

## **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**

#### **BOARD OF NURSING**

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its headings:** 19, Board of Nursing  
**Article and its heading:** 2, Arizona Nursing Programs  
**Part and its heading:** Not Applicable  
**Section numbers:** R4-19-201, R4-19-202, R4-19-203, R4-19-204, R4-19-205, R4-19-206, R4-19-207, R4-19-208, R4-19-209, R4-19-210, R4-19-211, R4-19-212, R4-19-213, R4-19-214
- 2. The subject matter of the proposed rule:**  
The Board of Nursing is initiating rulemaking on R4-19-201 through 214 to comply with the recommendations in the Board's last 5-year rules review. In addition, due to significant changes in the health care and nursing educational environment, changes have been proposed to the rules addressing: nursing program administration, program resources, program administrator qualifications and duties, faculty qualifications and duties, student policies and admissions, curriculum, program approvals, curriculum changes for Board approved programs, rescission of program approval, requirements for nationally accredited programs, voluntary termination of a program, and approval of reentry update programs.  
**The agency docket number, if applicable:**  
None
- 3. A citation to all published notices relating to the procedure:**  
Not applicable
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Pamela Randolph, RN, MS, CPNP  
Nurse Practice Consultant  
  
Address: Arizona State Board of Nursing  
1651 East Morten, Suite 210  
Phoenix, Arizona 85020  
  
Telephone: (602) 331-8111, Ext. 139  
  
Fax: (602) 906-9365
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
Has not yet been determined.
- 6. A time table for agency decisions or other action on the proceeding, if known:**  
Has not yet been determined.

### **NOTICE OF RULEMAKING DOCKET OPENING**

#### **BOARD OF TECHNICAL REGISTRATION**

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its headings:** 30, Board of Technical Registration  
**Article and its heading:** 2, Registration Provisions  
3, Regulatory Provisions

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- Section numbers:** R4-30-201, R4-30-202, R4-30-203, R4-30-208, R4-30-209, R4-20-210, R4-30-211, R4-30-301, and other Sections that may be amended, modified, or repealed, as necessary.
- 2. The subject matter of the proposed rule:**  
General and regulatory provisions for professional registration and certification.
- 3. A citation to all published notices relating to the procedure:**  
Notice of Rulemaking Docket Opening: 6 A.A.R. 2596, July 7, 2000
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: La Vern Douglas  
Address: Board of Technical Registration  
1990 West Camelback Road, Suite 406  
Phoenix, Arizona 85015  
  
Telephone: (602) 255-4053, Ext. 209  
Fax: (602) 255-4051
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
Written and/or oral comments will be accepted between 8:00 a.m. and 4:00 p.m., Monday through Friday, at 1990 West Camelback Road, Suite 406, Phoenix, Arizona 85015.
- 6. A time table for agency decisions or other action on the proceeding, if known:**  
None

NOTICE OF RULEMAKING DOCKET OPENING

ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 22, Arizona Health Care Cost Containment System (AHCCCS) Administration  
**Article and its heading:** 8, Grievance and Request for Hearing; and other Articles to be determined.  
**Section numbers:** R9-22-802, and other Sections to be determined.
- 2. The subject matter of the proposed rule:**  
These rules define the agency's practice for rendering informal decisions concerning requests for hearing of contractor decisions. The Administration is amending these rules to comply with state law and make the rules more clear, concise and understandable.
- 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: Cheri Tomlinson  
Address: AHCCCS Administration  
Office of Policy Analysis and Coordination  
801 East Jefferson Street, Mail Drop 4200  
Phoenix, Arizona 85034  
  
Telephone: (602) 417-4198  
Fax: (602) 256-6756
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**  
The Administration will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m., at the address indicated in question #4. Public hearings will be scheduled later to provide a forum for interactive discussion with interested parties.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
The Administration anticipates filing a Notice of Proposed Rulemaking in November.

**NOTICE OF RULEMAKING DOCKET OPENING**

**ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)**

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 27, Arizona Health Care Cost Containment System (AHCCCS) Health Care for Private Employer Groups/AHCCCS Administered  
**Article and its heading:** 6, Grievance and Request for Hearing; and other Articles to be determined.  
**Section numbers:** R9-27-601, and other Sections to be determined.
- 2. The subject matter of the proposed rule:**  
These rules define the agency's practice for rendering informal decisions concerning requests for hearing of contractor decisions. The Administration is amending these rules to comply with state law and make the rules more clear, concise and understandable.
- 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: Cheri Tomlinson  
Address: AHCCCS Administration  
Office of Policy Analysis and Coordination  
801 East Jefferson Street, Mail Drop 4200  
Phoenix, Arizona 85034  
Telephone: (602) 417-4198  
Fax: (602) 256-6756
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**  
The Administration will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m., at the address indicated in question #4. Public hearings will be scheduled later to provide a forum for interactive discussion with interested parties.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
The Administration anticipates filing a Notice of Proposed Rulemaking in November.

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

- 1. Title and its heading:** 18, Environmental Quality  
**Chapter and its heading:** 1, Department of Environmental Quality - Administration  
**Article and its heading:** 5, Licensing Time-frames  
**Section numbers:** Table 6 and Table 10
- 2. The subject matter of the proposed rule:**  
This rulemaking updates the time-frames for the Aquifer Protection Permit and Reclaimed Water individual and general permitting programs and repeals the time-frames for wastewater approval-to-construct (ATC) and approvals of construction (AOC) licenses.
- 3. A citation to all published notices relating to the proceeding:**  
None

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

Name: Shirley J. Conard  
Address: Department of Environmental Quality  
3033 North Central Avenue, MO401A-422  
Phoenix, Arizona 85012-2809  
Telephone: (602) 207-4632  
Fax: (602) 207-4674  
E-Mail: conard.shirley@ev.state.az.us

**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 at the location listed in question #4 between 8:00 a.m. and 5:00 p.m., Monday through Friday. Oral comments will be accepted at the location at the location listed in question #4 between 8:00 a.m. and 5:00 p.m., Monday through Friday. comments will be accepted until the close of record which has not yet been determined.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**BANKING DEPARTMENT**

- 1. Title and its heading:** 20, Commerce, Banking, and Insurance  
**Chapter and its heading:** 4, Banking Department  
**Article and its heading:** 7, Escrow Agents  
**Section numbers:** R20-4-701, R20-4-702, R20-4-703, R20-4-704, R20-4-706, R20-4-707, R20-4-708

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

In a 5-Year-Rule-Review Report that the Governor's Regulatory Review Council approved on September 14, 1999, the Department promised to overhaul each of the Sections in Article 7. Most of those Sections were slated for amendment; one was to be considered for repeal. This proceeding is intended to fulfill that promise and remove dated statutory references in these Sections, reorganize text, remove passive constructions and pointless legalisms, streamline the writing, and make the rules comport with modern rule writing standards.

In addition, this rulemaking will add an express recognition of the licensees' right to create and maintain records electronically.

Finally, in implementation of A.R.S. §§ 6-817(A)(3) and 6-817(A)(10), this proceeding will establish a standard for a licensee's or applicant's qualifying minimum net worth for an Escrow Agent License.

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

There are no previous published notices relating to this proceeding.

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

Name: John P. Hudock  
Address: 2910 North 44th Street, Suite 310  
Phoenix, Arizona 85018  
Telephone: (602) 255-4421, Ext. 167  
Fax: (602) 381-1225  
E-Mail: jhudock@azbanking.com

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

The Department accepts written comments during business hours at the address above. Comments are welcome at any time until the close of the record in this proceeding. The date for closure of the record depends on the publication date of the actual proposed rules, which has not yet occurred. Notice of any opportunity to make public oral comment will be published as required by law.

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

No timetable has been projected or established. In November 2001, the Department expects to submit the text of proposed rules for publication.