

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when 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 ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM ADMINISTRATION

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 22, Arizona Health Care Cost Containment System
Administration
Article and its heading: 7, Standards for Payments
Section numbers: R9-22-721
- 2. The subject matter of the proposed rule:**
A.R.S. § 36-2903.07(E) requires AHCCCS to promulgate rules for the Trauma and Emergency Services Fund.
- 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: Barb Ledder
Address: AHCCCS
Office of Policy Analysis and Coordination
801 E. Jefferson, Mail Drop 4200
Phoenix, AZ 85034
Telephone: (602) 417-4580
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 in item #4. E-mail comments will not be accepted. A public hearing will be scheduled at a later date.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
None

NOTICE OF RULEMAKING DOCKET OPENING DEPARTMENT OF TRANSPORTATION COMMERCIAL PROGRAMS

- 1. Title and its heading:** 17, Transportation
Chapter and its heading: 5, Department of Transportation
Commercial Programs
Article and its heading: 4, Dealers
Section numbers: R17-5-408
- 2. The subject matter of the proposed rule:**
R17-5-408 is a new rule proposed by the Division. It prescribes the Division's responsibilities for two types of suspensions. The first is a dealer or manufacturer license plate suspension. A.R.S. § 28-4538(A) authorizes the Division to suspend any or all dealer license plates issued to a dealer for not more than three months if a dealer violates A.R.S. §§ 28-4532 through 28-4537. The rule will state that the Division shall suspend the applicable dealer license plates for three months if a dealer violates A.R.S. §§ 28-4532 through 28-4537. A.R.S. § 28-4538(B) authorizes the Division to suspend

Arizona Administrative Register
Notices of Rulemaking Docket Opening

the right of a dealer or manufacturer to use a dealer or manufacturer license plate that was provided to the dealer or manufacturer pursuant to A.R.S. §§ 28-4533, 28-4540, or 28-4544, if the dealer or manufacturer license plate is displayed on a work or service vehicle, a vehicle used for private use, or a vehicle for hire. The rule will state that the Division shall suspend the applicable dealer or manufacturer license plate improperly displayed. The second type of suspension is the temporary registration plate "TRP" issue authority suspension. A.R.S. § 28-4554(A) authorizes the Division to suspend the right of a dealer to issue TRPs, if the dealer has not complied with A.R.S. §§ 28-4546 through 28-4553, as prescribed in A.R.S. § 28-4554. The rule will state that the Division shall suspend the right of a dealer to issue TRPs if the dealer has not complied with or is in violation of status A.R.S. §§ 28-4546 through 28-4553.

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

None

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

Name: Troy A. Walters, Rules Analyst
Address: Administrative Rules Unit
Department of Transportation, Mail Drop 507M
3737 N. 7th Street, Suite 160
Phoenix, AZ 85014-5079
Telephone: (602) 712-6722
Fax: (602) 241-1624
E-mail: twalters@dot.state.az.us

Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at www.dot.state.az.us/about/rules/index.htm.

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

Oral and written comments will be accepted by the analyst listed in item #4 between 8:00 a.m. and 4:30 p.m. MST, Monday through Friday, except legal holidays.

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

To be determined

NOTICE OF RULEMAKING DOCKET OPENING

INDUSTRIAL COMMISSION OF ARIZONA

- 1. Title and its heading:** 20, Commerce, Banking, and Insurance
Chapter and its heading: 5, Industrial Commission of Arizona
Article and its heading: 6, Occupational Safety and Health
Section numbers: R20-5-601 and R20-5-602

2. Subject matter of the proposed rules:

In order to conform to the Federal Occupational Safety and Health Standards as required by Section 18(c) of the Federal Occupational Safety and Health Act of 1970 requiring state administered occupational safety and health programs to adopt standards that are at least as effective as those adopted by the U.S. Department of Labor, the Industrial Commission is amending R20-5-601 by adopting amendments for 29 CFR 1926, Subpart G, Signs, Signals, and Barricades.

The Occupational Safety and Health Administration (OSHA) has revised the construction industry safety standards to require that traffic control signs, signals, barricades, or devices protecting workers conform to Part VI of either the 1988 Edition of the Federal Highway Administration (FHWA) Manual on Uniform Traffic Control Devices (MUTCD), with 1993 revisions (Revision 3), or the Millennium Edition of the FHWA MUTCD, instead of the American National Standards Institute (ANSI) D6.1-1971, Manual on Uniform Traffic Control Devices for Streets and Highways (1971 MUTCD).

In order to conform to the Federal Occupational Safety and Health Standards as required by Section 18(c) of the Federal Occupational Safety and Health Act of 1970 requiring state administered occupational safety and health programs to adopt standards that are at least as effective as those adopted by the U.S. Department of Labor, the Industrial Commission is amending R20-5-601 by adopting amendments for 29 CFR 1910, Subpart E, Exit Routes, Emergency Action Plans, and Fire Prevention Plans.

Arizona Administrative Register
Notices of Rulemaking Docket Opening

The Occupational Safety and Health Administration (OSHA) has revised its standards for means of egress. The purpose of this revision is to rewrite the existing requirements in clearer language so they will be easier to understand by employers, employees, and others who use them. The revisions reorganize the text, remove inconsistencies among sections, and eliminate duplicative requirements. The rules are performance-oriented to the extent possible, and more concise than the original, with fewer subparagraphs, and fewer cross-references to other OSHA standards. Additionally, a table of contents has been added that is intended to make the standards easier to use. Also, OSHA is changing the name of the subpart from "Means of Egress" to "Exit Routes, Emergency Action Plans, and Fire Prevention Plans" to better describe the contents.

Finally, OSHA has evaluated the National Fire Protection Association's Standard 101, Life Safety Code, 2000 Edition (NFPA 101-2000), and has concluded that the standard provides comparable safety to the Exit Routes Standard. Therefore, employers who wish to comply with the NFPA 101-2000 instead of the OSHA standards for Exit Routes may do so.

Copies of the material are available for inspection or reproduction at the Arizona Division of Occupational Safety and Health, 800 W. Washington, Suite 203, Phoenix, AZ 85007, and can be downloaded from the Federal OSHA web site www.osha.gov.

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 rulemaking:

Name: Patrick Ryan, Assistant Director
Address: Division of Occupational Safety and Health
Industrial Commission of Arizona
800 W. Washington, Suite 203
Phoenix, AZ 85007
Telephone: (602) 542-1695
Fax: (602) 542-1614
E-mail: pat.ryan@osha.gov

5. The time during which written submissions may be made and the time and place where oral comments may be made:

To be published in the Notice of Proposed Rulemaking

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

Not yet known