

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening whenever an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

ACUPUNCTURE BOARD OF EXAMINERS

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 8, Acupuncture Board of Examiners
Article and its heading: 1, General Provisions
2, Licensing and Certification Provisions
3, Training Programs and Continuing Education
Section numbers: To be determined
- 2. The subject matter of the proposed rule:**
Establish the criteria for approval and regulation of preceptorship (apprenticeship) training programs and the criteria for licensure of applicants trained in such programs.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Elaine LeTarte
Address: Acupuncture Board of Examiners
1400 W. Washington, Room 230
Phoenix, AZ. 85007
Telephone: (602) 542-3095
Fax: (602) 542-3093
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**
The Board will accept written comments from the date the docket is opened until the closing of the record following the public meeting on the proposed rules. Oral comments shall be accepted at the public meeting on these rules to be scheduled at the time the Notice of Proposed Rulemaking is filed. Oral comments also may be accepted during the Call to the Public section of any meeting of the committee drafting the recommended rules and at any Board meeting.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
It is anticipated that the proposed rules will be filed with the Office of the Secretary of State before the end of 2000.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF HOMEOPATHIC MEDICAL EXAMINERS

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 38, Board of Homeopathic Medical Examiners
Article and its heading: 1, General
Section numbers: R4-38-101 through R4-38-115
Section numbers may be added, modified, or deleted during this rulemaking to address the subject matter in #2 below.
- 2. The subject matter of the proposed rule:**
The Board is amending this Article that sets forth the standards an applicant must meet to qualify for licensure. The rules address examination procedures and educational standards. This Article also establishes standards for experimental forms of diagnosis or treatment and establishes guidelines for initiation of a peer review committee for

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examination of experimental forms of diagnosis or treatment. The Article clarifies the use of abbreviations for educational background and Arizona medical practice licensure. Finally, procedures are outlined for requesting a rehearing or review of a Board decision.

3. A citation to all published notices relating to the proceeding:

None published

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

Name: Chris Springer
Address: 1400 West Washington, Room 230
Phoenix, Arizona 85007
Telephone: (602) 542-3095
Fax: (602) 542-3093

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

Written comments will be accepted between 8:00 a.m. and 5:00 p.m., Monday through Friday at the above address until the close of record. Oral comments will be accepted at the oral proceedings. No date has been selected for the close of record and no oral proceedings have been scheduled.

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

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES - CHILD CARE FACILITIES

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 5, Department of Health Services - Child Care Facilities
Article and its heading: 5, Facility Program and Equipment
Section numbers: R9-5-516

2. The subject matter of the proposed rule:

More and more children are being diagnosed with life-threatening allergies or have a history of severe allergic reactions. If a child with a severe allergy to peanuts is exposed to peanuts, the child may go into anaphylactic shock which, if not immediately treated, can close the child's airways. A child in anaphylactic shock needs an immediate injection of epinephrine or a similar medication to prevent loss of consciousness, coma, and death. Although R9-5-516 allows a health care provider who is a state board licensed individual to give an injection to an enrolled child at a child care facility, A.R.S. §§ 32-1421(A)(1) and 32-1631(2) allow an unlicensed individual to provide medical assistance in an emergency. The Department plans to amend the rule to clarify that in an emergency, an unlicensed individual may give an injection to an enrolled child at a child care facility.

The agency docket number, if applicable: RE-002-00

3. A citation to all published notices relating to the proceeding:

Not applicable

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

Name: Kathleen Phillips, Rules Administrator
Address: Department of Health Services
1740 West Adams, Room 102
Phoenix, Arizona 85007
Telephone: (602) 542-1264
Fax: (602) 542-1290

or

Name: Lourdes Ochoa, Program Manager
Assurance and Licensure Services
Child Care Licensure

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Address: 1647 E. Morten, Suite 230
Phoenix, Arizona 85020

Telephone: (602) 674-4220

Fax: (602) 861-0674

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

Written comments will be accepted until the close of record, which has not yet been determined. If a public hearing is scheduled for these rules, oral public comments may be presented at that time.

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

Not known at present

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES - HEALTH CARE INSTITUTIONS: LICENSURE

1. Title and its heading: 9, Health Services

Chapter and its heading: 10, Department of Health Services - Health Care Institutions: Licensure

Article and its heading: 9, Nursing Care Institutions
The Department may add, delete, or modify additional Articles as necessary.

Section numbers: R9-10-901 through R9-10-917
The Department may add, delete, or modify additional Sections as necessary.

2. The subject matter of the proposed rule:

The purpose of this rulemaking is to make new rules updating requirements for Nursing Care Institutions. The current rules do not conform to rulemaking format and style requirements, reflect incorrect statutory references, and contain duplicative requirements. The Department proposes to repeal Article 9 and make a new Article 9 that incorporates minimum standards and current industry practice. The Department may add, delete, or modify additional Articles and Sections as necessary.

The agency docket number: RE-010-00

3. A citation to all published notices relating to the proceeding:

None published

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

Name: Judy Sgrillo, Program Manger
Address: Assurance and Licensure Services
1647 E. Morten Avenue, Suite 130
Phoenix, Arizona 85020

Telephone: (602) 674-9705

Fax: (602) 395-8910

or

Name: Kathleen Phillips, Rules Administrator

Address: Department of Health Services
1740 West Adams, Room 102
Phoenix, Arizona 85007

Telephone: (602) 542-1264

Fax: (602) 542-1090

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

Written comments will be accepted until the close of record, which has not yet been determined. If a public hearing is scheduled for these rules, oral public comments may be presented at that time.

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- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined

NOTICE OF RULEMAKING DOCKET OPENING

GAME AND FISH COMMISSION

- 1. Title and its heading:** 12, Natural Resources
Chapter and its heading: 4, Game and Fish Commission
Article and its heading: 4, Live Wildlife
Section numbers: R12-4-402, R12-4-409, R12-4-413, R12-4-418, R12-4-420, R12-4-421, R12-4-423, R12-4-424
- 2. The subject matter of the proposed rule:**
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|-----------|--|
| R12-4-402 | Amend to incorporate the language of A.R.S. § 17-306 into this rule for clarity |
| R12-4-409 | Amend general provisions and penalties for special licenses |
| R12-4-413 | Amend incorporation by reference in subsection (B)(5)(c) |
| R12-4-418 | Amend scientific collecting permit requirements and references |
| R12-4-420 | Amend incorporation by reference in subsection (B)(2) |
| R12-4-421 | Amend wildlife service license requirements. It may also be necessary to amend this rule or make a new rule to specify that public safety such as fire and police departments are exempted from special licensing requirements in order to capture, transport, and release wildlife for public safety purposes |
| R12-4-423 | Amend wildlife rehabilitation license references |
| R12-4-424 | Amend white amur stocking license requirements |

The agency docket number: M

- 3. A citation to all published notices relating to the proceeding:**
Notice of Rulemaking Docket Opening: 5 A.A.R. 765, March 12, 1999
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
- | | |
|------------|--|
| Name: | Dona Marie Markley |
| Address: | Arizona Game and Fish Department
2221 West Greenway Road DORR
Phoenix, Arizona 85023 |
| Telephone: | (602) 789-3271 |
| Fax: | (602) 789-3677 |

- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments will be accepted Monday through Friday from 8:00 a.m. until 5:00 p.m. The schedule for oral proceedings is to be determined and will be published when scheduled.

- 6. A timetable for agency decisions or other action on the proceeding, if known:**
None