

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed.

EXECUTIVE ORDER 2000-2

**Establishing the Advisory Council on Tobacco
Prevention and Cessation**

WHEREAS, the Legislature established in 1995 a Tobacco Use Prevention Advisory Committee to review and make recommendations on the development of the Department of Health Services' Tobacco Education and Prevention Program; and

WHEREAS, that Committee has provided input for three years regarding media projects and related statewide and local programs; and

WHEREAS, it is critical that the Tobacco Education and Prevention Program continue to move forward to develop sound evaluation criteria and performance based programs; and

WHEREAS, the Tobacco Use Prevention Advisory Committee expired on December 31, 1999 in accordance with statute; and

WHEREAS, the Department of Health Services can benefit greatly from input provided by experts in the fields of strategic planning, tobacco use prevention and cessation, media outreach, cost-effective program development, and program evaluation;

NOW, THEREFORE, I, Jane Dee Hull, Governor of the State of Arizona, by virtue of the authority vested in me as Governor by the Arizona Constitution and laws of the State, do hereby order an Advisory Council to serve the purpose of advising the Department of Health Services on operating effective programs to reduce the use of tobacco products among Arizonans. This Advisory Council is to be known as the Advisory Council on Tobacco Prevention and Cessation.

1. The Advisory Council shall initially be comprised of 18 members.
 - a. The Advisory Council shall include one public health official who resides in a county with a population of five hundred thousand persons or less according to the most recent United States decennial census.
 - b. The Advisory Council shall include one public health official who resides in a county with a population of more than five hundred thousand persons according to the most recent United States decennial census.

- c. The Advisory Council shall include one person who has expertise in addiction cessation and treatment.
- d. The Advisory Council shall include one person who represents a non-profit, volunteer-based organization committed to the reduction of tobacco use.
- e. The Advisory Council shall include one person who has expertise in evaluating program outcomes.
- f. The Advisory Council shall include one person who has expertise in planning or implementing community based health or social services programs.
- g. The advisory Council shall include one person who has expertise in marketing, public relations, or public advocacy.
- h. The Advisory Council shall include one person who represents a health care system provider.
- i. The Advisory Council shall include one person who represents a large employer or a health insurer.
- j. The Advisory Council shall include two members of the general public.
- k. The Advisory Council shall include two members of the Senate who are appointed by the President of the Senate and who represent different political parties. These members are nonvoting members and are not counted for the purpose of determining the presence of a quorum.
- l. The Advisory Council shall include two members of the House of Representatives who are appointed by the Speaker of the House of Representatives and who represent different political parties. These members are nonvoting members and are not counted for the purpose of determining the presence of a quorum.
- m. The Advisory Council shall include an employee of the Governor's Community Policy Office who is appointed by the Governor. This member is a nonvoting member and is not counted for the purpose of determining the presence of a quorum.
- n. The Advisory Council shall include an employee of the Department of Education who is appointed by the Superintendent of Public Instruction. This member is a nonvoting member and is not counted for the purpose of determining the presence of a quorum.

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- o. The Advisory Council shall include the Director of the Department of Health Services. This member is a nonvoting member and is not counted for the purpose of determining the presence of a quorum.
2. Members appointed by the Governor shall serve at the pleasure of the Governor.
3. Members or designees shall not send alternates to represent them at the Advisory Council meetings.
4. Members appointed by the Governor shall serve staggered five year terms. A member may continue to serve beyond the expiration of the term until a successor is appointed and assumes office. The Governor shall fill a vacancy for the remaining unexpired term.
5. The Governor shall appoint the first chairperson of the Advisory Council for a term of two years. After that term expires, the chairperson shall be selected from among the members appointed by the governor.
6. Council members are not eligible to receive compensation, but members appointed by the Governor are eligible for reimbursement for expenses pursuant to Title 38, Chapter 4, Article 2 of Arizona Revised Statutes.
7. The Chairperson may remove a voting council member for three consecutive unexcused absences from Council meetings.
8. The Advisory Council shall meet at least quarterly.
9. The Advisory Council shall review the current Tobacco Education Prevention Program and make recommendations to the Director of the Department of Health Services for a comprehensive five-year plan that will include:
 - a. A comprehensive tobacco control strategy that includes plans for education, prevention, and cessation activities, including a media and marketing plan. The plans shall include community-based programs to discourage tobacco use among the general population as well as minors and culturally diverse populations.
 - b. Identification of measurable program goals and objectives.
 - c. Expenditure priorities.
 - d. Performance measures and an evaluation process for determining the effectiveness of statewide and community programs funded with monies from the health education account of the tobacco tax and health care fund.
10. In making recommendations on the five-year plan, the Advisory Council shall consider the experience of similar programs in other states and recommendations and suggestions received from residents of this state.
11. The Advisory Council shall annually review prior expenditures of the Tobacco Education and Prevention Program and its budget submittal documents and make recommendations to the Director of the Department of Health Services on the appropriateness of budget allocation recommendations in meeting program goals.
12. The Advisory Council shall review and make recommendations to the Director of the Department of Health Services on any request for proposals issued by the Department of Health Services related to the Tobacco Education and Prevention Programs.
13. The Advisory Council shall review and make recommendations to the Director of the Department of Health Services on any proposed rules or rule changes related to the Tobacco Education and Prevention Program prior to the Department's submission of such rules to the Governor's Regulatory Review Council.
14. Beginning December 1, 2000, the Advisory Council shall prepare an annual report to the Governor. The report shall include:
 - a. Assessment of progress on implementing goals and objectives contained in the five-year plan.
 - b. Identification of circumstances that may necessitate amending the five-year plan.
 - c. Recommendations concerning the Tobacco Education and Prevention Program and statutory changes to improve the operation or effectiveness of the program.
15. The Advisory Council on Tobacco Prevention and Cessation shall be reviewed no later than December 2003 to determine appropriate action for its continuance, modification, or termination.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Jane Dee Hull
Governor

DONE at the Capitol in Phoenix on this Twenty-eighth day of January in the Year Two Thousand and of the Independence of the United States of America the Two Hundred and Twenty-fourth.

ATTEST:
Betsey Bayless
Secretary of State