- ~~R14-2-1202~~R14-2-A1202. Calculation of AUSF Support
- ~~R14-2-1203~~R14-2-A1203. Request for AUSF Support
- ~~R14-2-1204~~R14-2-A1204. Funding of the AUSF
- ~~R14-2-1205~~R14-2-A1205. Calculation of Surcharges
- ~~R14-2-1206~~R14-2-A1206. Implementation
- ~~R14-2-1207~~R14-2-A1207. Calculation of Monthly Payments and the Associated Collections
- ~~R14-2-1208~~R14-2-A1208. Monthly AUSF Disbursements
- ~~R14-2-1209~~R14-2-A1209. Procedures for Handling AUSF Rate Changes
- ~~R14-2-1210~~R14-2-A1210. Statement of Participation of All Telecommunications Service Providers in the AUSF
- ~~R14-2-1211~~R14-2-A1211. Duties and Responsibilities of the AUSF Administrator
- ~~R14-2-1212~~R14-2-A1212. Interim Administrator
- ~~R14-2-1213~~R14-2-A1213. Guidelines for Auditing the AUSF
- ~~R14-2-1214~~R14-2-A1214. Enforcement of Collection of Delinquent AUSF Amounts
- ~~R14-2-1215~~R14-2-A1215. AUSF Annual Report
- ~~R14-2-1216~~R14-2-A1216. Review Process
- ~~R14-2-1217~~R14-2-A1217. Supersession of Existing USF Mechanism

PART B. ARIZONA UNIVERSAL SERVICE SUPPORT FOR SCHOOLS AND LIBRARIES

Section

- ~~R14-2-B1218.~~ Purpose
- ~~R14-2-B1219.~~ Definitions
- ~~R14-2-B1220.~~ Availability of State Matching Funds for Special Construction Projects to Deploy Broadband
- ~~R14-2-B1221.~~ Procedures for Requesting State Matching Funds
- ~~R14-2-B1222.~~ Administrator Responsibilities; Contributions to and Disbursements from the AUSF
- ~~R14-2-B1223.~~ Discontinuation of E-rate Broadband Special Construction Project Matching Fund Program

ARTICLE 12. ARIZONA UNIVERSAL SERVICE FUND

PART A. HIGH COST FUND

~~R14-2-1201~~R14-2-A1201. Definitions

In this ~~Article~~ Part, unless the context otherwise requires, the following definitions shall apply:

1. No change
2. No change
3. No change
4. "AUSF Support" is the amount of money, calculated pursuant to this ~~Article~~ Part, which a provider of basic local telephone exchange service is eligible to receive from the AUSF pursuant to this ~~Article~~ Part.
5. No change
6. No change
  - a. No change
  - b. No change
  - c. No change
  - d. No change
  - e. No change
  - f. No change
  - g. No change
  - h. No change
7. No change
8. No change
9. No change
10. No change
11. No change
12. No change
13. No change
14. No change
15. No change

~~R14-2-1202~~R14-2-A1202. Calculation of AUSF Support

- A. No change
- B. No change



- C. No change
- D. No change

**~~R14-2-1203~~.R14-2-A1203. Request for AUSF Support**

No change

**~~R14-2-1204~~.R14-2-A1204. Funding of the AUSF**

- A. No change
- B. No change
  - 1. No change
    - a. No change
    - b. No change
  - 2. No change
    - a. No change
    - b. No change
  - 3. No change
    - a. No change
    - b. No change
  - 4. No change

**~~R14-2-1205~~.R14-2-A1205. Calculation of Surcharges**

- A. No change
- B. No change
- C. No change
  - 1. No change
  - 2. No change
  - 3. No change
  - 4. No change
  - 5. No change
- D. No change
  - 1. No change
  - 2. No change
  - 3. No change
- E. No change

**~~R14-2-1206~~.R14-2-A1206. Implementation**

- A. No change
- B. No change
- C. No change
- D. No change
  - 1. No change
  - 2. No change
- E. No change
- F. No change
- G. No change

**~~R14-2-1207~~.R14-2-A1207. Calculation of Monthly Payments and the Associated Collections**

- A. No change
- B. No change
- C. No change
- D. No change

**~~R14-2-1208~~.R14-2-A1208. Monthly AUSF Disbursements**

- A. No change
- B. No change

**~~R14-2-1209~~.R14-2-A1209. Procedure for Handling AUSF Rate Changes**

- A. No change
- B. No change

**~~R14-2-1210~~.R14-2-A1210. Statement of Participation of All Telecommunications Service Providers in the AUSF**

- A. No change
- B. No change

**~~R14-2-1211~~.R14-2-A1211. Duties and Responsibilities of the AUSF Administrator**

No change

- 1. No change
- 2. No change



- 3. No change
- 4. No change
- 5. No change
- 6. No change
- 7. No change

**~~R14-2-1212~~-R14-2-A1212. Interim Administrator**

No change

**~~R14-2-1213~~-R14-2-A1213. Guidelines for Auditing the AUSF**

- A. No change
- B. No change
- C. No change
- D. No change

**~~R14-2-1214~~-R14-2-A1214. Enforcement of Collection of Delinquent AUSF Amounts**

- A. No change
- B. No change
- C. No change
- D. No change

**~~R14-2-1215~~-R14-2-A1215. AUSF Annual Report**

- A. No change
  - 1. No change
  - 2. No change
  - 3. No change
- B. No change

**~~R14-2-1216~~-R14-2-A1216. Review Process**

- A. No change
- B. No change

**~~R14-2-1217~~-R14-2-A1217. Supersession of Existing USF Mechanism**

No change

**PART B. ARIZONA UNIVERSAL SERVICE SUPPORT FOR SCHOOLS AND LIBRARIES**

**R14-2-B1218. Purpose**

The purpose of the E-rate Broadband Special Construction Project Matching Fund Program is to provide state funds for special construction projects involving the deployment of broadband to schools and libraries in Arizona so that Arizona schools and libraries may obtain federal matching funds under the FCC Universal Service Fund’s Schools and Libraries Program. This Part shall be interpreted to maximize the availability of internet access to schools and libraries within Arizona and to maximize potential support from the FCC Universal Service Fund’s Schools and Libraries Program to fill any connectivity gap in Arizona.

**R14-2-B1219. Definitions**

In this Part, unless the context otherwise requires, the following definitions shall apply:

1. The definitions contained in 47 CFR 54.500 (October 1, 2016), with no future editions or amendments, which are incorporated by reference; on file with the Commission; and published by and available from the U.S. Government Publishing Office, 732 North Capitol Street, NW, Washington, DC 20401-0001 and at <https://www.gpo.gov/fdsys/>;
2. The definitions in R14-2-A1201, to the extent applicable; and
3. The following definitions:
  - a. “Applicant” is a school, library, consortium, or other eligible entity that requests AUSF funds as provided in this Part.
  - b. “Arizona Universal Service Broadband Special Construction Project Matching Fund” is the fund in Arizona that will make available to applicants matching state funds for Category 1 special construction costs in order to obtain up to an additional 10 percent discount from the federal universal fund.
  - c. “Category 1 services” are services used to connect broadband or internet to eligible locations or that provide basic conduit access to the internet, including “telecommunications services,” “telecommunications,” and “internet access” as defined in 47 CFR 54.5 (October 1, 2016), with no future editions or amendments, which is incorporated by reference; on file with the Commission; and published by and available from the U.S. Government Publishing Office, 732 North Capitol Street, NW, Washington, DC 20401-0001 and at <https://www.gpo.gov/fdsys/>.
  - d. “Category 2 services” are internal connections services needed to enable high speed broadband connectivity and broadband internal connections components, including local area networks (LAN/WLAN), internal connections components, basic maintenance of internal connections components, and managed internal broadband service.
  - e. “Data Transmission Services and Internet Access” is a Category 1 service type that includes broadband connectivity and basic conduit access to the Internet. This does not include charges for content, equipment purchase, or other services beyond basic conduit access to the internet. This service type also covers lit or dark fiber.
  - f. “Department of Education” or “DOE” means the Arizona Department of Education.
  - g. “Discount Calculations” means the discount matrix, determined using the percentage of students eligible for the National School Lunch Program or an equivalent measure of poverty, and the rural or urban status of the school district or library system as determined by the U.S. Census Bureau.



- h. “Eligible provider” means a provider that has a 498 ID also known as a Service Provider Identification Number or SPIN, obtained by filing an FCC Form 498.
- i. “Eligible special construction” or “ESC” refers to special construction projects for Category 1 services that deploy new fiber or upgraded facilities to locations eligible for the E-rate Program. ESC may also include non-fiber based services.
- j. “E-rate Program” is an FCC program that provides discounts to schools and libraries for eligible products and services.
- k. “E-rate Modernization Orders” are the FCC Orders that have modernized the FCC’s E-rate Program and have maximized schools’ and libraries’ options for purchasing affordable high-speed broadband connectivity: *Modernizing the E-Rate Program for Schools and Libraries, Connect America Fund, WC Docket No. 13-184, Report and Order and Further Notice of Proposed Rulemaking, 29 FCC Rcd 8870 (2014) and Second Report and Order and Order on Reconsideration, 29 FCC Rcd. 15538 (2014).*
- l. “Federal Communications Commission” or “FCC” is the U.S. government agency that regulates interstate and international communications and oversees the federal universal service fund.
- m. “FCC Form 470” is the Description of Services Requested and Certification Form that schools and libraries complete to request services and establish eligibility.
- n. “FCC Form 471” is the Services Ordered and Certification Form that schools and libraries use to report services ordered and discounts requested for those services.
- o. “Funding Commitment Decision Letter” or “FCDL” is a letter from USAC to the applicant which contains USAC’s funding decisions on the applicant’s funding requests.
- p. “Funding Year” or “FY” is a 12-month period during which program support is being provided, beginning on July 1 and ending on June 30 of the following calendar year.
- q. “Second E-rate Modernization Order” is the FCC Order that modernized the FCC’s E-rate Program and provided for additional discounts when states match funds for high-speed broadband connections: *Modernizing the E-Rate Program for Schools and Libraries, Connect America Fund, WC Docket No. 13-184, Second Report and Order and Order on Reconsideration, 29 FCC Rcd 15538 (2014).*
- r. “Special Construction Charges” are the upfront, non-recurring costs of ESC installations or upgrades, consisting of three components:
  - i. Construction of network facilities.
  - ii. Design and engineering, and
  - iii. Project management.
- s. “Staff designee” is the Director of the Commission’s Utilities Division or another individual that the Commission assigns to perform duties under this Part.
- t. “Universal Service Administrative Company” or “USAC” is an independent, not-for-profit corporation created by the FCC in 1997 to administer the four universal service programs including universal service for schools and libraries.
- u. “Urban” means an individual school or library that is located in an “Urbanized Area” or “Urban Cluster” with a population of 25,000 or more as determined by the U.S. Census Bureau. All other schools or libraries are designated as “rural.”
- v. “Vendor” is the entity that has been selected by the applicant and whose bid USAC has recognized in a FCDL to the applicant.

**R14-2-B1220. Availability of State Matching Funds for Special Construction Projects to Deploy Broadband**

- A. Applications for AUSF funds for E-rate matching purposes shall be limited to E-rate funding years 2017 and 2018.
- B. An applicant certified by the Department of Education shall be eligible to receive AUSF funds to cover special construction charges to the extent necessary to qualify the applicant to receive additional federal universal service funds of up to 10 percent of special construction charges as authorized by the Second E-rate Modernization Order.
- C. An applicant may not receive total support from the federal Universal Service Fund and AUSF in excess of 100 percent of special construction charges.
- D. Schools and libraries that elect to self-provision shall comply with all of the requirements set forth by the FCC in the Second E-rate Modernization Order.
- E. An ESC shall provide bandwidth sufficient to meet the minimum recommended bandwidth per student or the minimum recommended bandwidth for educational services established for the relevant funding year by the FCC, and without good cause, shall not exceed those standards.
- F. If the E-rate Program discount share and additional match plus the AUSF funds received by an applicant do not cover 100 percent of the special construction charges, the Applicant may include in its request filed with the DOE, a request for additional AUSF funds. Additional AUSF funds requested under this subsection shall be awarded as follows:
  - 1. Applicants with 80 percent or higher E-rate Program discount rate shall be awarded AUSF funds before applicants with lower discount rates; and
  - 2. Applicants with discount rates between 60-80 percent may request additional AUSF funds for the uncovered amount, up to 50 percent of the uncovered special construction charges. Amounts requested above 50 percent of the uncovered special construction charges will not be considered without good cause shown by the applicant.

**R14-2-B1221. Procedures for Requesting State Matching Funds**

- A. An applicant shall file a request for state matching funds with the Department of Education, prior to submitting its Form 471 to USAC.
- B. If an applicant meets all FCC eligibility requirements for its ESC, the applicant shall obtain a certification letter along with a letter from the Department of Education stating that the applicant is being awarded state matching funds.
- C. An applicant shall provide the Staff designee a copy of the certification letter and letter awarding state matching funds to it issued by the Department of Education and shall include a copy of the letter awarding state matching funds with its FCC Form 471 sent to USAC.



- D. Once USAC determines an applicant's eligibility for federal matching funds and issues a FCDL the applicant shall notify the Department of Education and request that the Department of Education submit a letter to the Staff designee and the Administrator indicating that USAC has issued a FCDL to the applicant with an award of federal funds and including any other information relevant to the award in that particular case.
- E. Disbursement of AUSF funds shall be available for a period of up to five years after USAC has issued a FCDL to the applicant with an award of federal funds, notwithstanding R14-2-B1220(A).
- F. If USAC reduces or rescinds an applicant's award of federal matching funds following an audit, investigation, enforcement action, or consent decree, the applicant shall immediately notify the Department of Education and the Staff designee and shall reimburse the AUSF fund for any amount by which the AUSF funds received exceeded the federal matching funds award retained.

**R14-2-B1222. Administrator Responsibilities: Contributions to and Disbursements from the AUSF**

- A. The Administrator shall be responsible for administering the E-rate Broadband Special Construction Project Matching Fund Program and, in doing so, shall comply with R14-2-A1211 and R14-2-A1214.
- B. The Administrator shall:
  - 1. Determine the surcharge rates to fund the E-rate Broadband Special Construction Project Matching Fund Program, subject to Commission approval;
  - 2. Obtain surcharge collections; and
  - 3. Make disbursements from the AUSF for state matching funds as authorized by the Department of Education and the Commission or its Staff designee, as provided in this Section.
- C. The increase to the existing surcharge to fund the E-rate Broadband Special Construction Project Matching Fund Program shall be separately calculated and implemented in accordance with Sections R14-2-A1204, R14-2-A1205(B) through (E), R14-2-A1206 (A) through (C), and R14-2-A1207.
- D. E-rate Broadband Special Construction Project Matching Fund Program surcharges shall not be collected for a period longer than 12 months unless the surcharge collections from carriers in that 12-month period do not produce \$8 million in total funding. If the amount collected is less than the \$8 million cap, the increase in the AUSF surcharge for this Program shall continue until the \$8 million cap is reached. If the collections produce more than \$8 million in the 12-month period, the Commission Staff shall make a recommendation to the Commission regarding the disposition of the over-collected funds.
- E. A telecommunications service provider may collect the E-rate Broadband Special Construction Project Matching Fund Program surcharges from its customers in any manner it reasonably determines to be best for its business and its customers, but shall not in the aggregate collect more than that authorized by the Commission. The telecommunications service providers shall report and submit payment of assessments according to the schedule established by the Administrator.
- F. Within 30 days from the effective date of these rules, each telecommunications service provider that interconnects to the public switched network shall provide a letter to the Administrator acknowledging the telecommunications service provider's obligation to pay the new E-rate Broadband Special Construction Project Matching Fund Program surcharges authorized in this Part. Failure to provide such a letter may be grounds for denying the service provider interconnection with the public switched network, upon notice and opportunity to be heard before the Commission.
- G. An applicant shall:
  - 1. After accepting an eligible provider's bid for an ESC, notify within 15 days the Department of Education and the Administrator of the bid amount accepted so that the Administrator may allocate funds for the ESC; and
  - 2. After the vendor completes the project, submit to the Department of Education and Administrator a request for disbursement of the funds allocated for the ESC.
- H. The Administrator shall disburse AUSF funds allocated for an applicant's ESC upon approval from the Commission or its Staff designee.

**R14-2-B1223. Discontinuation of E-rate Broadband Special Construction Project Matching Fund Program**

- A. No applications for the E-rate Broadband Special Construction Project Matching Fund Program shall be accepted after the 2018 E-rate FY procurement cycle.
- B. Except as provided in subsection (C), the E-rate Broadband Special Construction Project Matching Fund Program shall be discontinued when all of the funds have been collected and all of the funds collected have been disbursed.
- C. The E-rate Broadband Special Construction Project Matching Fund Program may be discontinued earlier or later than specified in subsection (B) if required by the FCC or USAC.



**NOTICES OF RULEMAKING DOCKET OPENING**

This section of the *Arizona Administrative Register* contains Notices of Rulemaking Docket Opening.

A docket opening is the first part of the administrative rulemaking process. It is an “announcement” that the agency intends to work on its rules.

When an agency opens a rulemaking docket to consider rulemaking, the Administrative Procedure Act (APA) requires the publication of the Notice of Rulemaking Docket Opening.

Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process. Many times an agency may file the Notice of Rulemaking Docket Opening with the Notice of Proposed Rulemaking.

The Office of the Secretary of State is the filing office and publisher of these notices. Questions about the interpretation of this information should be directed to the agency contact person listed in item #4 of this notice.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ADMINISTRATION  
RISK MANAGEMENT DIVISION**

[R17-50]

1. **Title and its heading:** 2, Administration
- Chapter and its heading:** 10, Department of Administration - Risk Management Division
- Article and its heading:** 1, Coverage and Claims Procedure,  
2, Loss Prevention,
- Section numbers:** R2-10-101, R2-10-106 through R2-10-108, R2-10-201 through R2-10-202, R2-10-207 (*Additional Sections may be made, repealed, or amended as needed*)
  
2. **The subject matter of the proposed rule:**  

The subject matter of R2-10-101 is to define specific terms relating to Risk Management. The proposed rulemaking will update the definitions to add “Occurrence” and renumber in the sequence. The subject matter of R2-10-106 establishes the valuation basis for property coverage and a deductible for reported property claims. The proposed rulemaking is to increase the deductible from \$100 disappearing deductible to a \$2,500 per occurrence deductible to reduce regulatory reporting burden on agencies. The subject matter of R2-10-107 removes an unnecessary action for state agencies. The subject matter of R2-10-108 makes a clarification to the deductible language relating to settlements. The subject matter for R2-10-201 is to update the language to reflect when building plans need to be submitted for review and thereby allowing state construction plans to move quicker. The subject matter for R2-10-202 updates language to when an agency must contact Risk Management when purchasing specialized safety or security equipment by increasing the limit when an agency shall submit notice. The change will reduce the impediment of the procurement process. The subject matter of R2-10-207 updates, clarifies and repeals agency tracking requirements which will reduce approximately 10,000 hours of regulatory burden on agency employees. The Department may add, delete, or modify other Sections, as necessary. An exemption from Executive Order 2017-02 was obtained for this rulemaking by Mara Mellstrom, Policy Advisor in the Governor’s Office, in an e-mail dated March 14, 2017.
  
3. **A citation to all published notices relating to the proceeding:**  
None
  
4. **The name and address of agency personnel with whom persons may communicate regarding the rule:**  

Name: Ray DiCiccio, Risk Manager  
 Address: Department of Administration – Risk Management Division  
 100 N. 15th Ave., 3rd Floor, Suite 301  
 Phoenix, AZ 85007  
 Telephone: (602) 542-1791  
 Fax: (602) 382-2323  
 E-mail: ray.diciccio@azdoa.gov  
 or  
 Name: Julie Cruse, Administration Manager  
 Address: Department of Administration – Risk Management Division  
 100 N. 15th Ave., 3rd Floor, Suite 301  
 Phoenix, AZ 85007  
 Telephone: (602) 542-1492  
 Fax: (602) 382-2301  
 E-mail: Julie.cruse@azdoa.gov  
 Web site: www.staterisk.az.gov



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

Written comments will be accepted Monday through Friday from 8:00 a.m. and 5:00 p.m. at the location listed in item #4. The schedule for oral proceedings is to be determined and will be published in a future issue of the *Register*.

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

To be determined.




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## NOTICES OF PROPOSED DELEGATION AGREEMENTS

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

The Administrative Procedure Act requires the publication of notices of proposed delegation agreements in the Register. A delegation agreement is an agreement between an agency and a political subdivision that authorizes the political subdivision to exercise functions, powers, or duties conferred on the delegating agency by a provision of law.

Delegation agreements are not intergovernmental agreements pursuant to A.R.S. Title 11, Chapter 7, Article 3. For at least 30 days after publication of the Notice of Proposed Delegation Agreement in the Register, the agency shall provide persons the opportunity to submit in writing statements, arguments, data, and views on the proposed delegation agreement and shall provide an opportunity for a public hearing if there is sufficient interest. The delegating agency shall follow the procedures for delegation agreements specified in A.R.S. Title 41, Chapter 6, Article 8.

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### NOTICE OF PROPOSED DELEGATION AGREEMENT DEPARTMENT OF ENVIRONMENTAL QUALITY

[M17-80]

**1. Name of the agency proposing the delegation agreement:**

Arizona Department of Environmental Quality

**2. The name of the political subdivision to which functions, powers and duties of the agency are proposed to be delegated:**

Tonto Basin Fire District, 373 Old Highway 188, Tonto Basin, AZ 85553

**3. The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Balaji Vaidyanathan  
 Manager, Facilities Emissions Control Section  
 Address: Department of Environmental Quality, Air Quality Division  
 1110 W. Washington St.  
 Phoenix, AZ 85007  
 Telephone: (602) 771-4527  
 E-mail: byl@azdeq.gov

**4. A summary of the delegation agreement and the subjects and issues involved:**

Pursuant to A.R.S. §§ 49-107 and 49-501(E), the Arizona Department of Environmental Quality proposes to delegate authority to Tonto Basin Fire District, the Local Agent ("LA"), the program elements listed below, subject to certain conditions and limitations described in the delegation agreement. The proposed delegated program elements include:

The Functions and Duties delegated to the LA by this Agreement are identified by A.R.S. § 49-501 and A.A.C. R18-2-602, pertaining to issuing permits for open burning.

**5. Copies of the proposed delegation agreement may be obtained from the agency as follows:**

A copy of the proposed Agreement may be obtained by request to the ADEQ Central Office for public records pertaining to the delegation of the issuance of open burn permits.

Or contact: Sherri Zendri, Administrative Counsel  
 Department of Environmental Quality  
 Office of Administrative Counsel  
 1110 W. Washington St.  
 Phoenix, AZ 85007  
 Telephone: (602) 771-2242  
 E-mail: slz@azdeq.gov

**6. The schedule of public hearings on the proposed delegation agreement:**

Where there is sufficient public interest, ADEQ will hold a public hearing to receive public comments, in accordance with A.R.S. § 41-1081. The time, place, and location of the hearings will be provided in the corresponding Notice of Public Hearing pursuant to A.A.C. R18-1-401 and R18-1-402.

ADEQ accepts written statements, arguments, data, and views on the proposed delegation agreement that are received within 30 days after the date of the publication of this notice in the *Register* by 5:00 p.m. or postmarked not later than that date.

After the conclusion of the public comment period and hearing, if any, the agency shall prepare a written summary responding to the comments received, whether oral or written. The agency shall consider the comments received from the public in determining whether to enter into the proposed delegation agreement. The agency shall give written notice to those persons who submitted comments of the agency's decision on whether to enter into the proposed delegation agreement.

ADEQ is committed to complying with the Americans with Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing at (602) 771-2300 or TDD (602) 771-4829 or contact us



via the web at [azdeq.gov](http://azdeq.gov).

ADEQ tomará medidas razonables para proveer acceso a los servicios del departamento para personas con capacidad limitada para hablar, escribir o entender Inglés y / o para las personas con discapacidad. Las solicitudes de servicios de interpretación del lenguaje o de alojamiento de discapacidad deben hacerse por lo menos 48 horas de antelación poniéndose en contacto con Ian Bingham, Title VI Nondiscrimination Coordinator al (602) 771-4322 or [ldb@azdeq.gov](mailto:ldb@azdeq.gov).




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## GOVERNOR EXECUTIVE ORDERS

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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.

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### 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**




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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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**OTHER NOTICES AND PUBLIC RECORDS INDEX**

Other notices related to rulemakings are listed in the Index by notice type, agency/county and by volume page number. Agency policy statements and proposed delegation agreements are included in this section of the Index by volume page number. 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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RULES 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.

Table with 12 columns: January, February, March, April, May, June. Each month has sub-columns for Date Filed and Effective Date. Rows list dates from 1/1 to 1/31 and corresponding effective dates.



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.

Table with 3 columns: Deadline Date (paper only) Friday, 5:00 p.m., Register Publication Date, and Oral Proceeding may be scheduled on or after. Rows list dates from March 3, 2017 to September 22, 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.