



Arizona Administrative REGISTER

Published by the Department of State ~ Office of the Secretary of State

Vol. 26, Issue 32

~ Administrative Register Contents ~

August 7, 2020

Information 1576

Rulemaking Guide 1577

RULES AND RULEMAKING

Proposed Rulemaking, Notices of

 15 A.A.C. 5 Department of Revenue - Transaction Privilege and Use Tax Section. 1579

Proposed Expedited Rulemaking, Notices of

 17 A.A.C. 4 Department of Transportation - Title, Registration, and Driver Licenses 1582

Rule Expirations

 17 A.A.C. 3 Department of Transportation - Highways 1589

OTHER AGENCY NOTICES

Docket Opening, Notices of Rulemaking

 4 A.A.C. 10 Board of Cosmetology 1590

 15 A.A.C. 5 Department of Revenue - Transaction Privilege and Use Tax Section. 1591

 17 A.A.C. 4 Department of Transportation - Title, Registration, and Driver Licenses 1591

Public Information, Notices of

 Department of Environmental Quality - Pesticides and Water Pollution Control 1593

Oral Proceeding on Proposed Rulemaking (Public Meeting), Notices of

 4 A.A.C. 30 Board of Technical Registration 1596

GOVERNOR'S OFFICE

Governor's Executive Order 2020-02

 Moratorium on Rulemaking to Promote Job Creation and Economic Development; Implementation of Licensing Reform Policies 1597

INDEXES

 Register Index Ledger 1599

 Rulemaking Action, Cumulative Index for 2020 1600

 Other Notices and Public Records, Cumulative Index for 2020 1606

CALENDAR/DEADLINES

 Rules Effective Dates Calendar 1608

 Register Publishing Deadlines 1610

GOVERNOR'S REGULATORY REVIEW COUNCIL

 Governor's Regulatory Review Council Deadlines. 1611

DIRECTOR
Administrative Rules Division
Scott Cancelosi

PUBLISHER
Secretary of State
KATIE HOBBS

RULES MANAGING EDITOR
Arizona Administrative Register
Rhonda Paschal

From the Publisher

ABOUT THIS PUBLICATION

The authenticated pdf of the *Administrative Register* (A.A.R.) posted on the Arizona Secretary of State's website is the official published version for 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 *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 notices of rules terminated by the agency and rules that have expired.

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). Rulemaking activity published in the *Register* includes: proposed, final, emergency, expedited, and exempt rules as defined in the APA, and other state statutes.

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 authenticated pdf of *Code* chapters posted on the Arizona Secretary of State's website are the official published version of rules in the A.A.C. 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 page.

Arizona Administrative REGISTER

Vol. 26

Issue 32

PUBLISHER
SECRETARY OF STATE
Katie Hobbs

ADMINISTRATIVE RULES STAFF

DIRECTOR
Scott Cancelosi

RULES MANAGING EDITOR
Rhonda Paschal

ADMINISTRATIVE REGISTER
This publication is available online for free at 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
Administrative Rules Division
Office of the Secretary of State
1700 W. Washington Street, Fl. 2
Phoenix, AZ 85007
(602) 364-3223

The Office of the Secretary of State is an equal opportunity employer.



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.

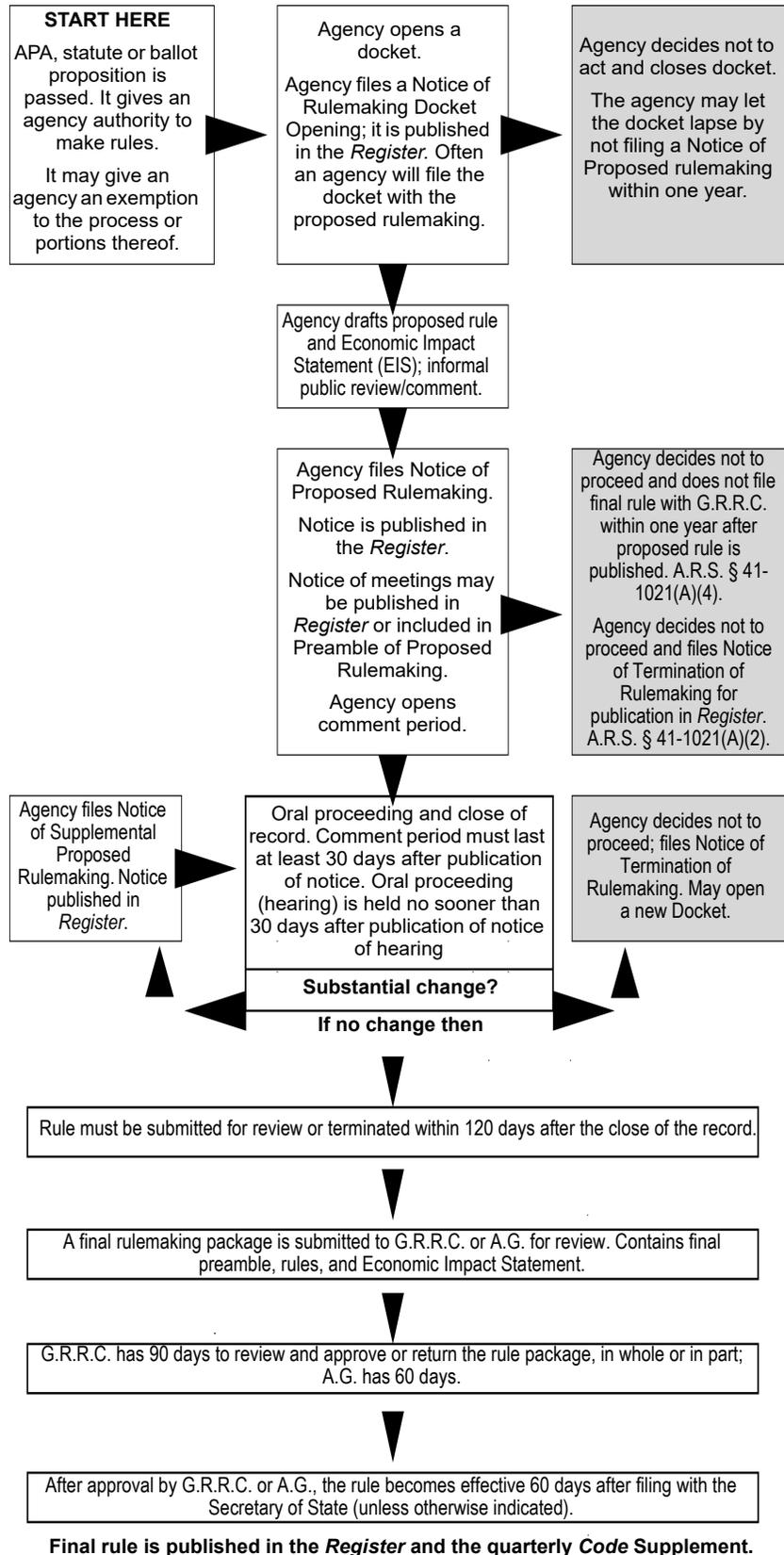
An agency may not have a public meeting scheduled on the Notice of Proposed Rulemaking. If not, you may request that the agency schedule a proceeding. This request must be put in writing within 30 days after the published Notice of Proposed Rulemaking.

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.

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

Administrative Procedure Act (APA): A.R.S. Title 41, Chapter 6, Articles 1 through 10. Available online at 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.

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.

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 15. REVENUE
CHAPTER 5. DEPARTMENT OF REVENUE
TRANSACTION PRIVILEGE AND USE TAX SECTION**

[R20-125]

PREAMBLE

- | | |
|---|---------------------------------|
| 1. <u>Article, Part, or Section Affected (as applicable)</u> | <u>Rulemaking Action</u> |
| R15-5-1708 | Amend |
| R15-5-2204 | Repeal |
- 2. Citations to the agency’s statutory rulemaking authority to include the authorizing statute (general), the implementing statute (specific):**
 Authorizing statute: A.R.S. § 42-1005(A)(1)
 Implementing statutes: A.R.S. § 42-5074
- 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: 26 A.A.R. 1591, August 7, 2020 (*in this issue*)
- 4. The agency’s contact person who can answer questions about the rulemaking:**
 Name: Lisa Querard
 Address: Department of Revenue
 1600 W. Monroe St., Mail Code 1300
 Phoenix, AZ 85007
 Telephone: (602) 716-6813
 Fax: (602) 716-7996
 E-mail: LQuerard@azdor.gov
 Website: http://www.azdor.gov
- 5. An agency’s justification and reason when a rule should be made, amended, repealed or renumbered, to include an explanation about the rulemaking:**
A.A.C. R15-5-1708. Current rule A.A.C. R15-5-1708 does not permit gratuities to be deducted unless the full amount of the gratuity listed on the bill or statement is distributed to the employees, regardless of whether processing fees were associated with liquidating the gratuity. A.A.C. R15-5-1708 is being amended based on the restaurant industry recommendations to reflect the reality of credit card processing charges related to gratuities. The amendment to the rule would allow restaurants to deduct the full amount of a gratuity even though the amount distributed to the relevant employees is reduced by the credit card fees associated with processing the gratuity. The amendment will bring the rule in line with current industry standards as well as the federal Fair Labor Standards Act.
A.A.C. R15-5-2204. A.R.S. § 42-5005(G) provides that a transaction privilege tax (TPT) license is not transferable on a change of location of the business. Thus, if a business changes its location, the business must obtain a new TPT license. See A.R.S. § 42-5005(H). Since this requirement is already in statute, A.A.C. R15-5-2204 is being repealed because it is redundant.
- 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:**
 Not applicable



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 amendment to A.A.C. R15-5-1708 would allow restaurants to deduct the full amount of a gratuity even though the amount distributed to the relevant employees is reduced by the credit card fees associated with processing the gratuity. The industry has indicated that this amendment would better reflect the current reality and the way the gratuities are treated for income tax purposes. Although not currently quantifiable, the department expects to experience time and cost savings because the restaurants are already using this method for income tax purposes and so there will likely be less audit issues if the rule is implemented for TPT purposes. The department does not expect to incur any other costs apart from the costs associated with filing the amendment to the rules.

Current and prospective holders of transaction privilege and affiliated excise tax licenses that operate under the restaurant classification will likely be affected by this rulemaking. The rule as currently written only allows a restaurant to deduct gratuities if the entire amount is distributed to the employee. If any amount is withheld as recoupment for processing fees, the entire gratuity is taxable. Overall, it will result in less potential penalties being assessed against businesses for improperly accounting for or improperly deducting gratuities. In addition, it will result in minimal costs to restaurants since the industry already deducts processing fees from gratuities for income tax purposes.

There is no economic impact in relation to the repeal of A.A.C. R15-5-2204 as the requirement to obtain a new license on a change of business location is already in statute. See A.R.S. § 42-5005.

9. The agency's contact person who can answer questions about the preliminary summary of the economic, small business and consumer impact of the proposed expedited rule:

Name: Lisa Querard
Address: Department of Revenue
1600 W. Monroe St., Mail Code 1300
Phoenix, AZ 85007
Telephone: (602) 716-6813
Fax: (602) 716-7996
E-mail: LQuerard@azdor.gov
Website: http://www.azdor.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 and oral proceeding on the proposed rule:

Persons may submit questions or comments in writing to the contact person listed in section 4 of this Notice of Proposed Rulemaking within 30 days after publication hereof.

11. Any other matters prescribed by statute applicable to the specific agency or to any specific rule or class of rules. Additional 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:

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:

There is no applicable federal law.

c. Whether a person submitted an analysis to the agency regarding the rule's impact of the competitiveness of businesses in this state as compared to the competitiveness of businesses in other states:

No such 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:

Not applicable

13. The full text of the rules follows:

TITLE 15. REVENUE
CHAPTER 5. DEPARTMENT OF REVENUE
TRANSACTION PRIVILEGE AND USE TAX SECTION

ARTICLE 17. RESTAURANT CLASSIFICATION

Section
R15-5-1708. Gratuities (Tips)

ARTICLE 22. TRANSACTION PRIVILEGE TAX - ADMINISTRATION

Section
R15-5-2204. ~~Change of Business Location or Mailing Address Repealed~~

**ARTICLE 17. RESTAURANT CLASSIFICATION****R15-5-1708. Gratuities (Tips)**

- A. A restaurant's gross receipts from gratuities that are separately stated on the check or bill are not included in the restaurant's tax base if:
1. The exact amount charged on a check or bill for gratuities and any amounts attributable to credit card fees for gratuities, ~~is~~ are segregated on the seller's records for the account of the employees actually providing the services; and
 2. The amounts so segregated less any amounts attributable to credit card fees for gratuities, are distributed directly to the employees providing the services for which the charges were made;
- B. If a restaurant cannot specifically segregate the charges for gratuities and amounts, if any, attributable to credit card fees or if any portion of the amounts charged for gratuities less amounts attributable to credit card fees, is not distributed to the employees ~~involved~~, the total gross receipts from the gratuities including any amounts attributable to credit card fees, are included in the tax base under the restaurant classification.

ARTICLE 22. TRANSACTION PRIVILEGE TAX - ADMINISTRATION**R15-5-2204. ~~Change of Business Location or Mailing Address Repealed~~**

- ~~A. The taxpayer shall apply for a new transaction privilege tax or use tax license if the physical location of the business changes.~~
- ~~B. The taxpayer shall notify the Department of a change in mailing address by submitting a form prescribed by the Department or through AZTaxes.gov.~~



NOTICES OF PROPOSED EXPEDITED RULEMAKING

This section of the Arizona Administrative Register contains Notices of Proposed Expedited Rulemaking. The Office of the Secretary of State is the filing office and publisher of these rules.

Questions about the interpretation of expedited rules should be addressed to the agency promulgating the rules. Refer to item 4 to contact the person charged with the rulemaking.

NOTICE OF PROPOSED EXPEDITED RULEMAKING
TITLE 17. TRANSPORTATION
CHAPTER 4. DEPARTMENT OF TRANSPORTATION
TITLE, REGISTRATION, AND DRIVER LICENSES

[R20-129]

PREAMBLE

- 1. Article, Part, or Section Affected (as applicable) Rulemaking Action
2. Citations to the agency's statutory rulemaking authority to include the authorizing statute (general) and the implementing statute (specific):
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 expedited rules:
4. The agency's contact person who can answer questions about the rulemaking:
5. An agency's explanation why the proposed expedited rule should be made, amended, repealed or renumbered under A.R.S. § 41-1027(A), and why expedited proceedings are justified under A.R.S. § 41-1001(16)(c):
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:
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:



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

The Department is exempt from the requirements under A.R.S. § 41-1055(G) to prepare and file an economic, small business, and consumer impact statement under A.R.S. § 41-1055(D)(2).

9. The agency's contact person who can answer questions about the preliminary summary of the economic, small business and consumer impact of the proposed expedited rule:

Name: Candace Olson, Rules Analyst
 Address: Rules and Policy Development
 Department of Transportation
 206 S. 17th Ave., Mail Drop 180A
 Phoenix, AZ 85007
 Telephone: (602) 712-4534
 E-mail: COlson2@azdot.gov
 Website: <https://azdot.gov/about/government-relations>

10. The time, place, and nature of the proceedings for the making, amendment, or repeal of the rule, and how persons may provide written comment to the agency on the proposed expedited rule under A.R.S. § 41-1027(E):

Written comments on the proposed expedited rulemaking should be directed to the person listed in item 4. All comments must be received by the close of public record at 5:00 p.m. on September 2, 2020. The Department has scheduled the following oral proceeding for public comments:

Date: September 2, 2020
 Time: 11:00 a.m.
 Google Meet: Phone: +1 505-445-7900 PIN: 421 224 070#
 Web address: <https://meet.google.com/ppw-uadm-amz>
 Nature: Oral Proceeding/Public Hearing

Due to health concerns, this meeting will be held virtually. Virtual access will be provided through Google Meet. Persons may access this meeting via the phone number or web address provided above. It is not necessary to have a Google account to participate in this meeting. Any changes to the meeting information will be posted at least 24 hours in advance of the meeting on the Department's website at <https://azdot.gov/about/government-relations>. If you have any questions regarding this, please contact the person listed in item 4.

Pursuant to Title VI of the Civil Rights Act of 1964, and the Americans with Disabilities Act (ADA), the Department does not discriminate on the basis of race, color, national origin, age, gender, disability, or limited English proficiency. Persons that require a reasonable accommodation based on language or disability should contact the ADOT Civil Rights Office at (602) 712-8946 or civilrightsoffice@azdot.gov. Requests should be made as early as possible to ensure the state has an opportunity to address the accommodation.

Personas que requirieren asistencia o una adaptación razonable por habilidad limitada en inglés o discapacidad deben ponerse en contacto con la Oficina de Derechos Civiles de ADOT al (602) 712-8946 o civilrightsoffice@azdot.gov. Las solicitudes deben hacerse tan pronto como sea posible para asegurar que el estado tiene la oportunidad de abordar el alojamiento.

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:

There are no other matters prescribed by statute applicable to the Department or to any specific rule or class of rules.

a. Whether the rules require a permit, license, or agency authorization under A.R.S. § 41-1037(A), and whether a general permit is used and if not, the reasons why a general permit is not used:

These rules do not require the issuance of a regulatory permit, license, or agency authorization.

b. Whether a federal law is applicable to the subject of the rules, whether the rules are more stringent than federal law and if so, citation to the statutory authority to exceed the requirements of federal law:

Federal regulations in 40 CFR 205.152 and 205.166 are applicable to R17-4-510 and in 49 CFR 571.213 are applicable to R17-4-512. The applicable rules are not more stringent than 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 analysis was submitted to the Department.

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

In R17-4-510: 40 CFR 205.152 and 205.166, revised as of July 1, 2019

In R17-4-512: 49 CFR 571.213, revised as of October 1, 2019

13. The full text of the rules follows:

TITLE 17. TRANSPORTATION

**CHAPTER 4. DEPARTMENT OF TRANSPORTATION
 TITLE, REGISTRATION, AND DRIVER LICENSES**



ARTICLE 5. SAFETY

Section

R17-4-501. Definitions

R17-4-502. General Provisions for Visual, Physical, and Psychological Ability to Operate a Motor Vehicle Safely

R17-4-503. Vision ~~standards~~ Standards

R17-4-504. Medical Alert Conditions

R17-4-506. Neurological Standards

R17-4-510. Motorcycle ~~noise level limits~~ Noise Level Limits

R17-4-512. ~~Child restraint~~ Child Restraint Systems in Motor Vehicles

ARTICLE 5. SAFETY

R17-4-501. Definitions

In addition to the definitions provided under A.R.S. §§ 28-101, 28-3001, and 28-3005, ~~and 32-1601~~, in this Article, unless otherwise specified:

- “Adaptation” means a modification of or addition to the standard operating controls or equipment of a motor vehicle.
- “Applicant” ~~or “licensee”~~ means a person:
 - Applying for an Arizona driver license or driver license renewal, or
 - Required by the Department to complete an examination successfully or to obtain an evaluation.
- “Application” means the Department form required to be completed by or for an applicant for a driver license or driver license renewal.
- “Aura” means a sensation experienced before the onset of a neurological disorder.
- “Commercial driver license physical qualifications” means driver medical qualification standards for a person licensed in class A, B, or C to operate a commercial vehicle as prescribed under 49 CFR 391, incorporated by reference under A.A.C. R17-5-202 and R17-5-204.
- “Disqualifying medical condition” means a visual, physical, or psychological condition, including substance abuse, that impairs functional ability.
- ~~“Division” means the Arizona Department of Transportation, Motor Vehicle Division.~~
- “Evaluation” means a medical assessment of an applicant or licensee by a specialist to determine whether a disqualifying medical condition exists.
- “Examination” means testing or evaluating an applicant’s or licensee’s:
 - Ability to read and understand official traffic control devices,
 - Knowledge of safe driving practices and the traffic laws of this state, and
 - Functional ability.
- “Functional ability” means the ability to operate safely a motor vehicle of the type permitted by an Arizona driver license class or endorsement.
- “Licensee” means a person issued a driver license by this state.
- “Licensing action” means an action by the Department to:
 - Issue, deny, suspend, revoke, cancel, or restrict a driver license or driving privileges; or
 - Require an examination or evaluation of an applicant or licensee.
- “Medical alert code” means a system of numerals or letters indicating the licensee suffers from some type of adverse medical condition.
- “Medical screening questions and certification” means the questions and certification on the application.
- “Neurological disorder” means a malfunction or disease of the nervous system.
- “Seizure” means a neurological disorder characterized by a sudden alteration in consciousness, sensation, motor control, or behavior, due to an abnormal electrical discharge in the brain.
- “Specialist” means:
 - A physician who is a surgeon or a psychiatrist;
 - A physician whose practice is limited to a particular anatomical or physiological area or function of the human body, patients with a specific age range; or
 - A psychologist.
- “Substance abuse” means:
 - Use of alcohol in a manner that makes the user an alcoholic as defined in A.R.S. § 36-2021, or
 - Use of a controlled substance in a manner that makes the user a drug dependent person as defined in A.R.S. § 36-2501.
- ~~“Substance abuse counselor” is defined in A.R.S. § 28-3005.~~
- “Substance abuse evaluation” means an assessment by a physician, specialist, or certified substance abuse counselor to determine whether the use of alcohol or a drug impairs functional ability.
- “Successful completion of an examination” means an applicant or licensee:
 - Establishes the visual, physical, and psychological ability to operate a motor vehicle safely, or
 - Achieves a score of at least 80% on any required tests.

R17-4-502. General Provisions for Visual, Physical, and Psychological Ability to Operate a Motor Vehicle Safely

- ~~A. Applicant’s or licensee’s responsibility. To comply with the Division’s screening process for safe operation of a motor vehicle, an applicant or licensee shall:~~
 - ~~1. Provide the Division with all requested information about the applicant’s or licensee’s visual, physical, or psychological condition;~~
 - ~~2. Successfully complete all required examinations;~~



3. Obtain all required evaluations;
 4. Ensure timely submission of evaluation reports to the Division; and
 5. Appear at all required interviews.
- B.A.** Screening process for safe operation of a motor vehicle. ~~This subsection and subsections (C) through subsection (E) state the screening process for safe operation of a motor vehicle.~~
1. An applicant shall complete the application, including the medical screening questions and certification.
 2. An applicant without a valid driver license, ~~who shall successfully completes~~ complete all required examinations, ~~shall~~ or obtain an evaluation if:
 - a. The ~~Division~~ Department informs the applicant that the applicant's responses to the medical screening questions indicate the existence of a disqualifying medical condition; or
 - b. The applicant comes under subsection (C)(1)(a), ~~subsection (C)(1)(c), or subsection (C)(1)(d).~~
 3. An applicant for license renewal shall successfully complete an examination or obtain an evaluation if the applicant's responses to the medical screening questions indicate that since the applicant's last driver license ~~renewal issuance:~~
 - a. The applicant has developed a visual, physical, or psychological condition that may constitute a disqualifying medical condition; or
 - b. There has been a change in an existing visual, physical, or psychological condition that may constitute a disqualifying medical condition.
 4. As soon as ~~an applicant's~~ a licensee's medical condition allows, the ~~applicant~~ licensee shall notify the ~~Division~~ Department, in writing ~~or by telephone~~, that ~~the applicant has or may have~~ a medical condition exists not previously reported to the ~~Division~~ Department that ~~affects~~ may affect the ~~applicant's~~ licensee's functional ability. On receipt of the required notification, the Department shall require the licensee to complete an examination or evaluation.
 5. ~~Upon receipt of the notification required under subsection (B)(4), the Division shall require the applicant to:~~
 - a. ~~Complete the medical screening questions and certification on the application, and~~
 - b. ~~Continue with the screening process for safe operation of a motor vehicle.~~
- C.** Evaluation, interview, and additional evaluation. An applicant or licensee shall submit to an evaluation, ~~attend an interview, or submit to an additional evaluation~~ as required by the ~~Division~~ Department.
1. The ~~Division~~ Department shall require an evaluation if the ~~Director~~ Department notifies the applicant or licensee in writing that:
 - a. The applicant or licensee comes under the provisions of R17-4-503 or R17-4-506;
 - b. The applicant or licensee reports a possible disqualifying medical condition or fails to successfully complete an examination;
 - c. The applicant or licensee shows unexplained confusion, loss of consciousness, or incoherence that is observed by ~~Division~~ Department personnel; or
 - d. A person with direct knowledge submits to the ~~Division~~ Department written information about specific events or conduct indicating the applicant or licensee may have a disqualifying medical condition.
 2. The applicant or licensee shall have the physician, appropriate specialist, or certified substance abuse counselor who performs an evaluation submit timely, to the ~~Division's~~ Department's Medical Review Program, an evaluation report on a form provided by the ~~Division~~ Department.
 3. ~~If the evaluation report on the applicant or licensee is inconclusive regarding the existence of a disqualifying medical condition, the Division shall require the applicant or licensee to appear for an interview to explain information in the evaluation report.~~
 4. ~~If the Division is unable to determine whether a disqualifying medical condition exists after an interview with the applicant or licensee, the Division shall require an additional evaluation, performed by an appropriate specialist and reported to the Division's Medical Review Program, on a form provided by the Division.~~
- ~~5.3.~~ An applicant or licensee shall pay for any expense incurred by the applicant or licensee to show compliance with the visual, physical, and psychological standards for a driver license.
- D.** Licensing action. The ~~Division~~ Department shall take a licensing action after requiring an applicant or licensee to complete an examination successfully, or obtain an evaluation and submit an evaluation report, ~~or appear at an interview.~~
1. The ~~Division~~ Department shall deny a driver license if an applicant or licensee:
 - a. Fails to complete successfully an examination; or
 - b. Fails to:
 - i. Obtain an evaluation; or
 - ii. Have a physician, appropriate specialist, or certified substance abuse counselor submit an evaluation report to the ~~Division~~ Department within 30 days after the ~~Division~~ Department notifies the applicant that an evaluation is required; or
 - iii. ~~Appear at an interview; or~~
 - c. Has an evaluation report submitted that indicates a disqualifying medical condition.
 2. The ~~Division~~ Department shall summarily suspend a ~~licensee's driver license~~ an applicant's or licensee's driving privileges under A.R.S. §§ 28-3306 and 41-1064 for a reason stated in subsection (D)(1).
 3. The ~~Division~~ Department shall issue a revocation notice with a notice of summary suspension. The revocation notice shall inform the ~~applicant~~ applicant or licensee that:
 - a. Unless the ~~Division~~ Department receives the ~~applicant~~ applicant or licensee's timely hearing request under subsection (F), the revocation becomes effective:
 - i. Fifteen days after the date the ~~applicant~~ applicant or licensee is personally served with the notice~~s~~, or
 - ii. Twenty days after the date the notice is mailed to the ~~applicant~~ applicant or licensee.
 - b. ~~A person~~ An applicant or licensee who wishes to obtain a license after suspension or revocation shall reapply for a license as specified in A.R.S. § 28-3315.



- 4. The ~~Division~~ Department shall issue a driver license to an applicant or shall not suspend or revoke a licensee's driver license an applicant or licensee's driving privileges if:
 - a. The applicant or licensee successfully completes all required examinations and the ~~Division~~ Department does not require an evaluation, or
 - b. The applicant or licensee obtains all required evaluations and the most recent evaluation report submitted on behalf of the applicant or licensee conclusively indicates no disqualifying medical condition.
- E. Driver license restrictions. If an applicant or licensee uses an adaptation, including those listed below to demonstrate functional ability during an examination, the ~~Division~~ Department shall indicate the adaptation as a restriction on a driver license issued to the applicant or licensee and on the applicant's or licensee's driving record.
 - 1. Automatic transmission,
 - 2. Hand dimmer switch,
 - 3. Left-foot gas pedal,
 - 4. Parking-brake extension,
 - 5. Power steering,
 - 6. Power brakes,
 - 7. Six-way power seat,
 - 8. Right-side directional signal,
 - 9. A device that enables an operator to spin the steering wheel,
 - 10. A device that enables full foot control,
 - 11. Dual outside mirrors,
 - 12. Chest restraints,
 - 13. Shoulder restraints,
 - 14. A device that extends pedals,
 - 15. A device that enables full hand control, ~~and~~
 - 16. Adapted seat, ~~and~~
 - 17. Prosthetic aid.
- F. Hearings. ~~This subsection states the hearing procedure for licensing actions taken by the Division after the screening process for safe operation of a motor vehicle. The Department's Executive Hearing Office shall conduct the hearing as provided under A.R.S. Title 41, Chapter 6, Article 6, and 17 A.A.C. 1, Article 5.~~
 - 1. ~~If the Division takes an adverse licensing action under this Section, an applicant or licensee may request a hearing with the Division's Executive Hearing Office. A hearing request is timely if received by the Division:~~
 - a. ~~Within 15 days after the date the notice is delivered to the applicant or licensee, or~~
 - b. ~~Within 20 days after the date the notice is mailed to the applicant or licensee.~~
 - 2. ~~A.A.C. R17-1-501 through R17-1-511 and R17-1-513 govern a hearing conducted under this subsection.~~
 - 3. ~~The administrative law judge shall sustain, modify, or void the Division's licensing action.~~
- G. The ~~Division~~ Department shall not release information required to be submitted to the ~~Division~~ Department under this Section by an applicant or licensee except to a person or entity qualified under A.R.S. § 28-455.

R17-4-503. Vision ~~standards~~ Standards

- A. Definitions.
 - 1. "Binocular vision" means the ability to see in both eyes.
 - 2. "Bioptic Telescopic Lens System" means a bioptic, spectacle-mounted corrective lens prescribed by a physician or optometrist for meeting vision acuity requirements for driving that uses magnification as the main method of obtaining minimal visual acuity.
 - 3. "Corrected visual acuity" means distance vision corrected by eyeglasses, contact lenses, or a bioptic telescopic lens system.
 - 4. "Corrective lens" means eyeglasses, contact lenses, or a bioptic telescopic lens system used to correct distance vision.
 - 5. "Diplopia" means double vision.
 - 6. "Field of vision" means the area in which objects may be seen when the eye is fixed.
 - 7. "Impaired night vision" means below normal ability to see in reduced light.
 - 8. "Monocular vision" means the ability to see in one eye only.
 - 9. "Optometrist" means a person licensed to practice optometry in any state, territory, or possession of the United States or the Commonwealth of Puerto Rico.
 - 10. "Retinitis pigmentosa" means a chronic progressive inflammation of the retina with atrophy and pigmentary infiltration of the inner layers of the retina.
 - 11. "Snellen Chart" means a chart imprinted with lines of black letters of decreasing size for testing visual acuity.
 - 12. "Visual acuity" means the clarity of a person's vision.
- B. Standard. The following applies only to class D, G, or M applicants or licensees.
 - 1. Visual acuity. A person shall have binocular or monocular vision and visual acuity of 20/40 in at least one eye.
 - a. The Department shall not license a person with monocular vision and visual acuity of 20/50 or greater.
 - b. The Department shall not license a person with binocular vision and visual acuity of 20/70 or greater.
 - 2. Field of vision. Field of vision shall be 70 degrees or greater temporally, and 35 degrees or greater nasally, in at least one eye.
- C. Restrictions.
 - 1. A person with corrected vision shall wear corrective lenses at all times when driving if the corrective lens is required to achieve the vision standards in subsection (B).
 - 2. The ~~Division~~ Department shall restrict a person with diagnosed impaired night vision to daytime driving only.
 - 3. The ~~Division~~ Department shall restrict a person with binocular vision and corrected or uncorrected visual acuity of 20/50 or 20/60, when using both eyes, to daytime driving only.



4. ~~The Division shall not license a person with monocular vision and visual acuity of 20/50 or greater.~~
5. ~~The Division shall not license a person with binocular vision and visual acuity of 20/70 or greater.~~
- D. Screening process.
1. ~~The Division Department, a physician, or an optometrist may administer visual acuity and field of vision screening through the use of visual screening equipment or the Snellen Chart to determine if a person's visual acuity and field of vision meets minimum standards and through the use of visual screening equipment to determine if a person's field of vision meets minimum standards.~~
 2. A person may use a bioptic telescopic lens system during vision screening.
 - a. Beginning on the date of ~~a~~ an initial application and every year thereafter, a person using a bioptic telescopic lens system shall submit to the Division Department an annual exam performed by a physician or optometrist to ascertain whether the person has a progressive eye disease.
 - b. ~~The Division Department shall not license a person using a bioptic telescopic lens system unless the person submits to the Division Department a written statement from vision examination form provided by the Department and completed by a physician or an optometrist indicating that the individual meets the visual acuity standard as prescribed in subsection (B).~~
 - c. ~~The Division Department shall not license a person using a bioptic telescopic lens system with magnification of the lens that is more than 4X.~~
 3. ~~The Division shall conduct visual acuity screening through the use of visual screening equipment or the Snellen Chart to determine whether a person's corrected vision is 20/40 in at least one eye.~~
- E. Reporting requirements.
1. A person choosing to have initial visual acuity and visual field screening done by a physician or an optometrist shall submit the results to the Division Department.
 2. If the Division Department does initial visual acuity and visual field screening and the person does not meet vision standards of subsection (B), the Division Department shall require the person to submit the results of the person's visual acuity and vision field screening by a physician or an optometrist.
 3. The Division Department shall require a person diagnosed with any of the following conditions to file the results of the person's visual acuity and visual field screening completed by the physician or optometrist:
 - a. Any progressive eye disease,
 - b. Diplopia, or
 - c. Impaired night vision.
- F. Results of visual acuity and visual field screening from a physician or optometrist shall contain the following.
1. An examination date no more than three months before the submission date to the Division Department;
 2. Visual acuity and field of vision;
 3. If applicable, specification that the person is monocular;
 4. If applicable, diagnosis of any condition described in subsection (E)(3);
 5. Any recommendations on frequency of reporting requirements for the person, in addition to those required by the Division Department;
 6. Suggested restrictions on driving, in addition to those required by the Division Department; and
 7. Any recommendations on the person's ability to safely operate a motor vehicle.
- G. The Division Department shall require a driving test if a person's eye disease is determined by a physician or optometrist to be progressive.

R17-4-504. Medical Alert Conditions

- A. Definition. In this Section, "license" means any class driver license, commercial driver license, non-operating identification license, or instruction permit.
- B. Medical alert condition displayed on license. The Division Department will provide on each license a space to indicate a medical alert condition. A list of recognized medical alert conditions is available at all Motor Vehicle Division Customer Service offices and Authorized Third Party Driver License offices.
- C. Retention of medical alert condition authorization. The Division Department will not maintain the medical alert code on the Division Department computer record unless written authorization is submitted.
- D. A person shall submit a signed statement, from a physician or registered nurse practitioner, stating that the person is diagnosed with a medical condition. The signed statement is required every time the person requests a license unless the person authorizes the Division Department to maintain the medical alert code ~~in~~ on the Division Department computer record.

R17-4-506. Neurological Standards

- A. Driver license application.
1. A person who has a seizure in the three months before applying for a driver license shall undergo ~~a medical examination an~~ evaluation as provided in R17-4-502.
 2. After the ~~medical examination evaluation~~ under R17-4-502, the person or the person's physician shall submit the medical examination report to the Division Department.
 3. The Division Department shall not issue a driver license to a person if the medical examination report shows that the person has a neurological disorder that affects the person's ability to operate a motor vehicle safely.
- B. Driver license revocation.
1. A person with a driver license or ~~non-resident~~ nonresident driving privileges who experiences a seizure shall cease driving and:
 - a. Undergo ~~a medical examination an~~ evaluation as provided in R17-4-502;
 - b. Submit the medical examination report to the Division Department; and
 - c. Undergo a follow-up ~~medical examination~~ evaluation within one year after the seizure or within a shorter time, as recommended by a physician.



- 2. After each ~~medical examination evaluation~~, the person or the person’s physician shall submit the applicable medical examination report to the ~~Division Department~~.
 - 3. The ~~Division Department~~ shall revoke a person’s driver license or nonresident ~~driver driving~~ privileges if any medical examination report shows the person has a neurological disorder that affects the person’s ability to operate a motor vehicle safely.
- C. Medical examination report. A medical examination report under this Section shall include the following information:
- 1. Age at onset of seizures, diagnosis, and history;
 - 2. Aftereffects of seizures;
 - 3. EEG findings, if any;
 - 4. Description, cause, frequency, duration, and date of most recent seizure;
 - 5. Current medications, including dosage, side effects, and serum level; and
 - 6. A physician’s medical opinion as to whether the neurological disorder will affect the person’s ability to operate a motor vehicle safely.
- D. Physician’s medical opinion. A neurological disorder does not affect a person’s ability to operate a motor vehicle safely if a physician concludes with reasonable medical certainty that:
- 1. Any seizure that occurred within the last three months was due to a change in anticonvulsant medication ordered by a physician and that seizures are under control after the change in medication;
 - 2. Any seizure that occurred within the last three months was a single event that will not recur in the future;
 - 3. Any seizure is likely to occur but has an established pattern of occurring only during sleep; or
 - 4. There is an established pattern of an aura of sufficient duration to allow the person to cease operating a motor vehicle immediately at the onset of the aura.

R17-4-510. Motorcycle ~~noise level limits~~ Noise Level Limits

~~A. No person shall operate any motorcycle on the streets or highways of the state of Arizona at any time or under any condition of grade, load, acceleration or deceleration in such a manner as to exceed the following noise limits. For the purpose of this Section, “dBA” shall mean “A” weighted decibel, a sound level measurement unit.~~

Model year of motorcycle	Speed limit of 35 m.p.h. or less	Speed limit of more than 35 m.p.h. and less than or equal to 45 m.p.h.	Speed limit of more than 45 m.p.h.
Before 1972	84 dBA	88 dBA	88 dBA
1972-1980	79 dBA	82 dBA	86 dBA
After 1980	76 dBA	80 dBA	83 dBA

- ~~B. The noise limits established by this Section shall be based on measurements taken at a distance of 50 feet from the center of the lane of travel within the specified speed limit. Noise measurements can be made at distances other than 50 feet from the center of the lane of travel. In such cases, the measurement shall be corrected to what it would be at the standard distance of 50 feet, for comparison with the standard.~~
- ~~C. For speed zones of 35 miles per hour or less, notwithstanding the provisions stated above, measurement shall not be made within 200 feet of any intersection controlled by an official traffic device or within 20 feet of the beginning or end of any grade in excess of plus or minus 1%. Measurements shall be made when it is reasonable to assume that the vehicle flow is at a constant rate of speed and measurement shall not be made under congested traffic conditions which require notice able acceleration or deceleration. The Department incorporates by reference 40 CFR 205.152 and 205.166, revised as of July 1, 2019, and no later amendments or editions. The incorporated material is on file with the Department at 206 S. 17th Avenue, Phoenix, AZ 85007. The incorporated material is published by National Archives and Records Administration, Office of the Federal Register, 8601 Adelphi Road, College Park, MD 20740-6001, and printed and distributed by the U.S. Government Publishing Office, P.O. Box 979050, St. Louis, MO 63197-9000. The incorporated material can be viewed online at <http://www.ofr.gov> or <https://www.govinfo.gov/app/collection/cfr> and ordered online by visiting the U.S. Government Online Bookstore at <http://bookstore.gpo.gov>. The International Standard Book Number is 9780160952975.~~

R17-4-512. Child restraint ~~Child Restraint~~ Systems in Motor Vehicles

The Motor Vehicle ~~Division Department~~ incorporates by reference the Federal Motor Vehicle Safety Standards for child restraint system ~~under 49 CFR 571.213, Federal Motor Vehicle Safety Standard number 213 revised as of the October 1, 2003 2019, edition~~ and no later amendments or editions. The incorporated material is available from the U.S. Government Printing Office, Superintendent of Documents, Mail Stop: SSOP, Washington, D.C. 20402-0001, and is on file with the ~~Division Department~~ at 206 S. 17th Avenue, Phoenix, AZ 85007. The incorporated material is published by National Archives and Records Administration, Office of the Federal Register, 8601 Adelphi Road, College Park, MD 20740-6001, and printed and distributed by the U.S. Government Publishing Office, P.O. Box 979050, St. Louis, MO 63197-9000. The incorporated material can be viewed online at <http://www.ofr.gov> or <https://www.govinfo.gov/app/collection/cfr> and ordered online by visiting the U.S. Government Online Bookstore at <http://bookstore.gpo.gov>. The International Standard Book Number is 9780160954894.



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 TRANSPORTATION HIGHWAYS

[R20-126]

- 1. Agency name: Department of Transportation
2. Title and its heading: 17, Transportation
3. Chapter and its heading: 3, Department of Transportation - Highways
4. Article and its heading: 8, Arizona Parkways and Historic and Scenic Roads

As required by A.R.S. § 41-1056(J), the Council provides notice that the following rule expired as of February 4, 2020:

R17-3-807. Approvals and Agreements Between Agencies for Designation

Signature is of Nicole Sornsini Nicole Sornsini Council Chair

Date of Signing July 17, 2020



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
BOARD OF COSMETOLOGY

[R20-127]

- 1. Title and its heading: 4, Professions and Occupations
Chapter and its heading: 10, Board of Cosmetology
Article and its heading: 1, General Provisions; 2, Schools; 3, Students; 4, Salons
Section numbers: R4-10-101, R4-10-102, R4-10-104, R4-10-105, R4-10-108, R4-10-110, R4-10-111, R4-10-112, R4-10-114, R4-10-201 through R4-10-210, R4-10-301 through R4-10-306; and R4-10-401 through R4-10-405 (Additional Sections may be made, amended, or repealed as needed)
2. The subject matter of the proposed rule: The rulemaking continues the work started in a rulemaking approved by the Council on October 3, 2017. In this rulemaking, the Board amends rules to make them consistent with statute (See A.R.S. §§ 41-1080 and 41-1092.09), Board practice, and industry standards. It also makes changes identified as needed in a 5YRR approved by the Council on August 5, 2016, and makes the rules consistent with current rulemaking standards. The rulemaking includes a new fee that is specifically authorized under A.R.S. § 32-507. The Board is also making amendments to address recent statutory changes dealing with training by apprenticeship (See Laws 2019, Chapter 109) and licensure by universal recognition (See Laws 2019, Chapter 55). An exemption from EO2019-01 was provided for this rulemaking by Emily Rajakovich in an e-mail dated February 26, 2019.
3. A citation to all published notices relating to the proceeding: None
4. Name and address of agency personnel with whom persons may communicate regarding the rule: Name: Kimberly Scoplitte, Executive Director; Address: Board of Cosmetology, 1740 W. Adams, Suite 4400, Phoenix, AZ 85007; Telephone: (480) 784-4632; Fax: (480) 784-4962; E-mail: kscoplitte@azboc.gov; Website: www.boc.az.gov
5. The time during which the agency will accept written comments and the time and place where oral comments may be made: The Board will accept comments during business hours at the address listed in item 4. Information regarding an oral proceeding will be included in the Notice of Proposed Rulemaking.
6. A timetable for agency decisions or other action on the proceeding, if known: To be determined



**NOTICE OF RULEMAKING DOCKET OPENING
DEPARTMENT OF REVENUE
TRANSACTION PRIVILEGE AND USE TAX SECTION**

[R20-128]

- 1. Title and its heading:** 15, Revenue
- Chapter and its heading:** 5, Department of Revenue – Transaction Privilege and Use Tax Section
- Article and its heading:** 17, Restaurant Classification
- Section numbers:** 22, Transaction Privilege Tax – Administration
R15-5-1708 and R15-5-2204
- 2. The subject matter of the proposed rule:**
The agency is amending R15-5-1708, which is related to gratuities; and is repealing R15-5-2204, which pertains to a business changing its location or mailing address.
- 3. A citation to all published notices relating to the proceeding:**
Notice of Proposed Rulemaking: 26 A.A.R. 1579, August 7, 2020 (*in this issue*)
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Lisa Querard
Address: Department of Revenue
1600 W. Monroe St., Mail Code 1300
Phoenix, AZ 85007
Telephone: (602) 716-6813
Fax: (602) 716-7996
E-mail: lquerard@azdor.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Refer to the Notice of Proposed Rulemaking in this issue (page 1579)
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
None

**NOTICE OF RULEMAKING DOCKET OPENING
DEPARTMENT OF TRANSPORTATION
TITLE, REGISTRATION, AND DRIVER LICENSES**

[R20-130]

- 1. Title and its heading:** 17, Transportation
- Chapter and its heading:** 4, Department of Transportation – Title, Registration, and Driver Licenses
- Article and its heading:** 5, Safety
- Section numbers:** R17-4-501 through R17-4-504, R17-4-506, R17-4-510, and R17-4-512
(Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rules:**
The Department engages in this expedited rulemaking to incorporate the changes proposed in the Department’s recent five-year review report on 17 A.A.C. Chapter 4, Article 5. This rulemaking includes updates and clarification to the definitions, removal of old and inconsistent information, clarification of the evaluation requirements, clarification of the vision standards and requirements, removal of the unnecessary process of conducting medical-related interviews and additional evaluations, and updates to the standards for the motorcycle noise limits and for child restraint systems.
- 3. A citation to all published notices relating to the proceeding:**
Notice of Proposed Expedited Rulemaking: 26 A.A.R. 1582, August 7, 2020 (*in this issue*)
- 4. The name and address of agency personnel with whom persons may communicate regarding the rules:**
Name: Candace Olson, Rules Analyst
Address: Rules and Policy Development
Department of Transportation
206 S. 17th Ave., Mail Drop 180A
Phoenix, AZ 85007
Telephone: (602) 712-4534
E-mail: COlson2@azdot.gov
Please visit the ADOT website to track the progress of this rulemaking and any other agency rulemaking matters at <https://azdot.gov/about/government-relations>.



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

Written comments may be submitted at any time prior to the close of the public record listed in the Notice of Proposed Expedited Rulemaking (in this issue). All comments should be directed to the person listed under item 4. Any information regarding an oral proceeding scheduled for this rulemaking is included in the Notice of Proposed Expedited Rulemaking in this issue.

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

To be determined



NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rulemaking information that does not fit into any other category of notice; and other types of information required by statute to be published in the Register.

Because of the variety of Notices of Public Information, the Office of the Secretary of State has not established a specific publishing format for these notices. We do however require agencies to use a numbered list of questions and answers and follow our filing requirements by presenting receipts with electronic and paper copies.

**NOTICE OF PUBLIC INFORMATION
DEPARTMENT OF ENVIRONMENTAL QUALITY
PESTICIDES AND WATER POLLUTION CONTROL**

[M20-33]

- 1. Name of the Agency:** Department of Environmental Quality
- Title and its heading:** 18, Environmental Quality
- Chapter and its heading:** 6, Department of Environmental Quality - Pesticides and Water Pollution Control
- Article and its heading:** 3, Groundwater Protection List
- Section and its heading:** R18-6-301, Groundwater Protection List

2. The public information relating to the listed statute:

Pursuant to A.R.S. § 49-305, the Arizona Department of Environmental Quality (Department) maintains a Groundwater Protection List (GWPL) composed of agricultural use pesticides and active ingredients that have the potential to pollute groundwater. The statute requires the Department to place a pesticide identified under A.R.S. § 49-303(C)(2) and (3) on the GWPL, and to regulate the use of the pesticide if the pesticide is intended for application to or injection into the soil by ground-based application equipment or chemigation, or the label of the pesticide requires or recommends that the application be followed within 72 hours by flood or furrow irrigation.

3. 2020 Groundwater Protection List

The GWPL is a list of agricultural use pesticide active ingredients that have the potential to pollute groundwater. An agricultural use pesticide active ingredient is placed on the GWPL for any of the following reasons: 1) it fails to comply with the established specific numeric values, 2) the environmental fate assessment indicates potential to leach to groundwater, or 3) an active ingredient or degradation product has been detected in groundwater consistent with established testing requirements.

Pursuant to A.A.C. R18-6-301, the Department is publishing the 2020 GWPL. The 2019 GWPL contained 100 active ingredients; the 2020 GWPL would add one active ingredient. The 2020 GWPL will become effective on December 1, 2020, in accordance with R18-6-301(A)(3) and will be posted on the agency’s website at: <http://www.azdeq.gov/enviro/water/permits/pesticide.html>

2020 Groundwater Protection List		
#	CAS Number	Chemical Name
1.	94-75-7	2,4-D Acid
2.	1928-43-4	2,4-D 2-Ethylhexyl Ester
3.	1929-73-3	2,4-D Butoxyethyl Ester
4.	5742-19-8	2,4-D Diethanolamine Salt
5.	2008-39-1	2,4-D Dimethylamine Salt
6.	5742-17-6	2,4-D Isopropylamine Salt
7.	94-11-1	2,4-D Isopropyl Ester of
8.	32341-80-3	2,4-D Trisopropanolamine Salt
9.	34256-82-1	Acetochlor
10.	135158-54-2	Acibenzolar-S-Methyl
11.	129909-90-6	Amicarbazone
12.	858956-08-8	Aminocyclopyrachlor
13.	1912-24-9	Atrazine
14.	131860-33-8	Azoxystrobin
15.	352010-68-5	Bicyclopyrone
16.	314-40-9	Bromacil
17.	53404-19-6	Bromacil, Lithium Salt
18.	63-25-2	Carbaryl



2020 Groundwater Protection List		
#	CAS Number	Chemical Name
19.	128639-02-1	Carfentrazone-Ethyl
20.	50008-15-1	Chlorantraniliprole
21.	122453-73-0	Chlorfenapyr
22.	1702-17-6	Clopyralid
23.	57754-85-5	Clopyralid monoethanolamine salt
24.	1897-45-6	Chlorothalonil
25.	420-04-2	Cyanamide
26.	736994-63-1	Cyantraniliprole
27.	113136-77-9	Cyclanilide
28.	52918-63-5	Deltamethrin
29.	13684-56-5	Desmedipham
30.	1918-00-9	Dicamba
31.	25059-78-3	Dicamba, DEA Salt
32.	104040-79-1	Dicamba, DGA Salt
33.	2300-66-5	Dicamba, DMA Salt
34.	10007-85-9	Dicamba, Potassium Salt
35.	1982-69-0	Dicamba, Sodium Salt
36.	110488-70-5	Dimethomorph
37.	165252-70-0	Dinotefuran
38.	330-54-1	Diuron
39.	144-21-8	DSMA (Disodium Methanearsonate)
40.	137512-74-4	Emamectin Benzoate
41.	115-29-7	Endosulfan
42.	473798-59-3	Fenpyrazamine
43.	104040-78-0	Flazasulfuron
44.	158062-67-0	Flonicamid
45.	145701-21-1	Florasulam
46.	335104-84-2	Flubendiamide
47.	318290-98-1	Fluensulfone
48.	142459-58-3	Flufenacet (Thiafluamide)
49.	658066-35-4	Fluopyram
50.	193740-76-0	Fluoxastrobin
51.	951659-40-8	Flupyradifurone
52.	66332-96-5	Flutolanil
53.	76674-21-0	Flutriafol
54.	77182-82-2	Glufosinate-Ammonium
55.	112226-61-6	Halofenozide
56.	100784-20-1	Halosulfuron-Methyl
57.	114311-32-9	Imazamox
58.	104098-48-8	Imazapic
59.	81335-77-5	Imazethapyr
60.	101917-66-2	Imazethapyr, Ammonium Salt
61.	122548-33-8	Imazosulfuron
62.	138261-41-3	Imidacloprid
63.	950782-96-2	Indaziflam
64.	330-55-2	Linuron
65.	128-58-3	MAA (Methanearsonic Acid)
66.	374726-62-2	Mandipropamid
67.	12427-38-2	Maneb
68.	16484-77-8	Mecoprop-P (MCP-P)
69.	70630-17-0	Mefenoxam
70.	208465-21-8	Mesosulfuron-Methyl
71.	16752-77-5	Methomyl
72.	161050-58-4	Methoxyfenozide
73.	21087-64-9	Metribuzin
74.	2163-80-6	Monosodium Methanearsonate (MSMA)
75.	111991-09-04	Nicosulfuron
76.	23135-22-0	Oxamyl



2020 Groundwater Protection List		
#	CAS Number	Chemical Name
77.	494793-67-8	Penflufen
78.	117428-22-5	Picoxystrobin
79.	1610-78-0	Prometon
80.	7287-19-6	Prometryn
81.	18311274-15-7	Propoxycarbazone-sodium
82.	94125-34-5	Prosulfuron
83.	123312-89-0	Pymetrozine
84.	175013-18-0	Pyraclostrobin
85.	221205-90-9	Pyrimisulfan*
86.	123343-16-8	Pyrithiobac Sodium
87.	447399-55-5	Pyroxasulfone
88.	84087-01-4	Quinclorac
89.	372137-35-4	Saflufenacil
90.	87392-12-9	S-Metolachlor
91.	81591-81-3	Sulfosate
92.	107534-96-3	Tebuconazole
93.	112410-23-8	Tebufenozide
94.	153719-23-4	Thiamethoxam
95.	317815-83-1	Thiencarbazone-methyl
96.	1101132-69-5	Tolpyralate
97.	210631-68-8	Topramezone
98.	55335-06-3	Triclopyr
99.	117718-60-2	Thiazopyr
100.	199119-58-9	Trifloxysulfuron-Sodium
101.	95266-40-3	Trinexapac-Ethyl

Bold text indicates ingredients that have been detected historically in Arizona groundwater.

Asterisk (*) indicates new additions to the GWPL.

4. The name and address of agency personnel with whom persons may communicate:

Name: Mohamed Hegazy, Ph.D., P.E., Pesticide Program Coordinator
 Address: Department of Environmental Quality
 1110 W. Washington St., 5415B-3
 Phoenix, AZ 85007
 E-mail: Hegazy.Mohamed@azdeq.gov



NOTICES OF ORAL PROCEEDING

If an agency schedules an oral proceeding, a public workshop, or another type of meeting on a proposed rulemaking, a rulemaking docket opening, or a proposed delegation agreement, the agency shall prepare a Notice

of Oral Proceeding, a Notice of Public Workshop, or Notice of Meeting (specifying the type of meeting) for publication in the Register.

NOTICE OF ORAL PROCEEDING ON PROPOSED RULEMAKING BOARD OF TECHNICAL REGISTRATION

[M20-34]

- 1. Name of the agency: Board of Technical Registration
2. Title and its heading: 4, Professions and Occupations
Chapter and its heading: 30, Board of Technical Registration
3. Articles, Parts, or Sections (as applicable) being proposed: R4-30-106, R4-30-247
Rulemaking Action: Amend, Amend
4. Citations to all notices published in the Register concerning the proposed rulemaking: Notice of Supplemental Proposed Rulemaking: 26 A.A.R. 1428, July 17, 2020
Notice of Proposed Rulemaking: 25 A.A.R. 3477, December 6, 2019
Notice of Rulemaking Docket Opening: 25 A.A.R. 3291, November 8, 2019
5. The date, time, and location of the oral proceeding: Date: September 10, 2020
Time: 8:00 a.m. to Noon
Location: 1110 W. Washington St., Suite 240 Phoenix AZ 85007

The Board will attempt to accommodate those wishing to attend the proceeding remotely. If you wish to attend remotely, please contact Kurt Winter at: kurt.winter@azbtr.gov

- 6. The name and address of agency personnel to whom questions and comments on the proposed rules may be addressed: Name: Kurt Winter, Communications Manager
Address: Board of Technical Registration 1110 W. Washington St., Suite 240 Phoenix AZ, 85007
Telephone: (602) 376-2400
E-mail: kurt.winter@azbtr.gov



GOVERNOR EXECUTIVE ORDER

Executive Order 2020-02 is being reproduced in each issue of the *Administrative Register* as a notice to the public regarding state agencies' rulemaking activities.

This order has been reproduced in its entirety as submitted.

EXECUTIVE ORDER 2020-02

Moratorium on Rulemaking to Promote Job Creation and Economic Development; Implementation of Licensing Reform Policies

[M20-01]

WHEREAS, government regulations should be as limited as possible; and

WHEREAS, burdensome regulations inhibit job growth and economic development; and

WHEREAS, protecting the public health, peace and safety of the residents of Arizona is a top priority of state government; and

WHEREAS, in 2015, the State of Arizona implemented a moratorium on all new regulatory rulemaking by State agencies through executive order, and renewed the moratorium in 2016, 2017, 2018 and 2019; and

WHEREAS, the State of Arizona eliminated or improved 637 burdensome regulations in 2019 and a total of 2,289 needless regulations have been eliminated or improved since 2015; and

WHEREAS, estimates show these eliminations saved job creators \$53.9 million in operating costs in 2019 and a total of over \$134.3 million in savings since 2015; and

WHEREAS, in 2019, for every one new necessary rule added to the Administrative Code, five have been repealed or improved; and

WHEREAS, approximately 354,000 private sector jobs have been added to Arizona since January 2015; and

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

WHEREAS, each State agency shall continue to conduct 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 while protecting the health and safety of residents; and

WHEREAS, each State agency should continue to evaluate its administrative rules using any available and reliable data and performance metrics; and

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, 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 justifications 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 federal court 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 which are antiquated, redundant or otherwise no longer necessary for the operation of state government.
2. A State agency that submits a rulemaking request pursuant to this Order shall recommend for consideration by the Office of the Governor at least *three* existing rules to eliminate for every *one* additional rule requested by the agency.



3. A State agency that submits a rulemaking exemption request pursuant to this Order shall include with their request an analysis of how small businesses may be impacted by any newly proposed rules or rule modifications.
4. A State agency subject to this Order shall not publicize any directives, policy statements, documents or forms on its website unless such are explicitly authorized by the Arizona Revised Statutes or Arizona Administrative Code. Any material that is not specifically authorized must be removed immediately.
5. A State agency that issues occupational or professional licenses shall prominently post on the agency’s website landing page all current state policies that ease licensing burdens and the exact steps applicants must complete to receive their license using these policies. State agencies should provide information that applies to all applicants, but have a designated area on such landing page that includes licensing information specifically for military spouses, active duty service members and veterans and all policies that make it easier for these applicant groups to receive their license. Examples of reduced licensing burdens include universal recognition of out-of-state licenses, availability of temporary licenses, fee waivers, exam exemptions and/or allowing an applicant to substitute military education or experience for licensing requirements. A landing page feature may link to an internal agency web page with more information, if necessary. All information must be easy to locate and written in clear and concise language.
6. All state agencies that are required to issue occupational or professional licenses by universal recognition (established by section 32-4302, Arizona Revised Statutes) must track all applications received for this license type. Before any agency denies a professional or occupational license applied for under section 32-4302, Arizona Revised Statutes, the agency shall submit the application and justification for denial to the Office of the Governor for review before any official action is taken by the agency. The Office of the Governor should be notified of any required timeframes, whether in statute or rule, for approval or denial of the license by the agency.
7. 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.
8. 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 section 41-1001, Arizona Revised Statutes.

IN WITNESS THEREOF, 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 13th day of January in the Year Two Thousand and Twenty and of the Independence of the United States of America the Year Two Hundred and Forty-Fourth.

ATTEST:
Katie Hobbs
SECRETARY OF STATE



REGISTER INDEXES

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

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

XN = Exempt new Section
 XM = Exempt amended Section
 XR = Exempt repealed Section
 X# = Exempt renumbered Section

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

2020 Arizona Administrative Register Volume 26 Page Guide

Issue 1, Jan. 3, 2020.....1-44	Issue 2, Jan. 10, 2020.....45-96	Issue 3, Jan. 17, 2020.....97-124
Issue 4, Jan. 24, 2020.....125-182	Issue 5, Jan. 31, 2020.....183-218	Issue 6, Feb. 7, 2020.....219-258
Issue 7, Feb. 14, 2020.....259-304	Issue 8, Feb. 21, 2020.....305-330	Issue 9, Feb. 28, 2020.....331-366
Issue 10, March 6, 2020.....367-396	Issue 11, March 13, 2020.....397-468	Issue 12, March 20, 2020.....469-524
Issue 13, March 27, 2020.....525-584	Issue 14, April 3, 2020.....585-640	Issue 15, April 10, 2020.....641-674
Issue 16, April 17, 2020.....675-718	Issue 17, April 24, 2020.....719-776	Issue 18, May 1, 2020.....777-874
Issue 19, May 8, 2020.....875-942	Issue 20, May 15, 2020.....943-992	Issue 21, May 22, 2020.....993-1042
Issue 22, May 29, 2020.....1043-1112	Issue 23, June 5, 2020.....1113-1152	Issue 24, June 12, 2020.....1153-1196
Issue 25, June 19, 2020.....1197-1254	Issue 26, June 26, 2020.....1255-1300	Issue 27, July 3, 2020.....1301-1338
Issue 28, July 10, 2020.....1339-1394	Issue 29, July 17, 2020.....1395-1446	Issue 30, July 24, 2020.....1447-1496
Issue 31, July 31, 2020.....1497-1574		

RULEMAKING ACTIVITY INDEX

Rulemakings are listed in the Index by Chapter, Section number, rulemaking activity abbreviation and 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.

THIS INDEX INCLUDES RULEMAKING ACTIVITY THROUGH ISSUE 31 OF VOLUME 26.

Accountancy, Board of R4-1-101. FM-339 R4-1-104. FM-339 R4-1-115.03. FM-339 R4-1-226.01. FM-339 R4-1-228. FR-339; FN-339 R4-1-229. FM-339 R4-1-341. FM-339 R4-1-344. FM-339 R4-1-345. FM-339 R4-1-346. FM-339 R4-1-453. FM-339 R4-1-454. FM-339 R4-1-455. FM-339 R4-1-455.01. FM-339 R4-1-456. FM-339 Administration, Department of - Public Buildings Maintenance R2-11-501. FN-679 Agriculture, Department of - Animal Services Division R3-2-101. FM-781 R3-2-102. FM-781 R3-2-203. FXM-1471 R3-2-208. FM-781 R3-2-301. FR-781 R3-2-302. FM-781 R3-2-401. FM-781 R3-2-402. FM-781 R3-2-403. FN-781 R3-2-404. FM-781 R3-2-405. FM-781 R3-2-406. FM-781 R3-2-407. FM-781 R3-2-408. FM-781	R3-2-409. FM-781 R3-2-410. FR-781; FN-812 R3-2-411. FR-781 R3-2-412. FR-781 R3-2-413. FM-781 R3-2-501. FM-781 R3-2-503. FM-781 R3-2-504. FM-781 R3-2-505. FM-781 R3-2-601. FR-781 R3-2-602. FM-781 R3-2-603. FR-781 R3-2-604. FR-781 R3-2-605. FM-781 R3-2-606. FM-781 R3-2-607. FM-781 R3-2-608. FR-781 R3-2-609. FM-781 R3-2-611. FM-781 R3-2-612. FM-781 R3-2-613. FM-781 R3-2-614. FM-781 R3-2-615. FM-781 R3-2-616. FM-781 R3-2-617. FM-781 R3-2-618. FM-781 R3-2-620. FM-781 R3-2-701. FM-781; FXM-1471 R3-2-702. FM-781 R3-2-703. FM-781 R3-2-708. FM-781 R3-2-801. FM-781 R3-2-803. FM-781 R3-2-804. FM-781 R3-2-805. FM-781 R3-2-807. FM-781	R3-2-808. FM-781 R3-2-810. FXM-1471 R3-2-901. FM-781 R3-2-902. FM-781 R3-2-906. FM-781 R3-2-907. FM-781 R3-2-908. FM-781 R3-2-1101. FXN-916 R3-2-1102. FXN-916 R3-2-1103. FXN-916 R3-2-1104. FXN-916 R3-2-1105. FXN-916 R3-2-1106. FXN-916 R3-2-1107. FXN-916 R3-2-1108. FXN-916 R3-2-1109. FXN-916 R3-2-1110. FXN-916 R3-2-1111. FXN-916 R3-2-1112. FXN-916 R3-2-1113. FXN-916 R3-2-1114. FXN-916 R3-2-1115. FXN-916 R3-2-1116. FXN-916 R3-2-1117. FXN-916 R3-2-1118. FXN-916 R3-2-1119. FXN-916 R3-2-1120. FXN-916 R3-2-1121. FXN-916 R3-2-1122. FXN-916 R3-2-1123. FXN-916 R3-2-1124. FXN-916 R3-2-1125. FXN-916 Agriculture, Department of - Citrus Fruit and Vegetable R3-10-101. FXN-1477 R3-10-102. FXN-1477 R3-10-201. XN-681
--	--	---

R3-10-301. XN-681
 R3-10-302. XN-681
 R3-10-303. XN-681
 R3-10-304. XN-681
 R3-10-305. XN-681
 R3-10-401. XN-681
 R3-10-402. XN-681
 R3-10-403. XN-681
 R3-10-404. XN-681
 R3-10-405. XN-681
 R3-10-406. XN-681
 R3-10-407. XN-681
 R3-10-501. XN-681
 R3-10-502. XN-681
 R3-10-503. XN-681
 R3-10-504. XN-681
 R3-10-601. XN-681
 R3-10-602. XN-681
 R3-10-603. XN-681
 R3-10-701. XN-681
 R3-10-801. XN-681
 R3-10-802. XN-681
 R3-10-803. XN-681
 R3-10-804. XN-681
 R3-10-805. XN-681
 R3-10-806. XN-681
 R3-10-807. XN-681
 R3-10-901. XN-681
 R3-10-902. XN-681
 R3-10-903. XN-681
 R3-10-1001. XN-681
 R3-10-1002. XN-681
 R3-10-1003. XN-681
 R3-10-1004. XN-681
 R3-10-1005. XN-681
 R3-10-1101. XN-681
 R3-10-1102. XN-681
 R3-10-1103. XN-681
 R3-10-1104. XN-681
 R3-10-1105. XN-681
 R3-10-1106. XN-681
 R3-10-1107. XN-681
 R3-10-1108. XN-681
 R3-10-1109. XN-681
 R3-10-1110. XN-681
 R3-10-1111. XN-681
 R3-10-1112. XN-681
 R3-10-1112. XN-681
 R3-10-1113. XN-681
 R3-10-1114. XN-681
 R3-10-1115. XN-681
 R3-10-1201. XN-681
 R3-10-1301. XN-681
 R3-10-1401. XN-681
 R3-10-1402. XN-681
 R3-10-1403. XN-681
 R3-10-1404. XN-681
 R3-10-1405. XN-681
 R3-10-1406. XN-681
 R3-10-1407. XN-681
 R3-10-1408. XN-681
 R3-10-1501. XN-681
 R3-10-1601. XN-681
 R3-10-1602. XN-681
 R3-10-1603. XN-681
 R3-10-1604. XN-681

R3-10-1605. XN-681
 R3-10-1606. XN-681
 R3-10-1607. XN-681
 R3-10-1608. XN-681
 R3-10-1609. XN-681
 R3-10-1610. XN-681
 R3-10-1611. XN-681
 R3-10-1612. XN-681
 R3-10-1613. XN-681
 R3-10-1614. XN-681
 R3-10-1615. XN-681
 R3-10-1701. XN-681
 R3-10-1702. XN-681
 R3-10-1703. XN-681
 R3-10-1704. XN-681
 R3-10-1705. XN-681
 R3-10-1706. XN-681
 R3-10-1707. XN-681

Agriculture, Department of - Office of Commodity Development and Promotion

R3-6-102. FXM-1475

Agriculture, Department of - Pest Management Division

R3-8-103. PEM-379

Agriculture, Department of - Plant Services Division

R3-4-301. FXM-1473

Arizona Health Care Cost Containment System - Grievance System

R9-34-101. FM-548

Behavioral Health Examiners, Board of

R4-6-101. PM-997
 R4-6-211. PM-997
 R4-6-212. PM-997
 R4-6-212.01. PM-997
 R4-6-214. PM-997
 R4-6-215. PM-997
 R4-6-216. PM-997
 R4-6-304. PM-997
 R4-6-402. PM-997
 R4-6-501. PM-997
 R4-6-502. PM-997
 R4-6-504. PM-997
 R4-6-601. PM-997
 R4-6-602. PM-997
 R4-6-604. PM-997
 R4-6-701. PM-997
 R4-6-704. PM-997
 R4-6-706. PM-997
 R4-6-802. PM-997
 R4-6-1101. PM-997
 R4-6-1106. PM-997

Child Safety, Department of - Permanency and Support Services

R21-5-201. FM-241
 R21-5-205. FM-241
 R21-5-307. EXP-1322

Clean Elections Commission, Citi-

zens
 R2-20-104. TM-114
 R2-20-113. FM-335
 R2-20-209. FM-111; FM-542
 R2-20-701. PM-101; FM-886; FM-1259
 R2-20-702. FM-309; FM-1132
 R2-20-702.01. PM-102; FM-887; FM-1261
 R2-20-703.01. PM-104; FM-889; FM-1263
 R2-20-704. FM-337

Corporation Commission - Fixed Utilities

R14-2-2601. FN-473
 R14-2-2602. FN-473
 R14-2-2603. FN-473
 R14-2-2604. FN-473
 R14-2-2605. FN-473
 R14-2-2606. FN-473
 R14-2-2607. FN-473
 R14-2-2608. FN-473
 R14-2-2609. FN-473
 R14-2-2610. FN-473
 R14-2-2611. FN-473
 R14-2-2612. FN-473
 R14-2-2613. FN-473
 R14-2-2614. FN-473
 R14-2-2615. FN-473
 R14-2-2616. FN-473
 R14-2-2617. FN-473
 R14-2-2618. FN-473
 R14-2-2619. FN-473
 R14-2-2620. FN-473
 R14-2-2621. FN-473
 R14-2-2622. FN-473
 R14-2-2623. FN-473
 R14-2-2624. FN-473
 R14-2-2625. FN-473
 R14-2-2626. FN-473
 R14-2-2627. FN-473
 R14-2-2628. FN-473

Corporation Commission - Transportation

R14-5-202. PM-11; FM-1024
 R14-5-204. PM-11; FM-1024

Dispensing Opticians, Board of

R4-20-120. FM-202

Economic Security, Department of - Child Support Enforcement

R6-7-103. FM-15

Economic Security, Department of - Developmental Disabilities

R6-6-401. P#-5; PN-5
 R6-6-402. P#-5; PM-5

R6-6-403. PR-5; P#-5
 R6-6-404. PM-5
 R6-6-405. P#-5; PM-5

**Economic Security, Department of -
 Food Stamps Program**

R6-14-301. FN-263
 R6-14-302. FN-263
 R6-14-303. FN-263
 R6-14-304. FN-263
 R6-14-305. FN-263
 R6-14-306. FN-263
 R6-14-307. FN-263
 R6-14-308. FN-263
 R6-14-309. FN-263
 R6-14-310. FN-263
 R6-14-311. FN-263
 R6-14-401. FN-263
 R6-14-402. FN-263
 R6-14-403. FN-263
 R6-14-404. FN-263
 R6-14-405. FN-263
 R6-14-406. FN-263
 R6-14-407. FN-263
 R6-14-408. FN-263
 R6-14-409. FN-263
 R6-14-410. FN-263
 R6-14-411. FN-263
 R6-14-412. FN-263
 R6-14-413. FN-263
 R6-14-414. FN-263
 R6-14-415. FN-263
 R6-14-416. FN-263
 R6-14-417. FN-263
 R6-14-501. FN-263
 R6-14-502. FN-263
 R6-14-503. FN-263
 R6-14-504. FN-263
 R6-14-505. FN-263
 R6-14-506. FN-263
 R6-14-507. FN-263

Education, State Board of

R7-2-302.11. FXM-966
 R7-2-306. FXM-66
 R7-2-604. FXM-66;
 FXM-1311
 R7-2-604.03. FXM-1311
 R7-2-604.05. FXM-1311
 R7-2-614. FXM-1311
 R7-2-615.01. FXN-595
 R7-2-616. FXM-1311
 R7-2-619. FXM-314
 R7-2-623. FXN-1311
 R7-2-1001. FXM-597
 R7-2-1002. FXM-597
 R7-2-1003. FXM-597
 R7-2-1008. FXM-597
 R7-2-1018. FXM-597
 R7-2-1022. FXM-597
 R7-2-1024. FXM-597
 R7-2-1028. FXM-597
 R7-2-1031. FXM-597
 R7-2-1042. FXM-597
 R7-2-1044. FXM-597
 R7-2-1050. FXM-597

R7-2-1058. FXM-597
 R7-2-1068. FXM-597
 R7-2-1069. FXM-597
 R7-2-1087. FXM-597
 R7-2-1101. FXM-597
 R7-2-1102. FXM-597
 R7-2-1105. FXM-597
 R7-2-1108. FXM-597
 R7-2-1117. FXM-597
 R7-2-1122. FXM-597
 R7-2-1131. FXM-597
 R7-2-1133. FXM-597
 R7-2-1142. FXM-597
 R7-2-1144. FXM-597
 R7-2-1145. FXM-597
 R7-2-1147. FXM-597
 R7-2-1149. FXM-597
 R7-2-1150. FXM-597
 R7-2-1155. FXM-597
 R7-2-1156. FXM-597
 R7-2-1157. FXM-597
 R7-2-1158. FXM-597
 R7-2-1181. FXM-597
 R7-2-1309. FXN-66

**Environmental Quality, Department
 of - Air Pollution Control**

R18-2-327. PM-653

**Environmental Quality, Department
 of - Hazardous Waste Management**

R18-8-260. PM-1451
 R18-8-261. PM-1451
 R18-8-262. PM-1451
 R18-8-263. PM-1451
 R18-8-264. PM-1451
 R18-8-265. PM-1451
 R18-8-266. PM-1451
 R18-8-268. PM-1451
 R18-8-270. PM-1451
 R18-8-271. PM-1451
 R18-8-273. PM-1451
 R18-8-280. PM-1451

**Financial Institutions, Department
 of**

R20-4-1102. EXP-382

Game and Fish Commission

R12-4-201. PM-1117
 R12-4-205. PM-1117
 R12-4-206. PM-1117
 R12-4-207. PM-1117
 R12-4-208. PM-1117
 R12-4-210. PM-1117
 R12-4-211. PM-1117
 R12-4-212. PR-1117
 R12-4-215. PM-1117
 R12-4-216. PM-1117
 R12-4-217. PM-1117

**Health Services, Department of -
 Administration**

R9-1-101. PEM-501;
 FEM-1224

R9-1-102. PEM-501;
 FEM-1224
 R9-1-103. PEM-501;
 FEM-1224
 R9-1-201. PEM-501;
 FEM-1224
 R9-1-202. PEM-501;
 FEM-1224
 R9-1-203. PEM-501;
 FEM-1224
 R9-1-301. PEM-501;
 FEM-1224
 R9-1-302. PEM-501;
 FEM-1224
 R9-1-303. PEM-501;
 FEM-1224

**Health Services, Department of -
 Arizona Medically Underserved
 Area Health Services**

R9-24-201. PEM-1274
 R9-24-202. PEM-1274
 R9-24-203. PEM-1274
 Table 1. PEM-1274
 R9-24-204. PEM-1274
 R9-24-205. PER-1274
 R9-24-301. PEM-1274
 R9-24-302. PEM-1274

**Health Services, Department of -
 Child Care Facilities**

R9-5-101. PM-401;
 FM-1265
 R9-5-502. PM-401;
 FM-1265
 R9-5-516. PM-401;
 FM-1265

**Health Services, Department of -
 Child Care Group Homes**

R9-3-101. PEM-1201
 R9-3-102. PEM-1201
 Table 1.1. PEM-1201
 R9-3-201. PEM-1201
 R9-3-202. PEM-1201
 R9-3-203. PEM-1201
 R9-3-205. PEM-1201
 R9-3-206. PEM-1201
 R9-3-301. PEM-1201
 R9-3-302. PEM-1201
 R9-3-303. PEM-1201
 R9-3-304. PEM-1201
 R9-3-306. PEM-1201
 R9-3-308. PEM-1201
 R9-3-309. PEM-1201
 R9-3-401. PEM-1201
 R9-3-402. PEM-1201
 R9-3-403. PEM-1201
 R9-3-404. PEM-1201
 Table 4.2. PEM-1201
 R9-3-407. PEM-1201
 R9-3-408. PEM-1201
 R9-3-504. PEM-1201
 R9-3-506. PEM-1201
 R9-3-507. PEM-1201

Health Services, Department of -



Communicable Diseases and Infestations

R9-6-801. PEM-429;
FEM-1065

Health Services, Department of - Food, Recreational, and Institutional Sanitation

R9-8-101. PR-410; PN-410;
FR-1516;
FN-1516

R9-8-102. P#-410; PN-410;
F#-1516;
FN-1516

R9-8-103. PR-410; PN-410;
FR-1516;
FN-1516

R9-8-104. PR-410; PN-410;
FR-1516;
FN-1516

Table 1. PR-410;
FR-1516

R9-8-105. PR-410; PN-410;
FR-1516;
FN-1516

R9-8-106. PR-410; PN-410;
FR-1516;
FN-1516

R9-8-107. PR-410; PN-410;
FR-1516;
FN-1516

R9-8-108. PR-410; PN-410;
FR-1516;
FN-1516

Table 1.1. PN-410;
FN-1516

R9-8-109. PR-410;
FR-1516

R9-8-110. PN-410;
FN-1516

R9-8-111. PN-410;
FN-1516

R9-8-112. PN-410;
FN-1516

R9-8-113. PN-410;
FN-1516

R9-8-114. PN-410;
FN-1516

R9-8-115. PN-410;
FN-1516

R9-8-116. PN-410;
FN-1516

R9-8-117. PN-410;
FN-1516

R9-8-118. PN-410;
P#-410; PM-410
FN-1516;
F#-1516;
FM-1516

R9-8-119. PN-410;
FN-1516

Health Services, Department of - Health Care Institutions: Licensing

R9-10-109. PEM-49;
FEM-551

R9-10-121. EN-509;
PN-1168

R9-10-201. PM-879;
SPM-1357

R9-10-208. PM-879;
SPM-1357

R9-10-209. PM-879;
SPM-1357

R9-10-210. PM-879

R9-10-211. PM-879

R9-10-318. PEM-49;
FEM-551

R9-10-501. XM-72

R9-10-502. XM-72

R9-10-503. XM-72

R9-10-506. XM-72

R9-10-508. XM-72

R9-10-510. XM-72

R9-10-512. XM-72

R9-10-514. XM-72

R9-10-516. XM-72

R9-10-523. XM-72

R9-10-525. XM-72

R9-10-702. PEM-49;
FEM-551

R9-10-703. PEM-49;
FEM-551

R9-10-706. PEM-49;
FEM-551

R9-10-707. PEM-49;
FEM-551

R9-10-708. PEM-49;
FEM-551

R9-10-712. PEM-49;
FEM-551

R9-10-716. PEM-49;
FEM-551

R9-10-722. PEM-49;
FEM-551

Health Services, Department of - Medical Marijuana Program

R9-17-101. XM-734

R9-17-107. XM-968

Table 1.1. XM-968

R9-17-310. XM-734

R9-17-317. XM-734;
XM-968

R9-17-317.01. XN-734

Table 3.1. XN-734

R9-17-402. XM-734;
XM-968

R9-17-402.01. XN-734;
XM-968

R9-17-403. XM-734;
XM-968

R9-17-404. XM-734

R9-17-404.01. XN-734

R9-17-404.02. XN-734

R9-17-404.03. XN-734

R9-17-404.04. XN-734

R9-17-404.05. XN-734

R9-17-404.06. XN-734

R9-17-404.07. XN-734;

XM-968

R9-17-407. XM-734

R9-17-408. XM-734

R9-17-409. XM-734

R9-17-410. XM-734

Health Services, Department of - Occupational Licensing

R9-16-201. PEM-129;
FEM-816

R9-16-202. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-203. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-204. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-205. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-206. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-207. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-208. PEM-129;
FEM-816

R9-16-209. PER-129;
PEN-129;

FER-816;
FEN-816

Table 2.1. PER-129;
FER-816

R9-16-210. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-211. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-212. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-213. PER-129;
PEN-129;

FER-816;
FEN-816

R9-16-214. PER-129;
PEN-129;

FER-816;
FEN-816

Table 2.1. PER-129;
FEN-816

R9-16-215. PEM-129;
FEM-816

R9-16-216. PER-129;
FEN-816

R9-16-301.	PEM-148; FEM-835	R9-16-401.	PM-1171	R9-7-1927.	PEM-431; FEM-1067
R9-16-302.	PER-148; PEN-148; FER-835; FEN-835	R9-16-402.	PM-1171	R9-7-1977.	PEM-431; FEM-1067
R9-16-303.	PER-148; PEN-148; FER-835; FEN-835	R9-16-405.	PM-1171	Health Services, Department of - Vital Records and Statistics	
R9-16-304.	PER-148; PEN-148; FER-835; FEN-835	R9-16-407.	PM-1171		
R9-16-305.	PER-148; PEN-148; FER-835; FEN-835	R9-16-501.	PEM-165; FEM-852	R9-19-101.	PEM-891; FEM-1534
R9-16-306.	PER-148; PEN-148; FER-835; FEN-835	R9-16-502.	PEM-165; FEM-852	R9-19-104.	PEM-891; FEM-1534
R9-16-307.	PER-148; PEN-148; FER-835; FEN-835	R9-16-503.	PEM-165; FEM-852	R9-19-201.	PEM-891; FEM-1534
R9-16-308.	PER-148; PEN-148; FER-835; FEN-835	R9-16-504.	PEM-165; FEM-852	R9-19-202.	PEM-891; FEM-1534
R9-16-309.	PER-148; PEN-148; FER-835; FEN-835	R9-16-505.	PER-165; PEN-165; FER-852; FEN-852	R9-19-204.	PEM-891; FEM-1534
R9-16-310.	PER-148; PEN-148; FER-835; FEN-835	Table 5.1.	PER-165; FER-852	R9-19-208.	PEM-891; FEM-1534
R9-16-311.	PER-148; PEN-148; FER-835; FEN-835	R9-16-506.	PER-165; PEN-165; FER-852; FEN-852	R9-19-210.	PEM-891; FEM-1534
R9-16-312.	PER-148; PEN-148; FER-835; FEN-835	Table 5.1.	PEN-165; FEN-852	R9-19-301.	PEM-891; FEM-1534
R9-16-313.	PER-148; PEN-148; FER-835; FEN-835	R9-16-507.	PEM-165; FEM-852	R9-19-304.	PEM-891; FEM-1534
R9-16-314.	PER-148; PEN-148; FER-835; FEN-835	R9-16-508.	PEN-165; FEN-852	R9-19-305.	PEM-891; FEM-1534
R9-16-315.	PER-148; PEN-148; FER-835; FEN-835	R9-16-614.	FM-351	R9-19-306.	PEM-891; FEM-1534
R9-16-316.	PER-148; PEN-148; FER-835; FEN-835	R9-16-623.	FM-351	R9-19-309.	PEM-891; FEM-1534
R9-16-317.	PER-148; FER-835	Health Services, Department of - Radiation Control		R9-19-314.	PEM-891; FEM-1534
		R9-7-101.	PEM-431; FEM-1067	R9-19-315.	PEM-891; FEM-1534
		R9-7-102.	PEM-431; FEM-1067	Industrial Commission of Arizona	
		R9-7-302.	PEM-431; FEM-1067	R20-5-507.	FM-311
		R9-7-305.	PEM-431; FEM-1067	R20-5-601.	FM-373
		R9-7-313.	PEM-431; FEM-1067	R20-5-601.01.	EXP-290
		R9-7-318.	PEM-431; FEM-1067	R20-5-602.	FM-373
		R9-7-448.	PEM-431; FEM-1067	R20-5-629.	FM-373
		R9-7-1302.	PM-1157	Land Department, State	
		R9-7-1303.	PM-1157	R12-5-101.	PM-1305
		R9-7-1304.	PM-1157	R12-5-103.	PM-1305
		R9-7-1306.	PM-1157	R12-5-104.	PM-1305
		Table 13.1.	PN-1157	R12-5-105.	PM-1305
		R9-7-1307.	PR-1157	R12-5-106.	PM-1305
		Table 1.	PR-1157	R12-5-107.	PM-1305
		Table 13.2.	PN-1157	R12-5-201.	PM-1305
		R9-7-1507.	PEM-431; FEM-1067	R12-5-210.	PM-1305
		R9-7-1510.	PEM-431; FEM-1067	R12-5-211.	PM-1305
		R9-7-1514.	PEM-431; FEM-1067	R12-5-212.	PM-1305
		R9-7-1907.	PEM-431; FEM-1067	R12-5-215.	PM-1305
		R9-7-1923.	PEM-431; FEM-1067	R12-5-2105.	EXP-290
				R12-5-2106.	EXP-290
				Manufactured Housing, Board of	
				R4-34-101.	PM-529; FM-1509
				R4-34-102.	PM-529
				R4-34-203.	PM-529; FM-1509
				R4-34-204.	PM-529; FM-1509

R7-6-220.	PEM-1363	R7-6-726.	PER-1363	R2-12-1301.	FN-537
R7-6-221.	PEM-1363	R7-6-727.	PER-1363	R2-12-1302.	FN-537
R7-6-225.	PEM-1363	R7-6-730.	PER-1363	R2-12-1303.	FN-537
R7-6-226.	PEM-1363	R7-6-735.	PER-1363	R2-12-1304.	FN-537
R7-6-227.	PEM-1363	R7-6-740.	PER-1363	R2-12-1305.	FN-537
R7-6-230.	PEM-1363	R7-6-745.	PER-1363	R2-12-1306.	FN-537
R7-6-235.	PEM-1363	R7-6-746.	PER-1363	R2-12-1307.	FN-537
R7-6-240.	PER-1363	R7-6-747.	PER-1363	R2-12-1308.	FN-537
R7-6-245.	PEM-1363	R7-6-748.	PER-1363		
R7-6-246.	PEM-1363	R7-6-749.	PER-1363	Technical Registration, Board of	
R7-6-247.	PEM-1363	R7-6-750.	PEM-1363	R4-30-106.	SPM-1428
R7-6-248.	PER-1363	R7-6-751.	PER-1363	R4-30-247.	SPM-1428
R7-6-249.	PEM-1363	R7-6-755.	PER-1363		
R7-6-250.	PEM-1363	R7-6-756.	PEM-1363	Transportation, Department of - Commercial Programs	
R7-6-251.	PEM-1363	R7-6-757.	PER-1363	R17-5-601.	FM-1047
R7-6-255.	PEM-1363	R7-6-758.	PEM-1363	R17-5-603.	FM-1047
R7-6-256.	PEM-1363	R7-6-760.	PER-1363	R17-5-604.	FM-1047
R7-6-258.	PEM-1363	R7-6-761.	PER-1363	R17-5-609.	FM-1047
R7-6-260.	PER-1363	R7-6-765.	PER-1363	R17-5-610.	FM-1047
R7-6-261.	PEM-1363	R7-6-770.	PER-1363	R17-5-612.	FM-1047
R7-6-265.	PEM-1363	R7-6-771.	PER-1363	R17-5-614.	FR-1047; FN-1047
R7-6-270.	PEM-1363	R7-6-780.	PEM-1363	R17-5-616.	FM-1047
R7-6-271.	PEM-1363	R7-6-781.	PEM-1363	R17-5-621.	FM-1047
R7-6-285.	PEM-1363	R7-6-782.	PEM-1363		
R7-6-701.	PEM-1363	R7-6-783.	PER-1363	Transportation, Department of - Highways	
R7-6-705.	PER-1363	R7-6-790.	PER-1363	R17-3-801.	EXP-382
R7-6-710.	PEM-1363			R17-3-802.	EXP-382
R7-6-711.	PEM-1363	Secretary of State, Office of the		R17-3-803.	EXP-382
R7-6-712.	PER-1363	R2-12-1201.	F#-106; FN-106	R17-3-804.	EXP-382
R7-6-713.	PER-1363	R2-12-1202.	F#-106; FM-106	R17-3-805.	EXP-382
R7-6-714.	PEM-1363	R2-12-1203.	F#-106	R17-3-806.	EXP-382
R7-6-715.	PER-1363	R2-12-1204.	F#-106; FM-106	R17-3-808.	EXP-382
R7-6-716.	PER-1363	R2-12-1205.	F#-106; FM-106		
R7-6-719.	PEM-1363	R2-12-1206.	F#-106; FM-106		
R7-6-720.	PER-1363	R2-12-1207.	F#-106; FM-106		
R7-6-721.	PEM-1363	R2-12-1208.	FR-106; F#-106		
R7-6-725.	PER-1363	R2-12-1209.	FR-106		

OTHER NOTICES AND PUBLIC RECORDS INDEX

Other legal notices required to be published under the Administrative Procedure Act, such as Rulemaking Docket Openings, are included in this Index by volume page number. Notices of Agency Ombudsman, Substantive Policy Statements, Proposed Delegation Agreements, and other applicable public records as required by law are also listed in this Index by volume page number.

THIS INDEX INCLUDES OTHER NOTICE ACTIVITY THROUGH ISSUE 31 OF VOLUME 26.

Agency Ombudsman, Notices of

Arizona Health Care Cost Containment System (AHCCCS) - Administration; p. 1324
 Child Safety, Department of; p. 384
 Chiropractic Examiners, Board of; p. 173
 Dental Examiners, Board of; p. 384
 First Things First/Early Childhood Development and Health Board; p. 456
 Osteopathic Examiners in Medicine and Surgery, Board of; p. 21
 Public Safety, Department of; p. 21

Delegation Agreements, Notices of Proposed

Environmental Quality, Department of; pp. 1234-1235

Docket Opening, Notices of Rulemaking

Agriculture, Department of - Pest Management Division; 3 A.A.C. 8; p. 383
 Behavioral Health Examiners, Board of; 4 A.A.C. 6; p. 1028
 Child Safety, Department of - Foster Home and Child Welfare Agency Facility Safety; p. 1136
 Clean Elections Commission, Citizens; 2 A.A.C. 20; pp. 115-116
 Corporation Commission - Transportation; 14 A.A.C. 5; p. 19
 Economic Security, Department of - Developmental Disabilities; 6 A.A.C. 6; p. 17

Environmental Quality, Department of - Hazardous Waste Management; 18 A.A.C. 8; p. 318
 Game and Fish Commission; 12 A.A.C. 4; p. 1135
 Health Services, Department of - Administration; 9 A.A.C. 1; pp. 206-207
 Health Services, Department of - Child Care Group Homes; 9 A.A.C. 3; pp. 1232-1233
 Health Services, Department of - Arizona Medically Underserved Areas; 9 A.A.C. 24; pp. 1180-1181
 Health Services, Department of - Communicable Diseases and Infestations; 9 A.A.C. 6; p. 291
 Health Services, Department of - Food, Recreational, and Institu-



tional Sanitation; 9 A.A.C. 8; p. 356

Health Services, Department of - Health Care Institution Facility Data; 9 A.A.C. 11; p. 569

Health Services, Department of - Health Care Institutions: Licensing; 9 A.A.C. 10; pp. 317, 1179

Health Services, Department of - Occupational Licensing; 9 A.A.C. 16; pp. 626-627

Health Services, Department of - Radiation Control; 9 A.A.C. 7; pp. 355-356, 762

Health Services, Department of - Vital Records and Statistics; 9 A.A.C. 19; p. 659-660

Land Department, State; 12 A.A.C. 5; p. 1323

Manufactured Housing, Board of; 4 A.A.C. 34; p. 568

Nursing, Board of; 4 A.A.C. 19; p. 1432

Nursing Care Institution Administrators and Assisted Living Facility Managers, Board of Examiners of; 4 A.A.C. 33; p. 17

Peace Officer Standards and Training Board, Arizona; 13 A.A.C. 4; pp. 978

Podiatry Examiners, Board of; 4 A.A.C. 25; p. 658

Psychologist Examiners, Board of; 4 A.A.C. 26; pp. 205-206

Public Safety, Department of - Tow Trucks; 13 A.A.C. 3; p. 18

Public Safety, Department of - School Buses; 13 A.A.C. 13; p. 569

Retirement System Board, State; 2 A.A.C. 8; p. 978

Governor's Office

Executive Order 2019-01: pp. 23-24

Executive Order 2020-02: pp. 174-175

Governor's Regulatory Review Council

Notices of Action Taken at Monthly Meetings: pp. 217, 257-258, 302-303, 581-582, 872-873, 1110-1111, 1252-1253, 1494-1495

Public Information, Notices of

Environmental Quality, Department of - Pesticides and Water Pollution Control; pp. 1236-1238

Environmental Quality, Department of - Safe Drinking Water; pp. 628-629, 661

Environmental Quality, Department of - Water Pollution Control; p. 706

Health Services, Department of; pp. 246-247

Land Department, State; p. 1182

Substantive Policy Statement, Notices of

Contractors, Registrar of; p. 319

Finance Authority, Water Infrastructure; pp. 319-321

Industrial Commission of Arizona; p. 1137

Land Department, State; pp. 512-513

Real Estate Department; p. 662

State Lottery, Arizona; p. 117



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.

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



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.

Deadline Date (paper only) Friday, 5:00 p.m.	Register Publication Date	Oral Proceeding may be scheduled on or after
February 7, 2020	February 28, 2020	March 30, 2020
February 14, 2020	March 6, 2020	April 6, 2020
February 21, 2020	March 13, 2020	April 13, 2020
February 28, 2020	March 20, 2020	April 20, 2020
March 6, 2020	March 27, 2020	April 27, 2020
March 13, 2020	April 3, 2020	May 4, 2020
March 20, 2020	April 10, 2020	May 11, 2020
March 27, 2020	April 17, 2020	May 18, 2020
April 3, 2020	April 24, 2020	May 26, 2020
April 10, 2020	May 1, 2020	June 2, 2020
April 17, 2020	May 8, 2020	June 8, 2020
April 24, 2020	May 15, 2020	June 15, 2020
May 1, 2020	May 22, 2020	June 22, 2020
May 8, 2020	May 29, 2020	June 29, 2020
May 15, 2020	June 5, 2020	July 6, 2020
May 22, 2020	June 12, 2020	July 13, 2020
May 29, 2020	June 19, 2020	July 20, 2020
June 5, 2020	June 26, 2020	July 27, 2020
June 12, 2020	July 3, 2020	August 3, 2020
June 19, 2020	July 10, 2020	August 10, 2020
June 26, 2020	July 17, 2020	August 17, 2020
July 3, 2020	July 24, 2020	August 24, 2020
July 10, 2020	July 31, 2020	August 31, 2020
July 17, 2020	August 7, 2020	September 8, 2020
July 24, 2020	August 14, 2020	September 14, 2020
July 31, 2020	August 21, 2020	September 21, 2020
August 7, 2020	August 28, 2020	September 28, 2020
August 14, 2020	September 4, 2020	October 5, 2020
August 21, 2020	September 11, 2020	October 13, 2020
August 28, 2020	September 18, 2020	October 19, 2020



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 under A.R.S. § 41-1013(B)(15).

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 305, Phoenix, AZ 85007. For more information, call (602) 542-2058 or visit <http://grrc.az.gov>.

GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES FOR 2019/2020 (MEETING DATES ARE SUBJECT TO CHANGE)

[M19-118]

DEADLINE FOR PLACEMENT ON AGENDA*	FINAL MATERIALS SUBMITTED TO COUNCIL	DATE OF COUNCIL STUDY SESSION	DATE OF COUNCIL MEETING
<i>Tuesday</i> November 19, 2019	<i>Tuesday</i> December 24, 2019	<i>Tuesday</i> January 7, 2020	<i>Tuesday</i> January 14, 2020
<i>Tuesday</i> December 24, 2019	<i>Tuesday</i> January 21, 2020	<i>Tuesday</i> January 28, 2020	<i>Tuesday</i> February 4, 2020
<i>Tuesday</i> January 21, 2020	<i>Tuesday</i> February 18, 2020	<i>Tuesday</i> February 25, 2020	<i>Tuesday</i> March 3, 2020
<i>Tuesday</i> February 18, 2020	<i>Tuesday</i> March 24, 2020	<i>Tuesday</i> March 31, 2020	<i>Tuesday</i> April 7, 2020
<i>Tuesday</i> March 24, 2020	<i>Tuesday</i> April 21, 2020	<i>Tuesday</i> April 28, 2020	<i>Tuesday</i> May 5, 2020
<i>Tuesday</i> April 21, 2020	<i>Tuesday</i> May 19, 2020	Wednesday May 27, 2020	<i>Tuesday</i> June 2, 2020
<i>Tuesday</i> May 19, 2020	<i>Tuesday</i> June 23, 2020	<i>Tuesday</i> June 30, 2020	<i>Tuesday</i> July 7, 2020
<i>Tuesday</i> June 23, 2020	<i>Tuesday</i> July 21, 2020	<i>Tuesday</i> July 28, 2020	<i>Tuesday</i> August 4, 2020
<i>Tuesday</i> July 21, 2020	<i>Tuesday</i> August 18, 2020	<i>Tuesday</i> August 25, 2020	<i>Tuesday</i> September 1, 2020
<i>Tuesday</i> August 18, 2020	<i>Tuesday</i> September 22, 2020	<i>Tuesday</i> September 29, 2020	<i>Tuesday</i> October 6, 2020
<i>Tuesday</i> September 22, 2020	<i>Tuesday</i> October 20, 2020	<i>Tuesday</i> October 27, 2020	<i>Tuesday</i> November 3, 2020
<i>Tuesday</i> October 20, 2020	<i>Tuesday</i> November 17, 2020	<i>Tuesday</i> November 24, 2020	<i>Tuesday</i> December 1, 2020
<i>Tuesday</i> November 17, 2020	<i>Tuesday</i> December 22, 2020	<i>Tuesday</i> December 29, 2020	<i>Tuesday</i> January 5, 2021
<i>Tuesday</i> December 29, 2020	<i>Tuesday</i> January 19, 2021	<i>Tuesday</i> January 26, 2021	<i>Tuesday</i> February 2, 2021

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