

**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 2000-3

GOVERNOR'S BROWN CLOUD SUMMIT

WHEREAS, the Valley of the Sun has made significant strides in improving air quality, with no measured violations of the National Ambient Air Quality Standards for carbon monoxide and ozone in 1997, 1998 and 1999 and thus far in 2000; and

WHEREAS, implementation of the recommendations of the Governor's Air Quality Strategies Task Forces appointed in 1996 and 1997 contributed to this success; and

WHEREAS, the Valley of the Sun must demonstrate attainment of the particulate matter standard by 2006; and

WHEREAS, the Valley of the Sun must also demonstrate maintenance of the carbon monoxide and ozone standards, and continue to achieve healthful air for these pollutants through 2015; and

WHEREAS, elevated levels of ozone and carbon monoxide pollution can worsen respiratory problems, including bronchitis, emphysema and asthma, while creating breathing problems for otherwise healthy individuals, particularly the elderly and young children; and

WHEREAS, improving the health of citizens and visitors, along with providing them the opportunity to more clearly view Arizona's spectacular vistas improves the quality of life and economic well-being in the Valley of the Sun; and

WHEREAS, carbon particles and nitrogen dioxide gas create the brown color of the haze that hangs over the Valley of the Sun, referred to as the "brown cloud"; and

WHEREAS, visibility measurements taken over the course of the past four years show a substantial increase in the density of the brown cloud, particularly on days when citizens and visitors should be able to see most clearly, but increasingly cannot; and

WHEREAS, citizens of the Valley of the Sun have shown an interest in and concern with the brown cloud, and seek action to further protect public health and improve visibility; and

WHEREAS, the Grand Canyon Visibility Transport Commission, with the State of Arizona in a lead role, adopted specific local visibility improvement strategies for the western United States; and

WHEREAS, the Western Regional Air Partnership is working to facilitate implementation of the recommendations of the Grand Canyon Visibility Transport Commission; and

WHEREAS, strategies that improve urban visibility may lead to additional reductions in ozone and particulate matter pollution, further protecting the health of our citizens; and

WHEREAS, the complexity of the problem and need for new strategies necessitate timely action to assist in the evaluation of potential measures to reduce the brown cloud, and to assess its impacts on related pollutants, health hazards, urban visibility, quality of life and the economy;

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NOW, THEREFORE, I, Jane Dee Hull, by virtue of the authority vested in me as Governor of the State of Arizona by the Constitution and Laws of the State, do hereby establish the Governor's Brown Cloud Summit to identify and examine strategies to improve visibility in the Valley of the Sun, which, in turn, will enhance the well-being of the State's residents.

1. The Brown Cloud Summit shall be comprised of not fewer than 20 members appointed by the Governor. The Chairman shall be appointed by the Governor.
2. Members appointed by the Governor shall serve at the pleasure of the Governor.
3. Members may name non-voting alternates to represent them at Summit meetings.
4. The Brown Cloud Summit shall:
 - a. Identify strategies to improve visibility in the Valley of the Sun, recognizing the relationship to ozone and particulate matter, and considering the interactions between these pollutants and the measures to control them. In so doing:
 - 1) The Summit shall consider all control measures recommended in the February 17, 1998, Report of the Governor's Air Quality Strategies Task Force that have not been implemented, and all control measures considered, but not recommended.
 - 2) The Summit shall review measures that would improve urban visibility that are either under consideration or currently implemented in other states and evaluate their feasibility in Arizona.
 - 3) The Summit shall prepare a report to the Governor describing the process and methods used to evaluate potential measures and make recommendations on implementation of measures. Each recommendation shall include a time line for implementation, identification of the parties responsible for implementation, an evaluation of cost effectiveness, and a means to evaluate the success of each measure.
 - 4) The Summit shall assess the impact of implementation of recommended measures on those sectors of the economy directly affected and, to the extent feasible, the economy of Maricopa County, neighboring communities and the State.
 - b. Where possible, consider the relationship of potential measures to the recommendations of the Grand Canyon Visibility Transport Commission and the work of the Western Regional Air Partnership.
 - c. Solicit and receive comments from citizens, governmental agencies and other affected parties, on an ongoing basis and as an official part of each Summit meeting.
 - d. Develop proposals for legislative, regulatory, administrative, voluntary and local government action. Advocate for and assist in the adoption and implementation of these strategies.
5. On or before November 15, 2000, prepare a draft report addressing the topics and issues identified in section 4 above, and provide a public review and comment period of at least 2 weeks. The final report shall be completed on or before December 15, 2000.

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 Fifteenth day of March Two Thousand and of the Independence of the United States of America the Two Hundred and Twenty-fourth.

ATTEST:

Betsey Bayless
Secretary of State

EXECUTIVE ORDER 2000-5

ESTABLISHING THE BOARD OF DIRECTORS OF THE GOVERNOR'S ALLIANCES AGAINST DRUGS

WHEREAS, the Governor's Division of Drug Policy was established in Executive Order 90-12, with a mission to improve the quality of life for all Arizona's citizens by working to reduce substance abuse through the efforts of prevention, treatment and enforcement; and

WHEREAS, the Governor's Division of Drug Policy is committed to the coordination of anti-drug efforts at the state level to ensure the most effective use of agency, staff and resources, and is committed to receiving input from the Governor's Alliance community groups, among others;

NOW, THEREFORE, I, Governor Jane Dee Hull, do hereby establish a Board of Directors of the Governor's Alliances Against Drugs to advise the Governor's Division of Drug Policy on effective programs that reduce substance abuse and violence among the youth of Arizona.

1. The Board of Directors shall be comprised of 15 members:
 - a. One member shall be appointed from each county in the state.
 - b. Each member selected shall be a member of a Governor's Alliance Against Drugs, as recognized by the Mayor of that city or town or by Tribal Council.
 - c. The Governor may appoint from a list of nominees submitted by the various alliances within each county.
 - d. In the event that a qualified candidate is not identified within a county, the open positions shall be filled from applications in other counties at the discretion of the Governor.
2. Members appointed by the Governor shall serve staggered three-year terms and at the pleasure of the Governor.
3. Members or designees shall not send alternates to represent them at the Board of Directors meetings.
4. The Governor's Division of Drug Policy shall provide staff support to the Board of Directors.
5. The Governor shall appoint the chairperson of the Board of Directors, who will serve a term of two years.
6. Board members are not eligible to receive compensation, but members are eligible for reimbursement of expenses through the Governor's Division of Drug Policy.
7. The Board of Directors shall meet at least quarterly.
8. The Board of Directors shall advise the Governor's Division of Drug Policy on programs funded through the Safe and Drug Free Schools and Communities grant.
9. The Board of Directors shall:
 - a. Present to the Governor a three-year plan for directing funds to effective programs in amounts that make a difference in the reduction of drug use and violence in youth, using the criteria established by the Governor's Drug and Gang Policy Council.
 - b. Present to the Governor a plan for offering effective program planning, implementation, evaluation, and technical assistance to Governor's Alliance Against Drugs Communities.
 - c. Present to the Governor a plan for communication between the Board of Directors and Alliance Communities.
 - d. Develop a three-year Alliance renewal process, which is to include letters of support from Mayors or Tribal Councils recognizing the Alliance.
 - e. Maintain a current contact list for the recognized Alliances.

The Board of Directors 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 Seventeenth day of April Two Thousand and of the Independence of the United States of America the Two Hundred and Twenty-fourth.

ATTEST:

Betsey Bayless
Secretary of State

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*** IN ACCORDANCE WITH ESTABLISHED EMERGENCY PROCEDURES***

WHEREAS, unforeseen technological or civil events, related to the year 2000 transition, may threaten public welfare and property within the State of Arizona; and

WHEREAS, unforeseen events attributable to computer or systems failures could impact critical infrastructure and cause undiagnosed technological problems; and

WHEREAS, communities throughout Arizona have made contingency plans to prepare for any year 2000 transition problems and have committed city and county staff to their duty stations to insure an effective and timely response; and

WHEREAS, the impact of potential failures in cities and communities throughout Arizona may exceed local emergency response capability and cause request for assistance from the State of Arizona to resolve year 2000 transition problems; and

WHEREAS, it is prudent to activate the State of Emergency Operation Center, as a precautionary measure to assist the cities and counties, and to coordinate State assets if requested;

NOW THEREFORE I, Jane Dee Hull, Governor of the State of Arizona, by the virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, have determined that the year 200 transition justifies precautionary measures and a declaration of a State of Emergency, pursuant to A.R.S. 35-192, and I do hereby:

- a. Declare that a State of Emergency exists in the State of Arizona due to contingencies associated with the year 2000 transition, effective December 30, 1999 through January 3, 2000; and
- b. Direct that the sum of \$60,000 from the General Fund be made available to the Director of the State Division of Emergency Management to be expended in accordance with A.R.S. 35-192, A.A.C. R8-2-301 to 321, Executive Order 79-4; and
- c. Direct that the State of Emergency Operation Plan be used to control emergency response resources and direct the Director of the Division of Emergency Management to coordinate state assets;

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 fifth 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

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*** IN ACCORDANCE WITH ESTABLISHED EMERGENCY PROCEDURES***

WHEREAS, in the morning hours of July 15, 1999, portions of Pima County experienced intense monsoon thunderstorms that resulted in extensive flooding and catastrophic damage to public infrastructure; and

WHEREAS, the same flood event resulted in substantial damage to the Catalina Highway and the Sabino Canyon Recreation Area which required extensive clean up and repair; and

WHEREAS, the residents and small businesses within the Village of Summerhaven, Pima County, experienced significant economic hardship and loss of business due to closure of the Catalina Highway; and

WHEREAS, the residents of Pima County faced potentially hazardous conditions due to restricted access by emergency vehicles and incurred other risks to health and safety because of restricted access; and

WHEREAS, these conditions exceeded the capabilities of the affected political subdivisions;

NOW, THEREFORE, I, Jane Dee Hull, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Law of the State of Arizona, do hereby terminate the declaration of the state of emergency of August 16, 1999.

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-third day of February 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