

# 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Rules can be: made (all new text); amended (rules on file, changing text); repealed (removing text); or renumbered (moving rules to a different Section number).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 New rules in this publication (whether proposed or made) are denoted with underlining; repealed text is stricken.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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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.

**CONTACT US**  
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1700 W. Washington Street, Fl. 7  
Phoenix, AZ 85007  
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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.

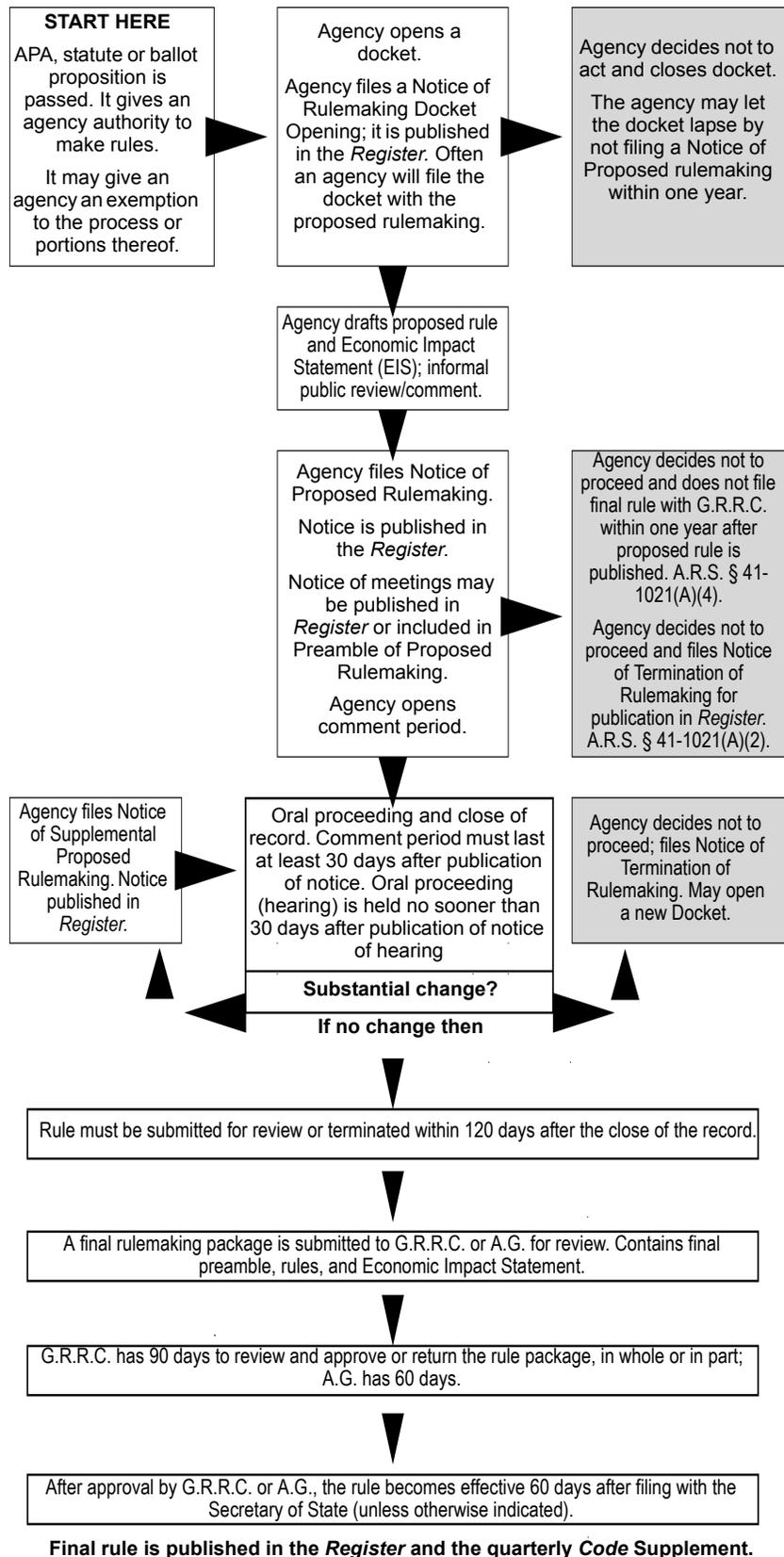
An agency may not have a public meeting scheduled on the Notice of Proposed Rulemaking. If not, you may request that the agency schedule a proceeding. This request must be put in writing within 30 days after the published Notice of Proposed Rulemaking.

## 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 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**

[R17-15]

- 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:** 56, Confidentiality and Release of CPS Information
- 5. **As required by A.R.S. § 41-1056(J), the Council provides notice that the following rule expired as of January 11, 2017:**

- R6-5-5601. Definitions
- R6-5-5602. Scope and Application
- R6-5-5603. Procedures for Requesting CPS Information
- R6-5-5604. Procedures for Processing a Request for CPS Information
- R6-5-5605. Procedures for Processing a Request for CPS Information from a Person or Entity Providing Services in Official Capacity
- R6-5-5606. Release of Summary CPS Information to a Person Who Reported Suspected Child Abuse and Neglect
- R6-5-5607. Release of CPS Information for a Research or Evaluation Project
- R6-5-5608. Release of CPS Information to a Legislator or Another Person that Provides Oversight
- R6-5-5609. Release of CPS Information in a Case of Child Abuse, Abandonment, or Neglect that has Resulted in a Fatality or Near Fatality
- R6-5-5610. Fees

- 6. **Signature is of Nicole A. Ong** **Date of Signing**  
/s/ Jan. 27, 2017  
Nicole A. Ong  
Chairwoman

**GOVERNOR’S REGULATORY REVIEW COUNCIL**

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

**DEPARTMENT OF ECONOMIC SECURITY  
DEVELOPMENTAL DISABILITIES**

[R17-16]

- 1. **Agency name:** Department of Economic Security
- 2. **Title and its heading:** 6, Economic Security
- 3. **Chapter and its heading:** 6, Developmental Disabilities
- 4. **Articles and their headings:** 4, Application
- 5. **As required by A.R.S. § 41-1056(J), the Council provides notice that the following rule expired as of January 11, 2017:**



R6-6-402. Consent

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

/s/  
Nicole A. Ong  
Chairwoman

**Date of Signing**

Jan. 27, 2017

**GOVERNOR’S REGULATORY REVIEW COUNCIL**

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

**DEPARTMENT OF ECONOMIC SECURITY  
CHILD SUPPORT ENFORCEMENT**

[R17-17]

- 1. Agency name:** Department of Economic Security
- 2. Title and its heading:** 6, Economic Security
- 3. Chapter and its heading:** 7, Child Support Enforcement
- 4. Articles and their headings:** 6, Title IV-D Distribution  
7, Title IV-D Disbursement  
8, Administrative Review
- 5. As required by A.R.S. § 41-1056(J), the Council provides notice that the following rule expired as of January 11, 2017:**

- R6-7-611. Distribution of the Mandatory Annual Fee on and after October 1, 2007
- R6-7-716. Interstate Collections in UIFSA Cases
- R6-7-801. Obligee Request for Administrative Review of Distribution or Disbursement of Support or Related Payments

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

/s/  
Nicole A. Ong  
Chairwoman

**Date of Signing**

Jan. 27, 2017



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## NOTICES OF SUBSTANTIVE POLICY STATEMENT

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The Administrative Procedure Act (APA) requires the publication of Notices of Substantive Policy Statement issued by agencies (A.R.S. § 41-1013(B)(14)).

Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice.

Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal

procedures of the agency. It does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the APA.

If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

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### NOTICE OF SUBSTANTIVE POLICY STATEMENT REGISTRAR OF CONTRACTORS

[M17-14]

**1. Title of the Substantive Policy Statement and the substantive policy statement number by which the substantive policy statement is referenced:**

Title: Collection of Guiding Cases and Authorities

Number: 2017.01

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

Issued Date: February 1, 2017

Effective Date: February 1, 2017

**3. Summary of the contents of the substantive policy statement:**

Past recommended decisions from the Office of Administrative Hearings are useful. They contain principles and insights that show how the Registrar handles its administrative cases. Members of the public can access copies of the recommended decisions through a web portal maintained by the Office of Administrative Hearings. The Registrar, however, wants to make it as simple as possible for the public to access not just the text of the recommended decisions, but the principles and insights contained in them. And so the Registrar provides this Collection of Guiding Cases and Authorities.

In this Collection of Guiding Cases and Authorities, you will find principles and materials drawn directly from the Administrative Law Judges' recommended decisions. Additionally, the Collection contains principles drawn from other respected legal authorities. Those principles guide the Registrar and the Administrative Law Judges who hear the Registrar's cases.

Currently, the Collection of Guiding Cases and Authorities covers the following topics:

- Abuse of the Administrative Process
- Acceptance of the Surface
- Cooperation
- Denial of Access
- Notice and Opportunity to Cure
- Preponderance of the Evidence
- Professionalism

**4. Federal or state constitutional provision; federal or state statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**

None applicable

**5. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a new substantive policy statement.

**6. The agency contact person who can answer questions about the substantive policy statement:**

Name: James Hanson

Address: Registrar of Contractors  
1700 W. Washington St.  
Phoenix, AZ 85007-2812

Telephone: (602) 771-6790

E-mail: James.Hanson@azroc.gov

**7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

The Collection of Guiding Cases and Authorities is published on the Registrar's website and can be accessed for free.



**NOTICE OF SUBSTANTIVE POLICY STATEMENT  
STATE LAND DEPARTMENT**

[M17-15]

- 1. Title or subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**  
P05-02: Noncompetitive Oil and Gas Lease Applications: "8:00 A.M." Simultaneous Filings
- 2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**  
December 30, 2005
- 3. Summary of the contents of the substantive policy statement:**  
Defines circumstances under which valid, noncompetitive oil and gas lease applications will be considered simultaneously filed.
- 4. Federal or State constitutional provision; federal or State statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**  
A.R.S. § 27-255
- 5. A statement as to whether the substantive policy statement is a new statement or a revision:**  
This is a current statement.
- 6. The agency contact person who can answer questions about the substantive policy statement:**  
Name: Jill Pernice  
Address: State Land Department  
1616 W. Adams  
Phoenix, AZ 85007  
Telephone: (602) 542-3179  
Fax: (602) 542-2508  
E-mail: [jpernice@azland.gov](mailto:jpernice@azland.gov)  
Web site: [www.azland.gov](http://www.azland.gov)
- 7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**  
You may locate a copy of the policy on our website or a copy may be obtained from the Arizona State Land Department, Administration Division Director, 1616 W. Adams, Phoenix, Arizona, 85007, either by mail or telephone: (602) 542-4602. The Department charges \$.50 per page for copying. Payment may be paid with check or money order, made payable to the Arizona State Land Department.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT  
STATE LAND DEPARTMENT**

[M17-16]

- 1. Title or subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**  
P06-01: SLD – Tribal Government Consultation Guidelines
- 2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**  
December 14, 2006
- 3. Summary of the contents of the substantive policy statement:**  
Establishes guiding principles for Land Department relations with Arizona Tribal governments within the Department's authority of managing State Trust lands.
- 4. Federal or State constitutional provision; federal or State statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**  
Not applicable
- 5. A statement as to whether the substantive policy statement is a new statement or a revision:**  
This is a current statement.
- 6. The agency contact person who can answer questions about the substantive policy statement:**  
Name: Jill Pernice  
Address: State Land Department  
1616 W. Adams  
Phoenix, AZ 85007  
Telephone: (602) 542-3179  
Fax: (602) 542-2508  
E-mail: [jpernice@azland.gov](mailto:jpernice@azland.gov)  
Web site: [www.azland.gov](http://www.azland.gov)



**7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

You may locate a copy of the policy on our website or a copy may be obtained from the Arizona State Land Department, Administration Division Director, 1616 W. Adams, Phoenix, Arizona, 85007, either by mail or telephone: (602) 542-3179. The Department charges \$.50 per page for copying. Payment may be paid with check or money order, made payable to the Arizona State Land Department.

**NOTICE OF SUBSTANTIVE POLICY STATEMENT**

**STATE LAND DEPARTMENT**

[M17-17]

**1. Title or subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:**

P86-1: Fees; Copy of Documents; Maps; Processing Costs and Returned Checks

**2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:**

Issued: March 18, 1986

Amended: April 22, 2011

**3. Summary of the contents of the substantive policy statement:**

Outlines fees for copies of documents and other records of the Department.

**4. Federal or State constitutional provision; federal or State statute, administrative rule, or regulation; or final court judgment that underlies the substantive policy statement:**

R12-5-1201

**5. A statement as to whether the substantive policy statement is a new statement or a revision:**

This is a current statement.

**6. The agency contact person who can answer questions about the substantive policy statement:**

Name: Jill Pernice  
Address: State Land Department  
1616 W. Adams  
Phoenix, AZ 85007  
Telephone: (602) 542-3179  
Fax: (602) 542-2508  
E-mail: [jpernice@azland.gov](mailto:jpernice@azland.gov)  
Web site: [www.azland.gov](http://www.azland.gov)

**7. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:**

You may locate a copy of the policy on our website or a copy may be obtained from the Arizona State Land Department, Administration Division Director, 1616 W. Adams, Phoenix, Arizona, 85007, either by mail or telephone: (602) 542-3179. The Department charges \$.50 per page for copying. Payment may be paid with check or money order, made payable to the Arizona State Land Department.




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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**

C = Corrections to Published Rules

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Rulemakings are listed in the Index by Chapter, Section number, rulemaking activity abbreviation and by volume page number. Use the page guide above to determine the *Register* issue number to review the rule. Headings for the Subchapters, Articles, Parts, and Sections are not indexed.

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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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**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
1/17	3/18	2/17	4/18	3/17	5/16	4/17	6/16	5/17	7/16	6/17	8/16
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.



GOVERNOR'S REGULATORY REVIEW COUNCIL  
NOTICE OF ACTION TAKEN AT THE  
FEBRUARY 7, 2017 MEETING

[M17-24]

**RULES:**

**ARIZONA STATE RETIREMENT SYSTEM (R-16-1204)**

Title 2, Chapter 8, Article 4, Practice and Procedure before the Board

**Amend:** R2-8-401, R2-8-403, R2-8-405

**COUNCIL ACTION: APPROVED**

**BOARD OF BARBERS (R-17-0201)**

Title 4, Chapter 5, Article 1, General Provisions

**Amend:** R4-5-103

**COUNCIL ACTION: APPROVED**

**GAME AND FISH COMMISSION (R-17-0202)**

Title 12, Chapter 4, Article 4, Live Wildlife

**Amend:** R12-4-402

**COUNCIL ACTION: APPROVED**

**Five-Year-Review Reports:**

**DEPARTMENT OF ECONOMIC SECURITY (F-17-0202)**

Title 6, Chapter 12, Article 1, General Provisions; Article 2, Application Process and Procedures; Article 3, Non-Financial Eligibility Criteria; Article 4, Financial Eligibility: Resources; Article 5, Financial Eligibility: Income; Article 6, Special CA Circumstances; Article 7, Determining Eligibility and Benefit Payment Amount; Article 8, Payments; Article 9, Changes; Adverse Action; Article 10, Appeals; Article 11, Overpayments; Article 12, Intentional Program Violation; Article 13, JOBSTART; Article 14, Grant Diversion

**COUNCIL ACTION: APPROVED**

**DEPARTMENT OF HEALTH SERVICES (F-17-0207)**

Title 9, Chapter 2, Article 1, Smoke-Free Arizona

**COUNCIL ACTION: APPROVED**

**DEPARTMENT OF HEALTH SERVICES (F-17-0208)**

Title 9, Chapter 8, Article 6, Camp Grounds

**COUNCIL ACTION: Tabled to March 7, 2017**

**DEPARTMENT OF HEALTH SERVICES (F-17-0209)**

Title 9, Chapter 8, Article 13, Hotels, and Tourist Courts

**COUNCIL ACTION: Tabled to March 7, 2017**

**DEPARTMENT OF HEALTH SERVICES (F-17-0210)**

Title 9, Chapter 33, Article 1, Licensure Requirements; Article 2, Group Home Requirements

**COUNCIL ACTION: APPROVED**



**DEPARTMENT OF ADMINISTRATION (F-17-0201)**

Title 2, Chapter 1, Article 9, Reimbursement for Public or Private Transportation

**COUNCIL ACTION: APPROVED**

**CONSIDERATION AND DISCUSSION OF STATUS REPORTS SUBMITTED BY THE DEPARTMENT OF ECONOMIC SECURITY**

**COUNCIL ACTION: APPROVED**

**CONSIDERATION AND DISCUSSION OF THE REVIEW OF RULES OUTSIDE OF THE FIVE-YEAR REVIEW PROCESS:**

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

R18-2-326.01 (Emissions-Based Fee Increase Related to Individual Permits for Fiscal Year 2011)

**COUNCIL ACTION: REPORT REQUIRED BY FEBRUARY 14, 2017**