

## NOTICES OF PROPOSED RULEMAKING

Unless exempted by A.R.S. § 41-1005, each agency shall begin the rulemaking process by 1st submitting to the Secretary of State's Office a Notice of Rulemaking Docket Opening followed by a Notice of Proposed Rulemaking that contains the preamble and the full text of the rules. The Secretary of State's Office publishes each Notice in the next available issue of the *Register* according to the schedule of deadlines for *Register* publication. Due to time restraints, the Secretary of State's Office will no longer edit the text of proposed rules. We will continue to make numbering and labeling changes as necessary.

Under the Administrative Procedure Act (A.R.S. § 41-1001 et seq.), an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for adoption, amendment, or repeal of any rule. A.R.S. §§ 41-1013 and 41-1022.

### NOTICE OF PROPOSED RULEMAKING

#### TITLE 2. ADMINISTRATION

#### CHAPTER 12. OFFICE OF THE SECRETARY OF STATE

#### PREAMBLE

1. **Sections Affected**

Article 7	<b><u>Rulemaking Action</u></b>
R2-12-701	New Article
R2-12-702	Reserved
R2-12-703	Reserved
	New Section
2. **The specific authority for the rulemaking, including both the authorizing statutes (general) and the statutes the rules are implementing (specific):**

Authorizing statutes: A.R.S. § 41-1001

Implementing statutes: A.R.S. §§ 41-126, 29-366, and 29-1101(C)
3. **A list of all previous notices appearing in the Register addressing the proposed rule:**

Notice of Rulemaking Docket Opening; 5 A.A.R. 3875, October 15, 1999.
4. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name:	Connie Copeland, Director Business Services
Address:	Office of the Secretary of State, Business Services 1700 West Washington, 7 <sup>th</sup> Floor Phoenix, AZ 85007
Telephone:	(602) 542-5561
Fax:	(602) 542-7386
5. **An explanation of the rule, including the agency's reason for initiating the rule:**

In accordance with A.R.S. § 41-1001, the Secretary of State may establish rules to set fees for services provided to businesses and the general public.
6. **A reference to any study that the agency proposes to rely on its evaluation of or justification for the proposed rule and where the public may obtain or review the study, all data underlying each study, and analysis of the study and other supporting material:**

None.
7. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**

Not applicable.

*Arizona Administrative Register*  
**Notices of Proposed Rulemaking**

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8. **The preliminary summary of the economic, small business, and consumer impact:**  
There is minimal impact to consumers.
9. **The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**  
Name: Connie Copeland, Director  
Business Services  
  
Address: Office of the Secretary of State, Business Services  
1700 West Washington, 7<sup>th</sup> Floor  
Phoenix, AZ 85007  
  
Telephone: (602) 542-5561  
  
Fax: (602) 542-7386
10. **The time, place, and nature of the proceedings for the making, amendment, or repeal of the rule, or if no proceedings is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:**  
A public hearing will be held November 29, 1999, from 9 a.m. to 11 a.m. in the conference room of the Secretary of State, 1700 West Washington, 7<sup>th</sup> floor, Phoenix, AZ 85007.
11. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**  
Not applicable.
12. **Incorporation by reference and their location in the rules:**  
Not applicable.
13. **The full text of the rules follows:**

**TITLE 2. ADMINISTRATION**

**CHAPTER 12. OFFICE OF THE SECRETARY OF STATE**

**ARTICLE 7. BUSINESS SERVICES FEES**

Sections

- R2-12-701. Reserved  
R2-12-702. Reserved  
R2-12-703. Fees

**ARTICLE 7. BUSINESS SERVICES FEES**

**R2-12-701. Reserved**

**R2-12-702. Reserved**

**R2-12-703. Fees**

The following fees have been established and are written within the maximum limits authorized by A.R.S. §§ 41-126(A); 29-366, and 29-1101(C).

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|--|------------------------|
| 1. <u>Uniform Commercial Code terminations of filings</u>        | \$2                    |
| 2. <u>Uniform Commercial Code Statement of Releases</u>          | \$2                    |
| 3. <u>Uniform Commercial Code – certified search</u>             | \$6                    |
| 4. <u>Uniform Commercial Code – certify documents</u>            | \$3                    |
| 5. <u>Uniform Commercial Code – copies of filings</u>            | \$.10 per page         |
| 6. <u>Trade Name: Registration, Renewals, or Assignments</u>     | \$10                   |
| 7. <u>Trade Name, copies of filings – not certified</u>          | \$.10 per page         |
| 8. <u>Trade Name, copies of filings – certified</u>              | \$3 and \$.10 per page |
| 9. <u>Trade Name: Certificate of Existence and Non-existence</u> | \$3                    |
| 10. <u>Trade Name: Duplicate Certificate</u>                     | \$3                    |
| 11. <u>Trademark, copies of filings – not certified</u>          | \$.10 per page         |
| 12. <u>Trademark, copies of filings – certified</u>              | \$3 and \$.10 per page |
| 13. <u>Trademark: Certificate of Existence and Non-Existence</u> | \$3                    |

<u>14. Trademark: Duplicate Certificate</u>	<u>\$3</u>
<u>15. Annual reports of Domestic and Foreign Limited Liability Partnerships and Limited Liability Limited Partnerships</u>	<u>\$3 per document</u>
<u>16. Limited Liability Limited Partnership Statement of Qualification</u>	<u>\$3 per document</u>
<u>17. Limited Liability Partnership – Affidavit of Publication</u>	<u>\$3 per document</u>
<u>18. Limited Liability Limited Partnership - Affidavit of Publication</u>	<u>\$3 per document</u>
<u>19. Partnership filings – copies</u>	<u>\$.10 per page</u>