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Arizona Administrative Register

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July 3, 2026

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ABOUT THIS PUBLICATION

The authenticated pdf of the *Administrative Register* (A.A.R.) posted on the Office of the Secretary of State's website is the official published version for rulemaking activity in the state of Arizona. The *Register* is published weekly by issue number, every Friday by the Administrative Rules Division.

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

The *Register* contains notices of docket openings, proposed, final, emergency, expedited, exempt, and terminated rules as defined in Arizona Revised Statutes known as the Arizona Administrative Procedure Act (APA), and A.R.S. Title 41, Chapter 6, Articles 1 through 10. Other "notice only" filings are published in the *Register* which includes Informal Public Meetings on an Open Rulemaking Docket, Formal Rulemaking Advisory Committees, Public Information, Oral Proceedings, Public Hearings, Public Meetings, Agency Guidance Documents, Substantive Policy Statements, Proposed Delegation Agreements, Final Delegation Agreements, and Agency Ombudsman.

ABOUT AMENDMENTS TO RULES

Rulemaking is defined in the APA. Rules can be made (all new text); amended (changed) or repealed (removed) as codified in the *Arizona Administrative Code*; or renumbered (moving rules to a different Section number). New rules published in the *Register*, whether proposed or made as a final rule, are underlined; repealed rules (text being removed), is stricken.

ABOUT THE TABLE OF CONTENTS

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.

ABOUT FILE NUMBERS

Notices filed in the Division are assigned a file number. This number is enclosed in brackets and located at the top right of the published documents in the *Register*. Original filed notices are available in pdf for free. For a copy, contact our Division with the file number.

ABOUT THE ADMINISTRATIVE CODE

The *Arizona Administrative Code* (A.A.C.) contains codified text of rules. When published, the underling and striking of text in notices as published in the *Register* are removed. The codified rules have either been approved by the Governor's Regulatory Review Council or Attorney General as prescribed under the APA. The *Code* also contains rules exempt from the rulemaking process, and emergency rules. The authenticated pdf of *Code* Chapters posted on the Office of the Secretary of State's website are the official published version of rules in the A.A.C. The *Code* is posted online for free.

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free at www.azsos.gov.

ADMINISTRATIVE CODE
The *Arizona Administrative Code* is
available online at www.azsos.gov.

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

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Participate in Rulemaking

Review Published Notices

Those interested in participating in the rulemaking process should review notices published in the *Arizona Administrative Register*.

The Preamble at the beginning of a notice contains information about the rulemaking and provides agency justification and regulatory intent. Agency contact information is published in the Preamble for those interested in participating in the rulemaking process.

The Preamble 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.

Agency Contact Lists

Many agencies maintain stakeholder lists to contact those interested in proposed changes to rules. Check an agency's website and its newsletters for information about notices, oral proceedings, 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. Refer to A.R.S. § 41-1033 for more information.

Attend a Public Meeting

Stakeholders can attend a public meeting, known as an oral proceeding, being conducted by the agency on a Notice of Proposed Rulemaking. A proceeding may be listed in the Preamble of a Notice of Proposed Rulemaking or an agency may inform the public of the meeting in a Notice of Oral Proceeding. Attend the meeting and be prepared to speak and comment.

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

Refer to information in the Preamble.

Write the Agency

Put your comments in writing and send them 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, before the rules are filed with the Secretary of State.

THE REGULAR RULEMAKING PROCESS

Authority

An agency is given the authority to promulgate a rule under the APA, statute passed by the Legislature, or ballot proposition, which is passed by the voters.

An agency may be given certain exemptions to the APA or portions thereof.

Information about the exemptions are provided in the Preamble of the rulemaking.

Permission to Proceed

Before moving forward with any notice, an agency first receives permission from the governor's office to proceed with a rulemaking.

The governor's office provides the agency a written response to proceed that is filed with the notice.

Stakeholder and Public Notification

The agency opens a docket. It is filed as a Notice of Rulemaking Docket Opening for publication in the *Register*.

The notice includes agency contact information along with its intentions to make, amend, repeal, or renumber, a rule and its justification to perform the rulemaking action. Often an agency will file the docket with the proposed rulemaking.

An agency may decide not to proceed and not file final rule with G.R.R.C. within one year after proposed rule is published. A.R.S. § 41-1021(A)(4)

Agency Proposes Rules, Public Reviews Proposal

The agency files a Notice of Proposed Rulemaking and the notice is published in the *Register*.

The public is given the opportunity to comment on the proposed rules. The agency opens the comment period to last at least 30 days. Written comments are accepted informally.

The notice *may* contain information about oral proceedings.

A proceeding is held no sooner than 30 days after the notice is published.

If no proceeding is scheduled, the agency provides information on how a person may request to speak to the agency in person at an oral proceeding.

Oral Proceeding

A person requests an agency to conduct an oral proceeding based on the information provided in its Notice of Proposed Rulemaking.

The agency prepares a Notice of Oral Proceeding on Proposed Rulemaking, schedules one or more proceeding, and files the notice for publication in the *Register*.

When it occurs, an agency extends the public comment period.

Close of Record

After evaluating public comments and conducting an internal review of the rule, an agency:

1. Determines whether the rulemaking requires a substantial change. When an agency decides to make substantial changes to a proposed rule, it continues the process as outlined under the APA. The agency obtains permission to proceed as stated under #2 of this timeline. The agency prepares a Notice of Supplemental Proposed Rulemaking with the changes and files it for publication in the *Register*. Comments are once again solicited and reviewed by the agency.
2. Prepares and submits for review a Notice of Final Rulemaking for review and approval by G.R.R.C. or Attorney General. The Notice of Final Rulemaking must be submitted for review within 120 days after the close of record; or
3. Terminates the rulemaking. The agency may decide to terminate its docket and files a notice for publication in the *Register* notifying stakeholders of the termination. Refer to A.R.S. § 41-1021(A)(2).

Time Frame for Approval or Disapproval of the Notice

G.R.R.C. has 90 days to review and approve or return the rule package, in whole or in part; A.G. has 60 days.

The Approved Rule is Published in *Register* and Codified in the Code

After approval by G.R.R.C. or A.G., the rule becomes effective 60 days after filing the notice with the Office of the Secretary of State, unless otherwise indicated in the Preamble of the notice.

The Notice of Final Rulemaking is published in the *Register* and codified in the *Arizona Administrative Code*.

Definitions and Acronyms

Arizona Administrative Code, 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, 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 Reuters. 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.

NOTICES OF PROPOSED EXPEDITED RULEMAKING

Volume 32, Issue 27, July 3, 2026

NOTICES OF PROPOSED EXPEDITED RULEMAKING

An agency may conduct expedited rulemaking if the rulemaking does not increase the cost of regulatory compliance, increase a fee or reduce procedural rights of persons regulated. Other requirements to conduct expedited rulemaking are listed under [A.R.S. § 41-1027\(A\)\(1\) through \(8\)](#).

A Notice of Proposed Expedited Rulemaking is filed by the agency and published in the *Register* and is also posted on an agency’s website and the Governor’s Regulatory Review Council’s website to allow for written comments at least 30 days after posting the notice.

An agency shall also respond to written objections to these proposed expedited rules which are filed and published in the *Register*.

Questions about the notice can be answered by the person listed in item #5 of the preamble.

Refer to item #10 of the preamble for information on how to comment on this notice and the close of record to comment.

NOTICE OF PROPOSED EXPEDITED RULEMAKING

TITLE 2. ADMINISTRATION

CHAPTER 7. DEPARTMENT OF ADMINISTRATION
STATE PROCUREMENT OFFICE

File Number: R26-101

PREAMBLE

1. **Permission to proceed with this proposed expedited rulemaking was granted under A.R.S. § 41-1039 by the governor on:**
March 17, 2026

2. Article, Part, or Section Affected (as applicable)	Rulemaking Action
R2-7-101	Amend
R2-7-202	Amend
R2-7-203	Amend
R2-7-B301	Amend
R2-7-B312	Amend
R2-7-C301	Amend
R2-7-D301	Amend
R2-7-D302	Amend
R2-7-D303	Amend
R2-7-D304	Amend
R2-7-E301	Amend
R2-7-G305	Amend
R2-7-506	Amend
R2-7-507	Amend
R2-7-508	Amend
R2-7-509	Amend
R2-7-510	Amend
R2-7-A901	Amend
R2-7-A903	Amend
R2-7-A907	Amend
R2-7-A910	Amend
R2-7-1001	Amend
R2-7-1002	Amend
R2-7-1003	Amend
R2-7-1004	Amend

NOTICES OF PROPOSED EXPEDITED RULEMAKING

3. **Citations to the agency’s statutory rulemaking authority to include the authorizing statute (general) and the implementing statute (specific):**
Authorizing statute: A.R.S. §§ 41-703(3), 41-2511, and 41-2514
Implementing statute: A.R.S. §§ 41-2501 through 41-2673
4. **Citations to all related notices published in the Register as specified in R1-1-409(A) that pertain to the current record of the proposed expedited rule:**
Notice of Docket Opening for a Proposed Expedited Rulemaking: 32 A.A.R. 1496, July 3, 2026 (*in this issue*); File Number: R26-103
5. **The agency’s contact person who can answer questions about the rulemaking:**
Name: Kim Shelley
Title: Senior Compliance and Training Manager
Division: State Procurement Office
Address: 1400 W. Washington, Suite 3100
Phoenix, AZ, 85007
Telephone: (602) 317-1448
Email: Kim.Shelley@azdoa.gov or SPOCompliance@azdoa.gov
Website: <https://spo.az.gov>
6. **An agency’s justification and reason why a rule should be made, amended, repealed or renumbered, to include an explanation about the rulemaking:**
The Arizona Department of Administration’s State Procurement Office division (ADOA SPO; collectively referred herein as “Department”) is initiating this rulemaking as a result of fulfilling its statutory obligations under A.R.S. § 41-1056, which requires it to conduct a formal review of its rules every five years to ensure they remain necessary, consistent, and efficient. The Department’s five year review report included an action to conduct an expedited rulemaking under A.R.S. § 41-1027(A)(7), which was approved by the Governor’s Regulatory Review Council on November 4, 2025. The proposed actions include amendments to the rules that would not increase the cost of regulatory compliance, increase a fee, or reduce procedural rights of persons regulated. Instead, the requested changes would reduce burdens on statewide procurement procedures due to outdated requirements without compromising quality. Furthermore, rule changes are proposed to improve processes and increase efficiency and transparency in public procurement.
7. **A reference to any study relevant to the rule that the agency reviewed and proposes either to rely on or not to rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**
The Department did not review or rely on any study for this rulemaking.
8. **A showing of good cause why the rulemaking is necessary to promote a statewide interest if the rulemaking will diminish a previous grant of authority of a political subdivision of this state:**
Not applicable
9. **A statement that the agency is exempt from the requirements under A.R.S. § 41-1055(G) to obtain and file a preliminary summary of the economic, small business, and consumer impact under A.R.S. § 41-1055(D)(2):**
This rulemaking is exempt from the requirements to obtain and file an economic, small business, and consumer impact under A.R.S. § 41-1055(D)(2).
10. **Where, when, and how a person may provide written comments on the proposed expedited rule:**
A person may submit written comments by Saturday, July 11, 2026, at 5:00 p.m. via the Rule Revisions Feedback Form ([click for link](#)).
An oral proceeding, where comments may be made, will be held on Tuesday, August 4, 2026, from 11:00 a.m. to 12:00 p.m., virtually, using the link below.
To join virtually via Google Meets: meet.google.com/pcq-kfxm-vir
To join by phone only: (US) +1 971-770-1082 and Access code/PIN: 682 337 619#
Close of record: Tuesday, August 4, 2026, at 5:00 p.m.

NOTICES OF PROPOSED EXPEDITED RULEMAKING

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:

The ADOA Director has the authority to promulgate rules pursuant to A.R.S. § 41-2511. Those rules are in Title 2-Administration, Chapter 7 - Department of Administration - State Procurement Office of the Arizona Administrative Code (2 A.A.C. 7).

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 the issuance of a regulatory permit. Therefore, a general permit is not applicable.

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

There was no indication that the rules were more stringent than federal laws. Rules of the Arizona Procurement Code are duly promulgated under the authority of Arizona state statutes, which establish the legal framework for all procurement activities within the State.

c. Whether a person submitted an analysis to the agency regarding the rule’s impact on the competitiveness of businesses in this state as compared to the competitiveness of businesses in other states under A.R.S. § 41-1055(l). If yes, include the analysis with the rulemaking package.

There was no analysis submitted.

12. List all incorporated by reference material as specified in A.R.S. § 41-1028 and include a citation where the material is located:

Not applicable

13. The full text of the rules follows:

TITLE 2. ADMINISTRATION

CHAPTER 7. DEPARTMENT OF ADMINISTRATION
STATE PROCUREMENT OFFICE

ARTICLE 1. GENERAL PROVISIONS

Section
R2-7-101. Definitions

ARTICLE 2. PROCUREMENT ORGANIZATION

Section
R2-7-202. Delegation of Procurement Authority to State Governmental Units
R2-7-203. Agency Chief Procurement Officer

ARTICLE 3. SOURCE SELECTION AND CONTRACT FORMATION

PART B. COMPETITIVE SEALED BIDDING

Section
R2-7-B301. Solicitation
R2-7-B312. Bid Evaluation

PART C. COMPETITIVE SEALED PROPOSALS

Section
R2-7-C301. Solicitation
PART D. PROCUREMENTS NOT EXCEEDING THE AMOUNT PRESCRIBED IN A.R.S. § 41-2535

Section
R2-7-D301. Applicability
R2-7-D302. Solicitation – Request for Quotation
R2-7-D303. Contract Award
R2-7-D304. Purchases of \$10,000 and Less

PART E. LIMITED COMPETITION FOR PROCUREMENTS EXCEEDING THE AMOUNT PRESCRIBED IN A.R.S. § 41-2535

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NOTICES OF PROPOSED EXPEDITED RULEMAKING

Section
R2-7-E301. Sole Source Procurements

PART G. OTHER SOURCE SELECTION

Section
R2-7-G305. Public-Private Partnership Contracts

ARTICLE 5. PROCUREMENT OF CONSTRUCTION AND SPECIFIC PROFESSIONAL SERVICES

Section
R2-7-506. Bid Security
R2-7-507. Offer Mistakes Discovered After Offer Opening and Before Award
R2-7-508. Performance and Payment Bonds
R2-7-509. Conditions for Use of Substitute Security in Lieu of Retention
R2-7-510. The Form of Substitute Security in Lieu of Retention

ARTICLE 9. LEGAL AND CONTRACTUAL REMEDIES

PART A. PROTEST OF SOLICITATIONS AND CONTRACT AWARDS

Section
R2-7-A901. Protest of Solicitations and Contract Awards
R2-7-A903. Resolution of Solicitation and Contract Award Protests
R2-7-A907. Stay of Procurement During Appeal to Director
R2-7-A910. Informal Settlement Conference

ARTICLE 10. INTERGOVERNMENTAL PROCUREMENT

Section
R2-7-1001. Approval to ~~Enter Participate into in~~ a Cooperative Purchasing Agreement Solicitation
R2-7-1002. ~~Cooperative Purchasing Agreement from an Existing Cooperative Contract~~ Administered by an Agency Chief Procurement Officer ~~Other Public Procurement Unit or External Procurement Activity~~
R2-7-1003. ~~Purchasing from a~~ Arizona Cooperative Contract Program Administered by State Procurement Administrator
R2-7-1004. Establishment of a Committee as Required by A.R.S. § 41-2636

ARTICLE 1. GENERAL PROVISIONS

R2-7-101. Definitions

In this Chapter, unless the context otherwise requires specifies:

1. "Affiliate" means any person whose governing instruments require it to be bound by the decision of another person or whose governing board includes enough voting representatives of the other person to cause or prevent action, whether or not the power is exercised. The term applies to persons doing business under a variety of names, persons in a parent-subsidiary relationship, or persons that are similarly affiliated.
2. "Agency chief procurement officer" means the procurement officer within a state governmental unit, who is acting under specific, written authority from the state procurement administrator in accordance with R2-7-202 or any person delegated that authority, in writing, under R2-7-203. The term does not include any other person within a state governmental unit who does not have this written delegation of authority.
3. "Aggregate dollar amount" means purchase price, including taxes and delivery charges, for the term of the contract and accounting for all allowable extensions and options.
4. "Alternate project delivery methods" means ~~design-build-construction-manager-at-risk, construction-management-at-risk design-build,~~ and job-order-contracting construction services as defined under A.R.S. § 41-2503.
5. "Arizona Procurement Code" means A.R.S. Title 41, Chapter 23 and ~~this Chapter~~ A.A.C. Title 2, Chapter 7 (this Chapter).
6. "Arizona state contract" means a contract established or authorized by the state procurement administrator for use by state governmental units and eligible procurement units.
7. "Award" means a determination by the state that it is entering into a contract with one or more offerors.
8. "Best and Final Offer" means a revision to an offer submitted after negotiations are completed that contain the offeror's most favorable terms for price, service, and products to be delivered.
9. "Bid" means an offer in response to a solicitation.
10. "Bidder" means "offeror" as defined in R2-7-101(3538).
11. "Brand name or equivalent specification" means a written description that uses one or more manufacturers' product name or catalog item, to describe the standard of quality, performance, and other characteristics that meet state requirements and provides for submission of equivalent products or services.
12. "Brand name specification" means a written description limited to a list of one or more items by manufacturers' product name or catalog item to describe the standard of quality, performance, and other characteristics that meet state requirements.
13. "Certified public accountant" means a person described in A.R.S. § 32-701(6).
- ~~13.~~ 14. "Clergy" includes the same persons described in A.R.S. § 32-3271(A)(3).
15. "Company" means the same as defined under A.R.S. § 35-393(2).
- ~~14.~~ 16. "Component" means a part of a manufactured product.

NOTICES OF PROPOSED EXPEDITED RULEMAKING

- 15-17. "Contract amendment" means a written modification of a contract under A.R.S. § 41-2503(8) or a unilateral exercise of a right contained in the contract.
- 16-18. "Cost data" means information concerning the actual or estimated cost of labor, material, overhead, and other cost elements that have been incurred or will be incurred by the offeror or contractor in performing the contract.
- 17-19. "Cost-plus-a-percentage-of-cost contract" means the parties to a contract agree that the fee will be a predetermined percentage of the cost of work performed and the contract does not limit the cost and fee before authorization of performance.
- 18-20. "Day" means a calendar day and time is computed under A.R.S. § 1-243, unless otherwise specified in the solicitation or contract.
- 19-21. "Debarment" means an action taken by the director under R2-7-C901 that prohibits a person from participating in the state procurement process.
- 20-22. "Defective data" means data that is inaccurate, incomplete, or outdated.
- 21-23. "Dentist" means a person licensed under A.R.S. Title 32, Chapter 11.
- 22-24. "Descriptive literature" means information available in the ordinary course of business that shows the characteristics, construction, or operation of an item or service offered.
- 23-25. "Eligible procurement unit" means a local public procurement unit, any other state or agency of the United States, or a non-profit educational or public health institution, including any certified non-profit agency that serves individuals with disabilities as defined in A.R.S. § 41-2636, that is eligible under a cooperative agreement to use Arizona state contracts.
- 24-26. "eProcurement System" means the State's official electronic procurement system as authorized by the state procurement administrator under R2-7-201.
- 25-27. "Filed" means delivery to an agency chief procurement officer or to the director, whichever is applicable, in a manner specified by the Arizona Procurement Code or a solicitation.
- 26-28. "Finished goods" means units of a manufactured product awaiting sale.
- 27-29. "Force account" as used in A.R.S. § 41-2572, means work performed by the state's regularly employed personnel.
- 28-30. "Governing instruments" means legal documents that establish the existence of an organization and define its powers, including articles of incorporation or association, constitution, charter, by-laws, or similar documents.
- 29-31. "In writing" has the same meaning as "written" or "writing" in A.R.S. § 47-1201, which includes printing, typewriting, electronic transmission, facsimile, or any other intentional reduction to tangible form.
- 30-32. "Interested party" means an offeror or prospective offeror whose economic interest is affected substantially and directly by issuance of a solicitation, an award, or loss of an award. Whether an offeror or prospective offeror has an economic interest depends upon the circumstances of each case.
- 31-33. "Legal counsel" means a person licensed as an attorney by the Arizona Supreme Court.
- 32-34. "May" means something is permissive.
- 33-35. "Negotiation" means an exchange or series of exchanges between the state and an offeror or contractor that allows the state or the offeror or contractor to revise an offer or contract, unless revision is specifically prohibited by this Chapter.
- 34-36. "Offer" means a response to a solicitation.
37. "Offer acceptance period" means the specific, predetermined, and valid timeframe that is stated in the solicitation, during which an offeror's bid or offer shall remain firm, irrevocable, and available for the State's acceptance. If the solicitation does not specifically state a number of days for offer acceptance, the number of days shall be 120. If a best and final offer is requested pursuant to a request for proposal, an offeror shall hold its offer open for 120 days from the best and final offer due date.
- 35-38. "Offeror" means a person who responds to a solicitation.
- 36-39. "Physician" means a person licensed under A.R.S. Title 32, Chapters 7, 8, 13, 14, 15.1, 16, or 17.
- 37-40. "Price data" means information concerning prices, including profit, for materials, services, or construction substantially similar to the materials, services, or construction to be procured under a contract or subcontract. In this definition, "prices" refers to offered selling prices, historical selling prices, or current selling prices of the items to be purchased.
- 38-41. "Procurement file" means the official ~~records~~ file of the director whether located in the eProcurement System, office of the director, or at a public procurement unit, ~~or in the eProcurement System~~. The procurement file shall include (electronic or paper) the following:
- List of notified vendors, including those notified outside of the eProcurement system,
 - Final solicitation,
 - Solicitation amendments,
 - Bids and offers,
 - Offer revisions and best and final offers,
 - Discussions or negotiations,
 - Clarifications,
 - Final evaluation reports, and
 - Additional information, if requested by the agency chief procurement officer and approved by the state procurement administrator.
- 39-42. "Procurement request" means the document that initiates a procurement.
- 40-43. "Proposal" means an offer submitted in response to a solicitation.
- 41-44. "Prospective offeror" means a person that expresses an interest in a specific solicitation.
- 42-45. "Raw materials" means goods, excluding equipment and machinery, purchased for use in manufacturing a product.
- 43-46. "Reverse auction" means a procurement method in which offerors are invited to bid on specified goods or services through online bidding and real-time electronic bidding. During an electronic bidding process, offerors' prices or relative ranking are available to competing offerors and offerors may modify their offer prices until the closing date and time.

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- 44-47. "Shall" means something is mandatory.
- 45-48. "Small business" means a for-profit or not-for-profit organization, including its affiliates, with fewer than 100 full-time employees or gross annual receipts of less than \$4 million for the last complete fiscal year.
- 46-49. "Solicitation" means an invitation for bids, a request for technical offers, a request for proposals, a request for quotations, or any other invitation or request issued by the purchasing agency to invite a person to submit an offer.
- 47-50. "Source selection method" means a process that is approved by an agency chief procurement officer and used to select a person to enter into a contract for procurement.
- 48-51. "State procurement administrator" means the individual appointed by the director as ~~a~~the chief procurement officer for the state, or ~~a~~the state procurement administrator's authorized designee. A different title may be used for this position.
- 49-52. "State procurement office" means an office that acts under the authority delegated to the state procurement administrator.
- 50-53. "Suspension" means an action taken by the director under R2-7-C901 that temporarily disqualifies a person from participating in a state procurement process.
- 51-54. "Trade secret" means information, including a formula, pattern, device, compilation, program, method, technique, or process, that is the subject of reasonable efforts to maintain its secrecy and that derives independent economic value, actual or potential, as a result of not being generally known to and not being readily ascertainable by legal means.

ARTICLE 2. PROCUREMENT ORGANIZATION

R2-7-202. Delegation of Procurement Authority to State Governmental Units

- A. The state procurement administrator shall delegate procurement authority to a state governmental unit based upon the following criteria:
 - 1. The procurement expertise, knowledge, experience, and performance of the state governmental unit's agency chief procurement officer, as identified by the state governmental unit; and
 - 2. The impact of the delegation on procurement efficiency and effectiveness.
- B. The state procurement administrator shall delegate procurement authority in a written document that specifies all of the following:
 - 1. The agency chief procurement officer,
 - 2. The specific authority delegated,
 - 3. Any limits or restrictions upon the delegated authority,
 - 4. Whether the authority may be further delegated, and
 - 5. The duration of the delegation.
- C. The head of a purchasing agency shall immediately report any significant change regarding the criteria considered under subsection (A) to the state procurement administrator.
- D. A purchasing agency shall exercise delegated authority according to ~~A.R.S. Title 41, Chapter 23 and A.A.C. Title 2, Chapter 7~~ the Arizona Procurement Code.
- E. An agency chief procurement officer shall submit to the state procurement administrator any procurement that exceeds the agency's delegated authority.
- F. The state procurement administrator may revoke, suspend, or modify delegated authority for failure to comply with ~~A.R.S. Title 41, Chapter 23 or A.A.C. Title 2, Chapter 7~~ the Arizona Procurement Code, or a significant change regarding the criteria considered under subsection (A).
- G. The state procurement administrator retains all authorities and duties delegated to an agency chief procurement officer at a state governmental unit.

R2-7-203. Agency Chief Procurement Officer

- A. An agency chief procurement officer may further delegate procurement authority within the purchasing agency, in a written document, within the limits specified by the state procurement administrator.
- B. The agency chief procurement officer shall notify the state procurement administrator in writing of employees who have delegated procurement authority.

ARTICLE 3. SOURCE SELECTION AND CONTRACT FORMATION

PART B. COMPETITIVE SEALED BIDDING

R2-7-B301. Solicitation

- A. An agency chief procurement officer shall issue an invitation for bids at least 14 days before the offer due date and time, unless the agency chief procurement officer determines a shorter time is necessary for a particular procurement. If a shorter time is necessary, the agency chief procurement officer shall document the specific reasons in the procurement file.
- B. An agency chief procurement officer shall:
 - 1. Advertise the procurement in accordance with A.R.S. § 41-2533(C); and
 - 2. At a minimum, provide written notice to the prospective suppliers that have registered with the state procurement office for the specific material, service, or construction solicited.
- C. An agency chief procurement officer shall include the following in the solicitation:
 - 1. Instruction to offerors, including:
 - a. Instructions and information to offerors concerning the offer submission requirements, offer due date and time, the location where offers or other documents will be received, and the offer acceptance period;
 - b. The deadline date for requesting a substitution or exception to the solicitation;
 - c. The manner by which the offeror is required to acknowledge amendments;
 - d. The minimum required information in the offer;

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- e. The specific requirements for designating trade secrets and other proprietary information as confidential;
 - f. Any specific responsibility criteria;
 - g. Whether the offeror is required to submit samples, descriptive literature, or technical data with the offer;
 - h. Any evaluation criteria;
 - i. A statement of where documents incorporated by reference are available for inspection and copying;
 - j. A statement that the agency may cancel the solicitation or reject an offer in whole or in part;
 - k. Certification by the offeror that submission of the offer did not involve collusion or other anticompetitive practices;
 - l. Certification by the offeror of compliance with ~~A.R.S. § 41-3532~~A.R.S. § 18-132 when offering electronics or information technology products, services, or maintenance;
 - m. That the offeror is required to declare whether the offeror has been debarred, suspended, or otherwise lawfully prohibited from participating in any public procurement activity, including, but not limited to, being disapproved as a subcontractor of any public procurement unit or other governmental body;
 - n. Any bid security required;
 - o. The means required for submission of an offer. When practical, the eProcurement system shall be used as the primary designated location. Otherwise, The solicitation shall specifically indicate whether hand delivery, U.S. mail, electronic mail, facsimile, or other means are acceptable methods of submission;
 - p. Any designation of the specific bid items and amounts to be recorded at offer opening; and
 - q. Any other offer submission requirements;
2. Specifications, including:
- a. Any purchase description, specifications, delivery or performance schedule, and inspection and acceptance requirements;
 - b. If a brand name or equivalent specification is used, instructions that the use of a brand name is for the purpose of describing the standard of quality, performance, and characteristics desired and is not intended to limit or restrict competition. The solicitation shall state that products substantially equivalent to the brands designated qualify for consideration; and
 - c. Any other specification requirements;
3. Terms and Conditions, including:
- a. Whether the contract will include an option for extension; and
 - b. Any other contract terms and conditions.

R2-7-B312. Bid Evaluation

- A. An agency chief procurement officer shall evaluate offers to determine which offer provides the lowest cost to the state in accordance with any objectively measurable factors set forth in the solicitation.
- B. An agency chief procurement officer shall consider total life cycle costs including residual value when evaluating offers for the procurement of materials or services identified in A.R.S. § 41-2554.
- C. An agency chief procurement officer shall conduct an evaluation to determine whether an offeror is responsive, based upon the requirements set forth in the solicitation. The agency chief procurement officer shall reject as nonresponsive any offer that does not meet the solicitation requirements- and shall promptly send a nonresponsive determination to the offeror stating the basis for the determination. The agency chief procurement officer shall file a copy of the determination in the procurement file.
- D. If there are two or more low, responsive offers from responsible offerors that are identical in price, the agency chief procurement officer shall make the award by drawing lots. If time permits, the agency chief procurement officer shall provide the offerors involved an opportunity to attend the drawing. The agency chief procurement officer shall ensure that the drawing is witnessed by at least one person other than the agency chief procurement officer.

ARTICLE 3. SOURCE SELECTION AND CONTRACT FORMATION

PART C. COMPETITIVE SEALED PROPOSALS

R2-7-C301. Solicitation

- A. An agency chief procurement officer shall issue a request for proposal at least 14 days before the offer due date and time, unless the agency chief procurement officer determines a shorter time is necessary for a particular procurement. If a shorter time is necessary, the agency chief procurement officer shall document the specific reasons in the procurement file.
- B. The agency chief procurement officer shall:
 - 1. Advertise in accordance with A.R.S. § 41-2534(C); and
 - 2. At a minimum, provide written notice to prospective suppliers that have registered with the state procurement office for the specific material, service, or construction solicited.
- C. The agency chief procurement officer shall include the following in the solicitation:
 - 1. Instructions to offerors, including:
 - a. Instructions and information to offerors concerning the offer submission requirements, offer due date and time, the location where offers will be received, and the offer acceptance period;
 - b. The deadline date for requesting a substitution or exception to the solicitation;
 - c. The manner by which the offeror is required to acknowledge amendments;
 - d. The minimum information required in the offer;
 - e. The specific requirements for designating trade secrets and other proprietary information as confidential;
 - f. Any specific responsibility or susceptibility criteria;
 - g. Whether the offeror is required to submit samples, descriptive literature, and technical data with the offer;
 - h. Evaluation factors and the relative order of importance;
 - i. A statement of where documents incorporated by reference are available for inspection and copying;

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- j. A statement that the agency may cancel the solicitation or reject an offer in whole or in part;
 - k. Certification by the offeror that submission of the offer did not include collusion or other anticompetitive practices;
 - l. Certification by the offeror of compliance with A.R.S. § 41-3532 ~~A.R.S. § 18-132~~ when offering electronics or information technology products, services, or maintenance;
 - m. That the offeror is required to declare whether the offeror has been debarred, suspended, or otherwise lawfully prohibited from participating in any public procurement activity, including, but not limited to, being disapproved as a subcontractor of any public procurement unit or other governmental body;
 - n. Any offer security required;
 - o. The means required for submission of offer. When practical, the eProcurement system shall be used as the primary designated location. ~~Otherwise, The~~ the solicitation shall specifically indicate whether hand delivery, U.S. mail, electronic mail, facsimile, or other means are acceptable methods of submission;
 - p. Any cost or pricing data required;
 - q. The type of contract to be used;
 - r. A statement that negotiations may be conducted with offerors reasonably susceptible of being selected for award; and
 - s. Any other offer requirements specific to the solicitation.
2. Specifications, including:
 - a. Any purchase description, specifications, delivery or performance schedule, and inspection and acceptance requirements;
 - b. If a brand name or equivalent specification is used, instructions that the use of a brand name is for the purpose of describing the standard of quality, performance, and characteristics desired and is not intended to limit or restrict competition. The solicitation shall state that products substantially equivalent to those brands designated shall qualify for consideration; and
 - c. Any other specification requirements specific to the solicitation.
 3. Terms and Conditions, including:
 - a. Whether the contract is to include an extension option; and
 - b. Any other contract terms and conditions.

ARTICLE 3. SOURCE SELECTION AND CONTRACT FORMATION

PART D. PROCUREMENTS NOT EXCEEDING THE AMOUNT PRESCRIBED IN A.R.S. § 41-2535

R2-7-D301. Applicability

For purchases not exceeding the amount prescribed in A.R.S. § 41-2535, including construction, the agency chief procurement officer shall issue a request for quotation under R2-7-D302 unless any of the following apply:

1. The purchase can be made from a state or agency contract;
2. The purchase can be made from a set-aside organization as established in Article 10;
3. The purchase is not expected to exceed the aggregate dollar amount of \$10,000.00;
4. The agency chief procurement officer makes a written determination that ~~competition~~ the purchase is not practicable to quote under the circumstances. The purchase shall be made with as much competition as is practicable under the circumstances.

R2-7-D302. Solicitation – Request for Quotation

- A. A request for quotation shall be issued for purchases estimated to exceed the aggregate dollar amount of \$10,000 but less than that specified in A.R.S. § 41-2535. The agency chief procurement officer shall include the following in the solicitation:
 1. Offer submission requirements, including offer due date and time, where offers will be received, and offer acceptance period;
 2. Any purchase description, specifications, delivery or performance schedule, and inspection and acceptance requirements;
 3. The minimum information that the offer shall contain;
 4. Any evaluation factors;
 5. Whether negotiations may be held;
 6. Any contract options including renewal or extension;
 7. The uniform terms and conditions by text or reference; and
 8. Any other terms, conditions, or instructions specific to the procurement.
- B. The agency chief procurement officer shall issue the request for quotation by distributing the request for quotation to a minimum of three small businesses registered on the prospective suppliers list.
- C. The request for quotation shall include a statement that only a small business, as defined in R2-7-101, shall be awarded a contract, unless any of the following apply:
 1. The purchase has been unsuccessfully competed under ~~Subsection~~ subsection (B) of this Section, including failure to obtain fair and reasonable prices;
 2. The agency chief procurement officer has made a written determination that less than three small businesses are registered on the prospective suppliers list; or
 3. The agency chief procurement officer has made a written determination prior to issuing a request for quotation that restricting the procurement to small business is not practical under the circumstances.

R2-7-D303. Contract Award

- A. If only one responsive offer is received, the agency chief procurement officer shall determine if the price is fair and reasonable, and in the best interest of the state to award a contract and place the determination in the procurement file. If time permits, the agency chief procurement officer may initiate a second request for quotation if it is reasonable to believe that additional responses will be received.
- B. The agency chief procurement officer shall award a contract to the small business determined to be most advantageous to the state in accordance with any evaluation factors identified in the request for quotation. If award is pursuant to R2-7-D302(C), the agency chief

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procurement officer shall award a contract to the offeror determined to be most advantageous to the state in accordance with any evaluation factors identified in the request for quotation.

- C. The agency chief procurement officer shall place the written basis for the award in the procurement file.
- D. The agency chief procurement officer shall make the procurement file available to the public ~~on the date of contract award~~ within one day of contract award, except for those items considered confidential under R2-7-103.

R2-7-D304. Purchases of \$10,000 and Less

The agency chief procurement officer shall use reasonable judgment in awarding contracts in the aggregate dollar amount of \$10,000 and less that are advantageous to the state. The agency chief procurement officer may but is not required to request quotations.

ARTICLE 3. SOURCE SELECTION AND CONTRACT FORMATION

PART E. LIMITED COMPETITION FOR PROCUREMENTS EXCEEDING THE AMOUNT PRESCRIBED IN A.R.S. § 41-2535

R2-7-E301. Sole Source Procurements

- A. For the purposes of this Section, the term “sole-source procurement” means a material or service procured without competition when:
 - 1. There is only a single source for the material or service, or
 - 2. No reasonable alternative source exists.
- B. This Section applies to only sole source procurements, estimated to exceed the amount prescribed in A.R.S. § 41-2535.
- C. ~~An agency chief procurement officer seeking a sole source procurement shall obtain approval from the state procurement administrator before proceeding.~~ The state procurement administrator may delegate this authority to the agency chief procurement officer in accordance with R2-7-202. ~~If not delegated to the agency chief procurement officer, the agency chief procurement officer shall submit a written request for approval to procure from a sole source to the state procurement administrator before proceeding. The request shall include the following information:~~
 - 1. ~~A description of the procurement need and the reason why there is only a single source available or no reasonable alternative exists;~~
 - 2. ~~The name of the proposed supplier;~~
 - 3. ~~The duration and estimated total dollar value of the proposed procurement;~~
 - 4. ~~Documentation that the price submitted is fair and reasonable pursuant to R2-7-702, and~~
 - 5. ~~A description of efforts made to seek other sources.~~
- D. ~~The state procurement administrator~~ agency chief procurement officer shall send notice to registered vendors on the electronic system eProcurement system to invite comments on ~~the a~~ sole-source request for three working days. ~~Following this period, the state procurement administrator shall either:~~ The notice shall include, at a minimum:
 - 1. ~~Issue written approval, with any conditions or restrictions;~~ A description of the procurement need,
 - 2. ~~Request additional information from the agency chief procurement officer; or~~ A proposed scope of work or specifications,
 - 3. ~~Deny the request if input or information received shows that more than one source is available or a reasonable alternative source exists for the procurement need.~~ The name of the proposed supplier, and
 - 4. The duration and estimated total dollar value of the proposed procurement.
- E. ~~If the sole source procurement is authorized or approved, the agency chief procurement officer shall negotiate a contract advantageous to the state.~~ The written request to the state procurement administrator shall include the following information:
 - 1. A description of the procurement need and the reason why there is only a single source available or no reasonable alternative exists,
 - 2. The name of the proposed supplier,
 - 3. The duration and estimated total dollar value of the proposed procurement,
 - 4. Documentation that the price submitted is fair and reasonable pursuant to R2-7-702,
 - 5. A description of efforts made to seek other sources, and
 - 6. Evidence of the notice required under subsection (D).
- F. ~~The agency chief procurement officer shall keep a record of all sole-source procurements pursuant to A.R.S. § 41-2551. The state procurement administrator shall either:~~
 - 1. ~~Issue written approval, with any conditions or restrictions;~~
 - 2. ~~Request additional information from the agency chief procurement officer; or~~
 - 3. ~~Deny the request if input or information received shows that more than one source is available or a reasonable alternative source exists for the procurement need.~~
- G. If the sole-source procurement is authorized or approved, the agency chief procurement officer shall negotiate a contract advantageous to the state.
- H. The agency chief procurement officer shall keep a record of all sole-source procurements pursuant to A.R.S. § 41-2551.

ARTICLE 3. SOURCE SELECTION AND CONTRACT FORMATION

PART G. OTHER SOURCE SELECTION

R2-7-G305. Public-Private Partnership Contracts

- A. As referenced in this Article, a public-private partnership contract is a government contract and not a partnership. The government shall not jointly own or share property with the contractor and the government shall not be responsible for the contractor’s liabilities.
- B. An agency chief procurement officer shall submit a written request to the state procurement administrator to enter into a public-private partnership contract. The written request shall contain the following:
 - 1. Name of the agency or agencies;
 - 2. Name of the contractor;

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3. Description of the public-private partnership, including obligations of the agency and the contractor;
 4. Statement and explanation that the project is in best interest of the state;
 5. Proposed contract price and assessment of the proposed value;
 6. Description of the proposed performance measurement criteria and methods;
 7. Duration of the project; and
 8. Proposed contract terms and conditions.
- C. The agency chief procurement officer shall obtain approval from the state procurement administrator before proceeding with a public-private partnership. The state procurement administrator shall either:
1. Issue written approval, with any conditions or restrictions;
 2. Request additional information from the agency chief procurement officer; or
 3. Deny the request.
- D. If the request is approved, the contract shall be awarded in accordance with A.R.S. §§ 41-2533, 41-2534, 41-2535, 41-2536, or 41-2537.
- E. The using agency is responsible for obtaining all necessary approvals, including approvals from the ~~Government Information Technology Agency~~ ~~Department of Administration's Arizona Strategic Enterprise Technology Office~~ and Joint Legislative Budget Committee, before entering into a public-private partnership contract.

ARTICLE 5. PROCUREMENT OF CONSTRUCTION AND SPECIFIC PROFESSIONAL SERVICES

R2-7-506. Bid Security

- A. The agency chief procurement officer shall include the bid security requirements of A.R.S. § 41-2573 in the solicitation.
- B. If an offeror fails to submit the bid security required by A.R.S. § 41-2573 with the offer, the agency chief procurement officer shall reject the offer.
- C. The offeror shall submit bid security in one of the following forms:
1. An annual or one-time surety bond executed solely by a surety company authorized to transact surety business in this state, issued by the Director of the ~~Department of Insurance~~ Department of Insurance and Financial Institutions under A.R.S. Title 20, Chapter 2, Article 1, and in a format prescribed by A.R.S. § 41-2573 and this Section; or
 2. A certified or cashier check.
- D. The state procurement administrator or, in the case of construction on state property, the Assistant Director of General Services, may issue a written determination to accept the bid security if the bid security fails to comply in a nonsubstantial manner when:
1. Only one offer is received and there is not sufficient time to re-solicit;
 2. The amount of the bid security submitted, although less than the amount required by the solicitation, is equal to or greater than the difference between the apparent low offer and the next higher acceptable offer; or
 3. The bid security is inadequate as a result of correcting or modifying an offer in accordance with R2-7-B310, if the offeror increases the amount of the security to required limits within two days after notification.
- E. The state procurement administrator or, in the case of construction on state property, the Assistant Director of General Services, shall determine if the bid security may be released without penalty under § 41-2573(E).

R2-7-507. Offer Mistakes Discovered After Offer Opening and Before Award

- A. If an apparent mistake, relevant to the award determination is discovered after offer opening and before award, the agency chief procurement officer shall contact the offeror for written confirmation of the offer. The agency chief procurement officer shall designate a time-frame within which the offeror shall either:
1. Confirm that no mistake was made and assert that the offer stands as submitted; or
 2. Acknowledge that a mistake was made, and include all of the following in a written response:
 - a. Explanation of the mistake and any other relevant information;
 - b. A request for correction including the corrected offer or a request for withdrawal; and
 - c. The reasons why correction or withdrawal is consistent with fair competition and in the best interest of the state.
- B. An offeror who discovers a mistake in its offer may request correction or withdrawal in writing, and shall include all of the following in the written request:
1. Explanation of the mistake and any other relevant information;
 2. A request for correction including the corrected offer or a request for withdrawal; and
 3. The reasons why correction or withdrawal is consistent with fair competition and in the best interest of the state.
- C. An agency chief procurement officer may permit an offeror to correct a mistake if the mistake and the intended offer are evident in the uncorrected offer; ~~for example, an error in the extension of unit prices~~. The agency chief procurement officer shall not permit a correction that is prejudicial to the state or fair competition.
- D. An agency chief procurement officer shall permit an offeror to furnish information called for in the solicitation but not supplied if the intended offer is evident and submittal of the information is not prejudicial to other offerors.
- E. An agency chief procurement officer shall make a written determination of whether correction or withdrawal is permitted, based on whether the action is consistent with fair competition and in the best interest of the state.
- F. If the offeror fails to act under subsection (A), the offeror is considered nonresponsive and the agency chief procurement officer shall place a written determination that the offeror is nonresponsive in the procurement file.

R2-7-508. Performance and Payment Bonds

- A. The agency chief procurement officer shall ensure that performance and payment bonds are executed solely by a surety company or companies holding a certificate of authority to transact surety business in this state issued by the ~~Department of Insurance~~ Department of Insurance and Financial Institutions under A.R.S. Title 20, Chapter 2, Article 1 and in a format prescribed by A.R.S. § 41-2574.

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- B. The contractor shall submit to the state the performance bond and the payment bond upon request of the agency chief procurement officer. If a contractor fails to deliver the required performance bond or payment bond by the designated date, the contractor's offer shall be rejected, its bid security shall be enforced, and award of the contract shall be made as prescribed in this Chapter.

R2-7-509. Conditions for Use of Substitute Security in Lieu of Retention

A contractor may submit substitute security to replace contract payment retention if:

1. The contractor requests the use of substitute security before the first progress payment;
2. The contractor submits an invoice with each progress payment ~~in an amount of no less than 10% of the progress payment, or the contractor submits an invoice once at the beginning of the project in an amount no less than 5% of the total contract amount in accordance with A.R.S. § 41-2576;~~
3. The interest earned on the security shall accrue to the benefit of the contractor but shall be retained by the contractor until the agency chief procurement officer has approved completion and acceptance of all work to be performed under the contract; and
4. The contractor ensures that the date of maturity of the security is after the estimated contract completion date, but no later than one year after the estimated contract completion date.

R2-7-510. The Form of Substitute Security in Lieu of Retention

If the conditions identified under ~~R2-7-506~~R2-7-509 are met, the agency chief procurement officer shall accept a substitute security from a contractor in the form of one of the following:

1. An assignment of a time certificate of deposit by a financial institution licensed by this state;
2. Share certificates of a financial institution or credit union authorized to transact business in this state; or
3. Security issued or guaranteed as to principal and interest by:
 - a. The United States;
 - b. The state; or
 - b. Counties, municipalities, and school districts within this state.

ARTICLE 9. LEGAL AND CONTRACTUAL REMEDIES

PART A. PROTEST OF SOLICITATIONS AND CONTRACT AWARDS

R2-7-A901. Protest of Solicitations and Contract Awards

- A. Any interested party may protest a solicitation, a determination of not susceptible for award, or the award of a contract.
- B. The interested party shall file the protest in writing with the agency chief procurement officer, with a copy to the state procurement administrator, and shall include the following information:
 1. The name, address and telephone number of the interested party;
 2. The signature of the interested party or the interested party's representative;
 3. Identification of the purchasing agency and the solicitation or contract number;
 4. A ~~detailed~~ clear and concise statement of the legal and factual grounds of the protest including copies of relevant documents; and
 5. The form of relief requested.
- C. If the protest is based upon alleged improprieties in a solicitation that are apparent before the offer due date and time, the interested party shall file the protest before the offer due date and time.
- D. In cases other than those covered in subsection (C), the interested party shall file the protest within 10 days after the agency chief procurement officer makes the procurement file available for public inspection.
- E. The interested party may submit a written request to the agency chief procurement officer for an extension of the time limit for protest filing set forth in subsection (D). The written request shall be submitted before the expiration of the time limit set forth in subsection (D) and shall set forth good cause as to the specific action or inaction of the purchasing agency that resulted in the interested party being unable to submit the protest within the 10 days. The agency chief procurement officer shall approve or deny the request in writing, state the reasons for the determination, and, if an extension is granted, set forth a new date for submission of the filing.
- F. If the interested party shows good cause, the agency chief procurement officer may consider a protest that is not timely filed.
- G. The agency chief procurement officer shall immediately give notice of a protest to all offerors.

R2-7-A903. Resolution of Solicitation and Contract Award Protests

- A. The agency chief procurement officer has the authority to resolve a protest.
- B. The agency chief procurement officer shall issue a written decision within 14 days after a protest has been filed under R2-7-A901. The decision of the agency chief procurement officer shall contain the basis for the decision and a statement that the decision may be appealed to the Director within 30 days from receipt of the decision.
- C. The agency chief procurement officer shall furnish the decision to the interested party, primarily by digital method, including electronic mail. Other methods include certified mail, return receipt requested, or by any other method that provides evidence of receipt, with a copy to the state procurement administrator and the director.
- D. The agency chief procurement officer may submit a written request to the director for an extension of the time limit for decisions under subsection (B). The director shall approve or deny the request in writing, state the reasons for the determination, and, if an extension is granted, set forth a new date for submission of the decision, not to exceed an additional 30 days. The director shall notify the agency chief procurement officer, the interested party, and the state procurement administrator in writing that the time for the issuance of a decision has been extended and the date by which a decision shall be issued.

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- E. If the agency chief procurement officer fails to issue a decision within the time limits set forth in this Article, the interested party may proceed as if the agency chief procurement officer had issued an adverse decision.

R2-7-A907. Stay of Procurement During Appeal to Director

- A. If a stay is issued under R2-7-A902, the filing of an appeal shall automatically continue the stay, unless the Director makes a written determination that the award of the contract or a notice to proceed with contract performance is necessary to protect the substantial interests of the state.
- B. Following a review of the agency chief procurement officer's ~~or the state procurement officer's~~ protest decision and the interested party's appeal, the director may stay the procurement if the director determines that there is a reasonable probability the protest will be upheld or that a stay is in the best interests of the state.

R2-7-A910. Informal Settlement Conference

- A. In any protest, claim, or debarment proceeding, the Director may request to hold an informal settlement conference with all interested parties. The conference may be held at any time prior to a final administrative decision. If an informal settlement conference is held, a person with the authority to act on behalf of the interested party must be present.
- B. The agency chief procurement officer shall notify the interested parties in writing that statements, either written or oral, made at the conference, including a written document, created or expressed solely for the purpose of settlement negotiations are inadmissible in any subsequent administrative or judicial hearing.
- C. Should any interested party choose not to participate in an informal settlement conference, the Director, or the Director's designee, in his or her discretion, may conduct the conference with those interested parties that appear, or reschedule the conference, or terminate the conference.
- D. If the informal settlement conference results in a full settlement agreement between all interested parties, that agreement shall be reduced to writing, signed by the interested parties, and entered as the final administrative decision in the proceeding. If the interested parties do not reach agreement on all matters at issue in the proceedings, but do agree to resolve one or some of the issues, that partial agreement shall be reduced to writing, be signed by the interested parties, and bind the interested parties through the remainder of the proceedings.
- E. If the Director, or the Director's designee, participates in an informal settlement conference, the Director, or the Director's designee, may not participate in or attempt to influence the outcome of the final administrative decision. Further, in making a final administrative decision, the Director shall not give any weight to whether or not an informal settlement conference has been held, or to any consideration of the perceived success or failure of the informal settlement conference.

ARTICLE 10. INTERGOVERNMENTAL PROCUREMENT

R2-7-1001. ~~Approval to Enter-Participate into in a Cooperative Purchasing Agreement Solicitation~~

- A. ~~Agency chief procurement officers may use Arizona state contracts without a cooperative purchasing agreement. For the purposes of this Article, the terms "cooperative purchasing", "external procurement activity", and "public procurement unit" mean as prescribed in A.R.S. § 41-2631.~~
- B. ~~Agency chief procurement officers~~ The agency chief procurement officer shall submit a written request to the state procurement administrator before participating in a solicitation through a cooperative purchasing agreement with another public procurement unit, external procurement activity, or group of public procurement units. The written request for approval shall specify the manner in which the administering public procurement unit complies with A.R.S. § 41-2634. The state procurement administrator may delegate authority to the agency chief procurement officer to participate in a cooperative purchasing solicitation in accordance with R2-7-202.
- C. ~~The state procurement administrator shall either:~~
 - 1. ~~Issue written approval, with any conditions or restrictions;~~
 - 2. ~~Request additional information from the state government unit; or~~
 - 3. ~~Deny the request. A state governmental unit may participate in a solicitation with another state governmental unit or group of state governmental units without a cooperative purchasing agreement, but it is still subject to approval requirements of this Section.~~
- D. The state procurement administrator shall either:
 - 1. Issue written approval, with any conditions or restrictions;
 - 2. Request additional information from the state government unit; or
 - 3. Deny the request.

R2-7-1002. ~~Cooperative Purchasing Agreement from an Existing Cooperative Contract Administered by an Agency Chief Procurement Officer-Other Public Procurement Unit or External Procurement Activity~~

- A. ~~An agency chief procurement officer shall ensure that any cooperative purchasing agreement administered for use by other eligible procurement units under A.R.S. § 41-2632 provides that:~~
 - 1. ~~Payment for materials or services and inspection and acceptance of materials or services are the responsibility of the using eligible procurement unit;~~
 - 2. ~~Failure of an eligible procurement unit to secure performance from the contractor in accordance with the terms and conditions of its purchase order does not necessarily require the state to exercise rights or remedies;~~
 - 3. ~~The exercise of any rights or remedies by the eligible procurement unit shall be the exclusive obligation of that unit. The state, as the contract administrator and without subjecting itself to any liability, may join in the resolution of any controversy;~~
 - 4. ~~The eligible procurement unit shall not use an Arizona state contract as a method for obtaining additional concessions or reduced prices for similar material or services; and~~

NOTICES OF PROPOSED EXPEDITED RULEMAKING

- ~~5. An agency chief procurement officer may terminate without notice any cooperative purchasing agreement if the eligible procurement unit fails to comply with the terms of the contract. Agency chief procurement officers may use Arizona state contracts without a cooperative purchasing agreement.~~
- ~~B. The state procurement administrator may authorize a state governmental unit to establish an Arizona state contract which may be used by designated eligible procurement units. Unless authorized by the state procurement administrator, agency chief procurement officers shall not procure materials, services, professional services, construction, or construction services from any cooperative contracts if they are available under an existing Arizona state contract.~~
- ~~C. A state governmental unit may use another state governmental unit's existing contract without a cooperative purchasing agreement, but it is still subject to the approval criteria and requirements of this Section.~~
- ~~D. The agency chief procurement officer shall submit a written request to the state procurement administrator before using an existing contract administered by another public procurement unit or an external procurement activity. The state procurement administrator may delegate authority to the agency chief procurement officer to purchase from an existing cooperative contract in accordance with R2-7-202. The cooperative contract may be used if it is in the best interest of the state and the following criteria, at a minimum, are met:
 - ~~1. The cooperative contract was awarded through the competitive process and documentation is available to substantiate the award, including:
 - ~~a. Bidder's list,~~
 - ~~b. Solicitation included evaluation factors,~~
 - ~~c. Multiple offers received,~~
 - ~~d. Bid tabulation and evaluation offers, and~~
 - ~~e. Basis for cooperative contract award with established evaluation factors.~~~~
 - ~~2. Cost analysis to determine price is fair and reasonable as prescribed by R2-7-702;~~
 - ~~3. Review of cooperative contract terms and conditions; and~~
 - ~~4. Vendor's willingness to extend the cooperative contract to the state or state governmental unit.~~~~
- ~~E. The state procurement administrator shall either:
 - ~~1. Issue written approval, with any conditions or restrictions;~~
 - ~~2. Request additional information from the state government unit; or~~
 - ~~3. Deny the request.~~~~
- ~~F. Purchases under a cooperative contract awarded for a fixed quantity or aggregate dollar amount shall not exceed 25% of the initial or estimated aggregate dollar amount of the cooperative contract, unless the state procurement administrator determines in writing that the purchase is in the best interest to the state and the price is determined fair and reasonable pursuant to R2-7-702.~~

R2-7-1003. Purchasing from a Arizona Cooperative Contract Program Administered by State Procurement Administrator

- ~~A. The agency chief procurement officer shall not procure materials, services, professional services, construction or construction services from any cooperative contracts available under an existing Arizona state contract, unless authorized by the state procurement administrator. The state procurement administrator or designee shall ensure that any cooperative purchasing agreement administered as part of the Arizona cooperative program and for use by eligible procurement units under A.R.S. § 41-2632 provides that:
 - ~~1. Payment for materials or services and inspection and acceptance of materials or services are the responsibility of the using eligible procurement unit;~~
 - ~~2. Failure of an eligible procurement unit to secure performance from the contractor in accordance with the terms and conditions of its purchase order does not necessarily require the state to exercise rights or remedies;~~
 - ~~3. The exercise of any rights or remedies by the eligible procurement unit shall be the exclusive obligation of that unit. The state, as the contract administrator and without subjecting itself to any liability, may join in the resolution of any controversy;~~
 - ~~4. The eligible procurement unit shall not use an Arizona state contract as a method for obtaining additional concessions or reduced prices for similar material or services; and~~
 - ~~5. An agency chief procurement officer may terminate without notice any cooperative purchasing agreement if the eligible procurement unit fails to comply with the terms of the contract.~~~~
- ~~B. If it is in the best interest of the state and at the discretion of the agency chief procurement officer, a cooperative contract may be used if the following criteria, at a minimum, are met:
 - ~~1. The cooperative contract was awarded through the competitive process and documentation is available to substantiate the award, including:
 - ~~a. Bidder's list,~~
 - ~~b. Solicitation included evaluation factors,~~
 - ~~c. Multiple offers received,~~
 - ~~d. Bid tabulation and evaluation offers, and~~
 - ~~e. Basis for cooperative contract award with established evaluation factors.~~~~
 - ~~2. Cost analysis to determine price is fair and reasonable as prescribed by R2-7-702;~~
 - ~~3. Review of cooperative contract terms and conditions; and~~
 - ~~4. Vendor's willingness to extend cooperative contract to the state. The state procurement administrator may authorize a state governmental unit to establish an Arizona state contract which may be used by designated eligible procurement units as part of the Arizona cooperative program.~~~~
- ~~C. Purchases under a cooperative contract as permitted by this subsection shall not, in the aggregate, exceed 25% of the initial value, or estimated value for term contracts, of the cooperative contract or \$500,000, whichever is lesser, unless the state procurement admin-~~

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istrator determines in writing that the purchase is in the best interest to the state and the price is determined fair and reasonable pursuant to ~~R2-7-702~~.

R2-7-1004. Establishment of a Committee as Required by A.R.S. § 41-2636

- A. The Director shall appoint a committee as required by A.R.S. § 41-2636.
- B. The committee shall be comprised of at least seven members, including the committee chair, representing:
 - 1. Arizona Correctional Industries (“ACI”);
 - 2. Arizona Industries for the Blind (“AIB”);
 - 3. Certified nonprofit agency that serves individuals with disabilities (CNAID) as defined in A.R.S. § 41-2636(G);
 - 4. Other public procurement units.
- C. The state procurement administrator or the state procurement administrator’s designee shall chair the committee.
- D. The committee chair may appoint sub-committees to assist in the evaluation of materials and services under consideration by the committee as a set-aside.
- E. The committee shall meet at least once each fiscal year quarter to report compliance with ~~A.R.S. § 41-2636(F)~~A.R.S. § 41-2636(E)-(F).

NOTICES OF FINAL EXPEDITED RULEMAKING

Volume 32, Issue 27, July 3, 2026

NOTICES OF FINAL EXPEDITED RULEMAKING

An agency submits a Notice of Final Expedited Rulemaking to the Governor’s Regulatory Review Council for review and approval under [A.R.S. § 41-1027\(E\)](#).

The Notice of Final Expedited Rulemaking as published in this section has been filed with a certificate of approval from the Council.

An agency may conduct expedited rulemaking if the rulemaking does not increase the cost of regulatory compliance, increase a fee or reduce procedural rights of persons regulated. Other requirements to conduct expedited rulemaking are listed under [A.R.S. § 41-1027\(A\)\(1\) through \(8\)](#).

The effective date of this notice is published in item #4 of the preamble.

Questions about the notice can be answered by the person listed in item #6 of the preamble.

The codified version of Notices of Final Expedited Rulemaking are published in the *Arizona Administrative Code* by title and chapter.

NOTICE OF FINAL EXPEDITED RULEMAKING

TITLE 18. ENVIRONMENTAL QUALITY

CHAPTER 4. DEPARTMENT OF ENVIRONMENTAL QUALITY
SAFE DRINKING WATER

File Number: R26-102

PREAMBLE

1. **Permission to proceed with this final expedited rulemaking was granted under A.R.S. § 41-1039 by the governor on:**

Initial approval: October 10, 2024

Final Rulemaking approval: April 21, 2026

2. Article, Part, or Section Affected (as applicable)	Rulemaking Action
R18-4-102	Amend
R18-4-107	Amend
R18-4-111	Amend
R18-4-117	Amend

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

Authorizing statute: A.R.S. §§ 49-104, 49-202(A), 49-351, 49-353, and 49-353.01

Implementing statute: A.R.S. §§ 49-353, and 49-353.01

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

June 11, 2026

5. **Citations to all related notices published in the Register as specified in R1-1-409(A) that pertain to the current record of the final expedited rule:**

Notice of Proposed Expedited Rulemaking: 32 A.A.R. 448; Issue Date: Feb. 20, 2026; Issue Number: 8; File Number: R26-11

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

Name: Heidi M. Haggerty Welborn, Esq.
Title: Drinking Water Legal Specialist
Division: Water Quality Division
Address: 1110 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 771-4373

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Email: welborn.heidi@azdeq.gov
Website: <https://azdeq.gov/rulemaking/federaldwregulations>

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

ADEQ seeks to modify regulations in Title 18, Chapter 4, Article 1 to incorporate by reference several new and modified Safe Drinking Water Act (SDWA) regulations in 40 C.F.R. Part 141 and to implement changes to ensure ADEQ complies with SDWA primacy requirements in 40 C.F.R. Part 142.

An expedited rulemaking is appropriate pursuant to A.R.S. § 41-1027(A)(4) because this rulemaking only incorporates by reference without material change federal regulations pursuant to A.R.S. § 41-1028 and does not increase regulatory burden beyond what is required by the SDWA.

First, the rulemaking will amend R18-4-102(A), which governs the incorporation by reference applicability date of all other rules in Article 1. Currently, Chapter 4, Articles 1 and 2 incorporate by reference the 2014 version of the federal regulations. The rule will be updated to incorporate the July 1, 2025 published version of the federal regulations, official versions of which are located at <http://www.gpo.gov/fdsys/browse/collectionCfr.action?collectionCode=CFR>. The entire July 1, 2025 version of 40 CFR 141 is incorporated by reference, and modifications therein between 2014 to 2025 are largely a result of major rulemakings related to Lead and Copper, Consumer Confidence Reports, and PFAS. Note that this rulemaking is not adopting Subpart Z, the new PFAS rule-making subpart. Please see below for more information. The 40 CFR 141 subparts modified between 2015 to 2025 that are incorporated in this rulemaking include:

- Subpart A, found in A.A.C. R18-4-103 (General);
- Subpart C, found in A.A.C. R18-4-105 (Monitoring and Analytical Requirements);
- Subpart D, found in A.A.C. R18-4-106 (Reporting and Recordkeeping);
- Subpart E, found in A.A.C. R18-4-107 (Special Regulations, Including Monitoring);
- Subpart F, found in A.A.C. R18-4-108 (Maximum Contaminant Level Goals and Maximum Residual Disinfectant Level Goals);
- Subpart G, found in A.A.C. R18-4-109 (Primary Drinking Water Regulations: Maximum Contaminant Levels and Maximum Residual Disinfectant Levels);
- Subpart O, found in A.A.C. R18-4-117 (Consumer Confidence Reports);
- Subpart Q, found in A.A.C. R18-4-119 (Public Notification of Drinking Water Violations);
- Subpart S, found in A.A.C. R18-4-121 (Ground Water Rule);

These rule modifications will ensure that Arizona maintains appropriate authority to implement and enforce the SDWA as the primacy agency. This rulemaking helps to eliminate regulatory lag. Regulatory lag in this context means a gap or mismatch between state requirements and what is an already applicable and enforceable federal law change. This creates confusion in communication, data processes, and general state implementation of the federal rule. This risks ADEQ's ability to act to address public health concerns, and also risks the state losing primacy or federal funding granted under the SDWA, and burdening and confusing the regulated community by referencing outdated rules. Note that all of the rules listed below are already effective federal law, and public water systems are required to comply with these federal rules according to their respective compliance date schedules. Therefore, this rulemaking does not impose any increased burden beyond which the regulated community is already subject.

Incorporating the July 2025 version of the federal rules will include the following major updates:

- Consumer Confidence Report (CCR) Final Rule Revisions
The CCR rule revisions modify the timing and frequency of reporting for existing community water systems if a community water system serves 10,000 people or more. It also modifies required content in CCRs and means for delivery.
See *CCR final rule*, 89 Fed. Reg. 45980 (May 24, 2024). See also ADEQ's website at <https://azdeq.gov/ccrrule>.
- Alternative Test Methods - Updates and Corrections
Via various rulemakings over the years, EPA has promulgated new alternative analytical methods for determining contaminant concentrations in drinking water samples collected under the SDWA.
Several rulemakings for alternative methods follow: 81 Fed. Reg. 46840 (Jul. 19, 2016); 82 Fed. Reg. 34861 (July 27, 2017); 83 Fed. Reg. 51636 (Oct. 12, 2018); 83 Fed. Reg. 54676 (Oct. 31, 2018); 86 Fed. Reg. 28277 (May 26, 2021); 86 Fed. Reg. 29526 (June 2, 2021); 87 Fed. Reg. 50579 (Aug. 17, 2022); 89 Fed. Reg. 5773 (Jan. 30, 2024); 89 Fed. Reg. 7624 (Feb. 5, 2024).
- Lead and Copper – Rule Improvements (LCRI) (2024)

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EPA has finalized various modifications to lead and copper rules, including requiring replacement of lead service lines, reducing the lead action level, strengthening tap sampling procedures, corrosion control treatment, public education, small system requirements, and sampling in schools and child care facilities.

Please note, the LCRI rules became legally effective law on December 30, 2024. However, various rules within LCRI have different compliance dates and implementation dates. The applicable LCRI rules to comply with until November 1, 2027, are found in 40 C.F.R. 141.80(a)(4)(i) (Oct. 2024), and after that date, different rules are applicable. The regulation, 40 C.F.R. 141.80, lists the compliance and implementation date schedules for various rules established in the LCRI rulemaking. See *LCRI final rule*, 89 FR 86626 (Oct. 30, 2024) (“Compliance dates”); and see *ADEQ’s Delegated Agency “Matrix” for Drinking Water Lead and Copper Licensing Reviews* p. 2-3 (September 2025), available at <https://static.azdeq.gov/dw/lcrr/ccematrix.pdf>. See also *ADEQ’s website* at <https://azdeq.gov/LeadCopperRule>.

Please also note that while EPA also issued a major rulemaking to regulate per- and polyfluoroalkyl substances (PFAS), **ADEQ is not adopting the PFAS implementation rules in Subpart Z at this time.** The PFAS rulemaking establishes primary drinking water standards for PFAS, including monitoring requirements, best available control technology, and violation thresholds. See the PFAS Final Rule, 89 Fed. Reg. 32532 (Apr. 26, 2024); see also the PFAS Rule Corrections, 89 Fed. Reg. 49101 (June 11, 2024). However, EPA has already expressed intent to significantly modify compliance thresholds and other requirements in Subpart Z PFAS regulations. Therefore, ADEQ intends to incorporate the new PFAS rules when modifications are finalized and published in the U.S. Code of Federal Regulations. See EPA’s announcement to rollback parts of the PFAS rule at:

<https://www.epa.gov/newsreleases/epa-announces-it-will-keep-maximum-contaminant-levels-pfoa-pfos>.

Second, ADEQ is updating R18-4-107, R18-4-111, and R18-4-117 with minor changes to conform those sections with the incorporation by reference format and changes in R18-4-102 described above.

This rulemaking also updates the incorporation by reference for 40 CFR 142 to the July 1, 2025 edition, but there are no substantive changes to the sections incorporated that require explanation.

8. **A reference to any study relevant to the rule that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**
Not applicable
9. **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
10. **A statement that the agency is exempt from the requirements under A.R.S. § 41-1055(G) to obtain and file a summary of the economic, small business, and consumer impact under A.R.S. § 41-1055(D)(2):**
This rulemaking is exempt from the requirements to obtain and file an economic, small business, and consumer impact under A.R.S. § 41-1055(D)(2).
11. **A description of any change between the proposed expedited rulemaking, to include a supplemental proposed notice, and the final rulemaking:**
The final rulemaking language in this notice does not differ from the proposed rulemaking notice.
12. **An agency’s summary of the public or stakeholder comments made about the rulemaking and the agency response to the comments:**
No comments received.
13. **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:**
Not applicable
 - 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:**
This rule revision does 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:**
Federal law applies to this subject matter. These rule modifications comply with the Safe Drinking Water Act

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primacy requirements and do not exceed federal requirements.

- c. **Whether a person submitted an analysis to the agency regarding the rule’s impact on the competitiveness of businesses in this state as compared to the competitiveness of businesses in other states under A.R.S. § 41-1055(I). If yes, include the analysis with the rulemaking package.**

Not applicable

14. **List all incorporated by reference material as specified in A.R.S. § 41-1028 and include a citation where the material is located:**

40 C.F.R. 141 and 142 (as of July 1, 2025)	R18-4-102(A)
40 C.F.R. 141, Subpart E (as of July 1, 2025)	R18-4-107
40 C.F.R. 141, Subpart I (as of July 1, 2025)	R18-4-111
40 C.F.R. 141, Subpart O (as of July 1, 2025)	R18-4-117

15. **Whether the rule was previously made, amended or repealed as an emergency rule. If so, cite the notice published in the Register as specified in R1-1-409(A) state where the text was changed between the emergency and the final expedited rulemaking package:**

The rules were not previously made as an emergency rule.

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

TITLE 18. ENVIRONMENTAL QUALITY

**CHAPTER 4. DEPARTMENT OF ENVIRONMENTAL QUALITY
SAFE DRINKING WATER**

ARTICLE 1. PRIMARY DRINKING WATER REGULATIONS

Section

R18-4-102.	Incorporation by Reference of 40 CFR 141 and 142
R18-4-107.	Special Regulations, Including Monitoring - 40 CFR 141, Subpart E
R18-4-111.	Control of Lead and Copper – 40 CFR 141, Subpart I
R18-4-117.	Consumer Confidence Reports – 40 CFR 141, Subpart O

ARTICLE 1. PRIMARY DRINKING WATER REGULATIONS

R18-4-102. Incorporation by Reference of 40 CFR 141 and 142

- A. Unless otherwise specified in this Chapter, all references to regulations in 40 CFR 141 and 142 in this Chapter refer to the July 1, 2014 2025, version of the regulations. Copies of the incorporated material are available for review at the Arizona Department of Environmental Quality, 1110 W. Washington St., Phoenix, AZ, 85007, and are available from the U.S. General Printing office at <http://www.gpo.gov/fdsys/browse/collectionCfr.action?collectionCode=CFR>.
- B. A reference to a federal statute or regulation in a federal statute or regulation incorporated by reference in this Chapter shall refer to and incorporate by reference the referenced statute or regulation as of the date specified in subsection (A), unless the referenced statute or regulation is incorporated by reference elsewhere in this Chapter in a modified form, in which case the reference shall be to the statute or regulation as incorporated in this Chapter.
- C. Documents incorporated by reference in a federal statute or regulation incorporated by reference in this Chapter are also incorporated by reference in this Chapter, as of the date specified in the federal statute or regulation.
- D. A federal rule incorporated by reference in this Chapter shall include all “Effective Date Notes” associated with the federal rule.
- E. The term “State” or “primacy agency” in the text of a federal statute or regulation incorporated by reference in this Chapter shall mean the Arizona Department of Environmental Quality unless otherwise noted.

R18-4-107. Special Regulations, Including Monitoring - 40 CFR 141, Subpart E

40 CFR 141, Subpart E (40 CFR 141.40 through 141.42) revised as of July 1, 2021 and published by the Office of the Federal Register, National Archives and Records Administration is incorporated by reference. This rule does not include any later amendments or editions of the incorporated material. Copies of the incorporated material are available for inspection at the Arizona Department of Environmental Quality, 1110 W. Washington, Phoenix, AZ 85007 or may be obtained from the U.S. Government Publishing Office, bookstore.gpo.gov, P.O. Box. 979050, St. Louis, MO 63197-9000 is incorporated by reference as of the date specified in R18-4-102; this incorporation does not include any later amendments or editions.

R18-4-111. Control of Lead and Copper – 40 CFR 141, Subpart I

- A. 40 CFR 141, Subpart I (40 CFR 141.80 through 141.91 141.93), is incorporated by reference as of the date specified in R18-4-102, subject to the modifications specified in this Section; this incorporation does not include any later amendments or editions.
- B. The first sentence of 40 CFR 141.89(a) is replaced by the following: “Analyses for lead, copper, pH, conductivity, calcium, alkalinity, orthophosphate, silica, and temperature shall be conducted using analytical methods approved by EPA and the Arizona Department of

NOTICES OF FINAL EXPEDITED RULEMAKING

Health Services. Analyses under this Section for lead and copper shall be conducted by laboratories that have been certified by EPA or the Arizona Department of Health Services.”

C. The text of 40 CFR 141.89(a)(1) is not incorporated by reference.

R18-4-117. Consumer Confidence Reports – 40 CFR 141, Subpart O

40 CFR 141, Subpart O (40 CFR 141.151 through ~~141.155~~ 141.156 and Appendix A), is incorporated by reference as of the date specified in R18-4-102; this incorporation does not include any later amendments or editions.

NOTICES OF RULEMAKING DOCKET OPENING

Volume 32, Issue 27, July 3, 2026

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires an agency file a Notice of Rulemaking Docket Opening which outlines its rulemaking intentions under [A.R.S. § 41-1021](#).

A docket opening and Notice of Proposed Rulemaking are often filed at the same time and published in the same *Register* issue.

If a Notice of Proposed Rulemaking is not published in this *Register* that corresponds with a published docket in this week's issue, it simply means the agency has not filed the notice for consideration and public review.

An agency has one year from the publishing of this notice to propose a rule; after one year the docket expires. Questions about the notice can be answered by the person listed in item #5 of the preamble. Refer to item #6 in the preamble for information on how to comment on this notice.

NOTICE OF DOCKET OPENING FOR A PROPOSED EXPEDITED RULEMAKING

DEPARTMENT OF ADMINISTRATION
STATE PROCUREMENT OFFICE

File Number: R26-103

1. **Permission to proceed with this docket was granted under A.R.S. § 41-1039 by the governor on:**

March 17, 2026

2. **Title and its heading:**

2, Administration

Chapter and its heading:

7, Department of Administration - State Procurement Office

Article and its heading:

- 1, General Provisions
- 2, Procurement Organization
- 3, Source Selection and Contract Formation
- 5, Procurement of Construction and Specific Professional Services
- 9, Legal and Contractual Remedies
- 10, Intergovernmental Procurement

Part and its heading (if applicable):

- B, Competitive Sealed Bidding
- C, Competitive Sealed Proposals
- D, Procurements Not Exceeding the Amount Prescribed in A.R.S. § 41-2535
- E, Limited Competition for Procurements Exceeding the Amount Prescribed in A.R.S. § 41-2535
- G, Other Source Selection
- A, Protest of Solicitations and Contract Awards

Section number:

R2-7-101, R2-7-202, R2-7-203, R2-7-B301, R2-7-B312, R2-7-C301, R2-7-D301, R2-7-D302, R2-7-D303, R2-7-D304, R2-7-E301, R2-7-G305, R2-7-506, R2-7-507, R2-7-508, R2-7-509, R2-7-510, R2-7-A901, R2-7-A903, R2-7-A907, R2-7-A910, R2-7-1001, R2-7-1002, R2-7-1003, and R2-7-1004. (Sections may be added, modified, or deleted as necessary.)

3. **The subject matter of the proposed rule:**

The Arizona Department of Administration's State Procurement Office is opening this docket to implement findings from its mandatory five year rule review that was approved by the Governor's Regulatory Review Council on November 4, 2025. The expedited rulemaking intends to update the state's procurement rules by reducing administrative burdens caused by outdated requirements. These changes aim to improve public procurement processes by increasing efficiency and transparency, without increasing regulatory compliance costs, raising fees, or reducing the procedural rights of regulated individuals.

NOTICES OF RULEMAKING DOCKET OPENING

- 4. **A citation to all published notices relating to the current proceeding:**
Notice of Proposed Expedited Rulemaking: 32 A.A.R. 1477, July 3, 2026 (*in this issue*); File Number: R26-101.

- 5. **The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Kim Shelley
Title: Senior Compliance and Training Manager
Division: State Procurement Office
Address: 1400 W. Washington, Suite 3100
Phoenix, AZ, 85007
Telephone: (602) 317-1448
Email: Kim.Shelley@azdoa.gov or SPOCompliance@azdoa.gov

- 6. **The time during which the agency will accept written comments and the time and place where oral comments may be made:**
A person may submit written comments by Saturday, July 11, 2026, at 5:00 p.m. via the Rule Revisions Feedback Form ([click for link](#)).
An oral proceeding, where comments may be made, will be held on Tuesday, August 4, 2026, from 11:00 a.m. to 12:00 p.m., virtually, using the link below.
To join virtually via Google Meets: meet.google.com/pcq-kfxm-vir
To join by phone only: (US) +1 971-770-1082 and Access code/PIN: 682 337 619#
Close of record: Tuesday, August 4, 2026, at 5:00 p.m.

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

NOTICE OF RULEMAKING DOCKET OPENING
DEPARTMENT OF ENVIRONMENTAL QUALITY
AIR POLLUTION CONTROL

File Number: R26-104

- 1. **Permission to proceed with this docket was granted under A.R.S. § 41-1039 by the governor on:**
May 1, 2024

- 2. **Title and its heading:**
18, Environmental Quality

Chapter and its heading:
2, Department of Environmental Quality – Air Pollution Control

Article and its heading:
13, State Implementation Plan Rules for Specific Locations

Part and its heading:
F, Rillito, Arizona, Planning Area

Section number:
R18-2-F1301
Sections may be added, amended, repealed, or renumbered as necessary.

- 3. **The subject matter of the proposed rule:**
ADEQ proposes to amend parts of A.A.C. Title 18, Chapter 2, Article 13 to apply PM₁₀ control measures to the Cal-Portland Rillito cement plant, located in the Rillito PM₁₀ Nonattainment Area (NAA). This rulemaking is necessary to develop an EPA-approvable NAA state implementation plan (SIP) revision for the Rillito PM₁₀ NAA under section 172 of the Clean Air Act (CAA) since PM₁₀ reductions at the CalPortland Rillito cement plant may be necessary in order for

NOTICES OF RULEMAKING DOCKET OPENING

the Rillito area to attain the PM₁₀ National Ambient Air Quality Standards (NAAQS). Because National Ambient Air Quality (NAAQS) violations are occurring despite existing controls in the area, ADEQ must develop new rules to reduce PM₁₀ in the Rillito NAA. These controls must be reasonable, technically feasible, permanent, and enforceable, as well as reduce emissions from significant sources of PM₁₀ in order to meet the applicable standard and meet the requirements of nonattainment area plans under section 172 of the CAA. Prior to controls development, ADEQ will construct an inventory of actual PM₁₀ emissions from all relevant sources in the NAA and conduct source apportionment modeling in order to identify significant PM₁₀ source sectors and estimate the contribution of PM₁₀ emissions from sources such as the CalPortland Rillito cement plant. Currently, the Rillito NAA is designated as moderate, requiring reasonably available control measures (RACM) to achieve attainment of the NAAQS and be protective of human health.

4. **A citation to all published notices relating to the current proceeding:**

Notice of Rulemaking Docket Opening: 31 A.A.R. 1976; Issue Date: June 20, 2025; Issue Number: 25; File Number: R25-127

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

Name: Zachary Dorn
Title: Environmental Scientist
Division: Air Quality Improvement Planning
Address: Arizona Department of Environment Quality
1110 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 771-4585
Email: airplanning@azdeq.gov

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

To be announced in the Notice of Proposed Rulemaking.

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

To be announced in the Notice of Proposed Rulemaking.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ENVIRONMENTAL QUALITY
EMERGENCY PLANNING AND HAZARDOUS MATERIALS

File Number: R26-105

1. **Permission to proceed with this docket was granted under A.R.S. § 41-1039 by the governor on:**

June 8, 2026

2. **Title and its heading:**

18, Environmental Quality

Chapter and its heading:

18, Department of Environmental Quality - Emergency Planning and Hazardous Materials

Article and its heading:

1, Emergency Planning and Community Right to Know

Section number:

To be determined

3. **The subject matter of the proposed rule:**

The Arizona Department of Environmental Quality (ADEQ) is pursuing a standard rulemaking to amend rules related to the Emergency Planning and Community Right to Know program and update the Tier II Emergency and Hazardous

NOTICES OF RULEMAKING DOCKET OPENING

Chemical Inventory Reporting (Tier II) fee structure, increase fees and adjust the annual fee caps.

ADEQ collects reporting fees from facility owners and operators that store Extremely Hazardous Substances at or above their designated threshold planning quantity (TPQ) and non-EHS in excess of 10,000lbs at their facilities based on the fee structure outlined in A.A.C. R18-18-107(B)(1), and deposits the fees into the Emergency Response Fund. These Tier II fees are appropriated to ADEQ for use in the Emergency Response Fund (ERF) Program under A.R.S. § 49-123(I)(4). The ERF, administered by ADEQ, provides support to emergency response departments across all 15 counties in Arizona. ADEQ uses these funds to provide grants pursuant to A.R.S. § 49-123(H) to assist local emergency responders to procure hazardous materials life safety equipment, such as gas meters, personal protective equipment, overpack spill kits, and tools to slow or stop hazardous material leaks or spills when they occur. Based on current compliance rates for Tier II EPCRA reporting, the amount of fees collected is approximately \$89,000. With the annual appropriation from the Fund of \$132,800, there is an imbalance of roughly \$44,000 in funds taken from the Emergency Response Fund annually, putting the Fund at risk of depletion.

This rulemaking would address these budgetary shortfalls and allow for increased support to local emergency response departments. This rulemaking will be conducted pursuant to ADEQ's authority under A.R.S. § 49-123(I)(4).

4. A citation to all published notices relating to the current proceeding:

Not applicable

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

Name: Shanneyvie Halk
Title: Rule Writer
Division: Waste Program Division
Address: Arizona Department of Environmental Quality
Waste Program Division
1110 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 771-7545
Email: wasterulemaking@azdeq.gov
Website: <https://azdeq.gov/active-rulemakings>

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

To be announced in the Notice of Proposed Rulemaking.

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

To be announced.

Arizona Administrative Register
NOTICES OF PUBLIC INFORMATION

Volume 32, Issue 27, July 3, 2026

NOTICES OF PUBLIC INFORMATION

Agencies use Notices of Public Information to notify stakeholders about other information that pertains to rulemaking notices under [A.R.S. § 41-1013\(B\)\(14\)](#). When required by law, agencies also use this notice to notify the public about information not related to rulemaking.

The most common use for this notice is to correct errors printed in a rulemaking notice or extend a public comment period.

The Administrative Rules Division of the Office does not provide a standard template for Notices of Public Information because the content of this type of notice varies.

An agency shall follow the Office's formatting standards when preparing this type of notice and use a numbered list of questions and answers. Additionally, an agency receipt shall be filed with a Notice of Public Information.

NOTICE OF PUBLIC INFORMATION

**DEPARTMENT OF AGRICULTURE
ANIMAL SERVICES DIVISION**

File Number: M26-43

1. Agency Name:

Arizona Department of Agriculture, Animal Services Division

2. Agency Contact information:

Name: Dr. Ryan Wolker
Title: State Veterinarian
Division: Arizona Department of Agriculture, Animal Services Division
Address: 1802 W. Jackson St, #78
Phoenix, AZ 85007
Telephone: (602) 542-4293
Fax: (602) 542-4290
Email: rwolker@azda.gov
Website: <https://agriculture.az.gov/animals>

3. Public information related to this notice:

The Department is notifying the public that it has rescinded Substantive Policy Statement SP 24-02 "Exception to the Entry Permit Number", which was effective on September 1, 2024. The Department has replaced SP 24-02 with Substantive Policy Statement SP 26-01 "Exception to the Entry Permit Number Requirement under A.A.C. R3-2-602(b)", which was effective June 11, 2026. This policy will remain in effect until otherwise repealed or replaced.

NOTICE OF PUBLIC INFORMATION

OFFICE OF THE GOVERNOR

File Number: M26-44

1. Agency Name:

Office of the Governor

2. Public information related to this notice:

Notice of Executive Commutation

Governor Hobbs gives notice that the following Executive Commutation was granted to Ryan Michell in response to a unanimous recommendation by the Board of Executive Clemency.

Arizona Administrative Register
NOTICES OF PUBLIC INFORMATION

Governor Katie Hobbs hereby gives notice that Ryan Michell received an Executive Commutation, granted June 26, 2026, based on Mr. Michell's imminent danger of death and in response to a unanimous recommendation by the Board of Executive Clemency. Mr. Michell's sentence is commuted to time served with the term of supervised probation to remain as ordered by the court.

Arizona Administrative Register
NOTICES OF SUBSTANTIVE POLICY STATEMENT

Volume 32, Issue 27, July 3, 2026

NOTICES OF SUBSTANTIVE POLICY STATEMENT

Summaries and Location of Documents

Substantive policy statements are written expressions that inform the general public of an agency's current approach to rule or regulation practice as defined under [A.R.S. § 41-1001\(24\)](#).

Agencies are required to prepare a Notice of Substantive Policy Statement and publish the titles of its substantive policy statements, a summary of statements, and its website where full statements can be reviewed under [A.R.S. § 41-1013\(B\)\(9\)](#).

Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect an agency's internal procedures and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the APA.

Any person may petition an agency under [A.R.S. § 41-1033\(A\)\(2\)](#) to review an existing agency practice or substantive policy statement that the petitioner alleges to constitute a rule.

For additional information about these notices, contact the person listed under Item #6 of this notice.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

**DEPARTMENT OF AGRICULTURE
ANIMAL SERVICES DIVISION**

File Number: M26-45

1. Statement title and policy number:

Substantive Policy Statement 26-01, providing an Exception to the Entry Permit Number Requirement under A.A.C. R3-2-602(b).

2. Is this a new policy or revision:

The substantive policy statement is new.

3. Date issued and effective date (if different from the date issued):

Issued and effective June 11, 2026.

4. Policy summary:

The Arizona Department of Agriculture (the "Department"), Animal Services Division (the "Division") is the agency that shall exercise general supervision over the livestock interests of the state of Arizona, pursuant to Arizona Revised Statutes ("A.R.S.") §§ 3-1201, et seq., and Title 3, Chapter 2 of the Arizona Administrative Code ("A.A.C."). If importers, who ship livestock from another state into Arizona, utilize electronic Certificates of Veterinary Inspection (CVI) which are messaged directly to the Arizona USAHerds database, the substantive policy statement provides an exception to the requirement in A.A.C. R3-2-602(b) to provide entry permit numbers for livestock imported into Arizona. The exception may not apply to animals originating from a New World Screwworm quarantine area, which may be governed by Director's Administrative Orders.

5. Authority (include the federal or state constitutional provision or statute, administrative rule, or regulation; or final court judgment):

A.R.S. § 3-1203, and A.A.C. R3-2-101 and R3-2-602

6. Agency contact information:

Name: Dr. Ryan Wolker
Title: State Veterinarian
Division: Arizona Department of Agriculture, Animal Services Division
Address: 1802 W. Jackson St, #78
Phoenix, AZ 85007
Telephone: (602) 542-4293
Fax: (602) 542-4290
Email: rwolker@azda.gov

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NOTICES OF SUBSTANTIVE POLICY STATEMENT

Website: <https://agriculture.az.gov/animals>

7. **An electronic copy of the complete policy can be viewed at:**
<https://agriculture.az.gov/about-us/policies-statutes/substantive-policy-statements>

8. **A paper copy of complete policy can be obtained at:**
1110 W. Washington St., Suite 450, Phoenix, AZ, 85007
Copy or other fees: No charge.

2026 REGISTER INDEXES

The *Register* is published by volume in a calendar year. Refer to the “Information” pages in the front of each issue for more details.

Abbreviations for rulemaking activity in this Index include:

PROPOSED RULEMAKING

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

SUPPLEMENTAL PROPOSED RULEMAKING

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

FINAL RULEMAKING

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

SUMMARY RULEMAKING

PROPOSED SUMMARY

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

FINAL SUMMARY

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

EXPEDITED RULEMAKING

PROPOSED EXPEDITED

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

SUPPLEMENTAL EXPEDITED

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

FINAL EXPEDITED

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

EXEMPT RULEMAKING

EXEMPT

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

EXEMPT PROPOSED

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

EXEMPT SUPPLEMENTAL PROPOSED

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

FINAL EXEMPT RULEMAKING

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

EMERGENCY RULEMAKING

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

RECODIFICATION OF RULES

RC means Recodified

REJECTION OF RULES

RJ means Rejected by the Attorney General

TERMINATION OF RULES

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

RULE EXPIRATIONS

EXP means Rules have expired
Refer to “emergency expired” under emergency rulemaking

CORRECTIONS

C means Corrections to Published Rules

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A.R.S. § 41-1032(A), as amended by Laws 2002, Ch. 334, § 8 (effective August 22, 2002), states 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 notice's preamble for effective dates.

January

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

February

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

March

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

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April

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

May

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

June

Date Filed		Effective Date
June 1	effective	July 31
June 2	effective	August 1
June 3	effective	August 2
June 4	effective	August 3
June 5	effective	August 4
June 6	effective	August 5
June 7	effective	August 6
June 8	effective	August 7
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June 23	effective	August 22
June 24	effective	August 23
June 25	effective	August 24
June 26	effective	August 25
June 27	effective	August 26
June 28	effective	August 27
June 29	effective	August 28
June 30	effective	August 29

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July

Date Filed		Effective Date
July 1	effective	August 30
July 2	effective	August 31
July 3	effective	September 1
July 4	effective	September 2
July 5	effective	September 3
July 6	effective	September 4
July 7	effective	September 5
July 8	effective	September 6
July 9	effective	September 7
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July 16	effective	September 14
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July 18	effective	September 16
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July 20	effective	September 18
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July 24	effective	September 22
July 25	effective	September 23
July 26	effective	September 24
July 27	effective	September 25
July 28	effective	September 26
July 29	effective	September 27
July 30	effective	September 28
July 31	effective	September 29

August

Date Filed		Effective Date
August 1	effective	September 30
August 2	effective	October 1
August 3	effective	October 2
August 4	effective	October 3
August 5	effective	October 4
August 6	effective	October 5
August 7	effective	October 6
August 8	effective	October 7
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August 25	effective	October 24
August 26	effective	October 25
August 27	effective	October 26
August 28	effective	October 27
August 29	effective	October 28
August 30	effective	October 29
August 31	effective	October 30

September

Date Filed		Effective Date
September 1	effective	October 31
September 2	effective	November 1
September 3	effective	November 2
September 4	effective	November 3
September 5	effective	November 4
September 6	effective	November 5
September 7	effective	November 6
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September 25	effective	November 24
September 26	effective	November 25
September 27	effective	November 26
September 28	effective	November 27
September 29	effective	November 28
September 30	effective	November 29

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October

Date Filed		Effective Date
October 1	effective	November 30
October 2	effective	December 1
October 3	effective	December 2
October 4	effective	December 3
October 5	effective	December 4
October 6	effective	December 5
October 7	effective	December 6
October 8	effective	December 7
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October 19	effective	December 18
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October 25	effective	December 24
October 26	effective	December 25
October 27	effective	December 26
October 28	effective	December 27
October 29	effective	December 28
October 30	effective	December 29
October 31	effective	December 30

November

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

December

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

Arizona Administrative Register
RULES EFFECTIVE DATES CALENDAR

REGISTER DEADLINES

The Secretary of State's Office publishes the *Register* weekly. There is a three-week delay between the deadline date to file a notice and the *Register* date in which the notice is published. The weekly deadline dates are listed in the first column and issue dates are provided in the second column. Listed in the third column 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*. Governor Regulatory Review Council meetings and *Register* deadlines do not correlate.

Deadline Date Friday, 5:00 p.m.	Register Publication Date	Oral Proceeding may be scheduled on or after
March 13, 2026	April 3, 2026	May 4, 2026
March 20, 2026	April 10, 2026	May 11, 2026
March 27, 2026	April 17, 2026	May 18, 2026
April 3, 2026	April 24, 2026	May 26, 2026 Later date due to a holiday
April 10, 2026	May 1, 2026	June 1, 2026
April 17, 2026	May 8, 2026	June 8, 2026
April 24, 2026	May 15, 2026	June 15, 2026
May 1, 2026	May 22, 2026	June 22, 2026
May 8, 2026	May 29, 2026	June 29, 2026
May 15, 2026	June 5, 2026	July 6, 2026
May 22, 2026	June 12, 2026	July 13, 2026
May 29, 2026	June 19, 2026	July 20, 2026
June 5, 2026	June 26, 2026	July 27, 2026
June 12, 2026	July 3, 2026	August 3, 2026
June 19, 2026	July 10, 2026	August 10, 2026
June 26, 2026	July 17, 2026	August 17, 2026
July 3, 2026	July 24, 2026	August 24, 2026
July 10, 2026	July 31, 2026	August 31, 2026
July 17, 2026	August 7, 2026	September 8, 2026 Later date due to a holiday
July 24, 2026	August 14, 2026	September 14, 2026
July 31, 2026	August 21, 2026	September 21, 2026
August 7, 2026	August 28, 2026	September 28, 2026
August 14, 2026	September 4, 2026	October 5, 2026
August 21, 2026	September 11, 2026	October 13, 2026 Later date due to a holiday
August 28, 2026	September 18, 2026	October 19, 2026
September 4, 2026	September 25, 2026	October 26, 2026
September 11, 2026	October 2, 2026	November 2, 2026
September 18, 2026	October 9, 2026	November 9, 2026
September 25, 2026	October 16, 2026	November 16, 2026
October 2, 2026	October 23, 2026	November 23, 2026
October 9, 2026	October 30, 2026	November 30, 2026
October 16, 2026	November 6, 2026	December 7, 2026
October 23, 2026	November 13, 2026	December 14, 2026

GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES

Volume 32, Issue 27, July 3, 2026

GOVERNOR’S REGULATORY REVIEW COUNCIL DEADLINES

MEETING DATES ARE SUBJECT TO CHANGE

The deadlines provided in the following table apply to all Five-Year Review Reports and any rulemaking notice submitted for review to the Governor’s Regulatory Review Council (Council). The Office publishes these deadlines under A.R.S. § [41-1013\(B\)\(15\)](#).

Council meetings and *Register* deadlines do not correlate.

All rulemaking notices submitted for review 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 the Council’s [website](#).

File Number: M25-79

DEADLINE FOR PLACEMENT ON AGENDA Materials must be submitted by 5 p.m. on dates listed in this column as a deadline for placement on a particular agenda. Placement on a particular agenda is not guaranteed.	DEADLINE FOR FINAL MATERIALS SUBMITTED TO COUNCIL	DATE OF COUNCIL STUDY SESSION	DATE OF COUNCIL MEETING
Tuesday March 24, 2026	Tuesday April 21, 2026	Tuesday April 28, 2026	Tuesday May 5, 2026
Tuesday April 21, 2026	Tuesday May 19, 2026	Wednesday May 27, 2026	Tuesday June 2, 2026
Tuesday May 19, 2026	Tuesday June 23, 2026	Tuesday June 30, 2026	Tuesday July 7, 2026
Tuesday June 23, 2026	Tuesday July 21, 2026	Tuesday July 28, 2026	Tuesday August 4, 2026
Tuesday July 21, 2026	Tuesday August 18, 2026	Tuesday August 25, 2026	Tuesday September 1, 2026
Tuesday August 18, 2026	Tuesday September 22, 2026	Tuesday September 29, 2026	Tuesday October 6, 2026
Tuesday September 22, 2026	Tuesday October 20, 2026	Tuesday October 27, 2026	Tuesday November 3, 2026
Tuesday October 20, 2026	Tuesday November 17, 2026	Tuesday November 24, 2026	Tuesday December 1, 2026
Tuesday November 17, 2026	Tuesday December 22, 2026	Tuesday December 29, 2026	Tuesday January 5, 2027
Tuesday December 22, 2026	Tuesday January 19, 2027	Tuesday January 26, 2027	Tuesday February 2, 2027