

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

STATE RETIREMENT SYSTEM BOARD

- 1. Title and its heading:** 2, Administration
Chapter and its heading: 8, State Retirement System Board
Articles and their heading: 1, Retirement System; Defined Benefit Plan
8, Employer Membership
Section numbers: R2-8-101; R2-8-104; R2-8-801 through R2-8-805 (The ASRS may add, delete, or modify additional Sections as necessary.)
- 2. The subject matter of the proposed rules:**
The Governor's Regulatory Review Council approved a Five-Year-Review Report on November 7, 2000. The proposed rulemaking will address the issues identified in the Report with regard to R2-8-104, Definitions. Despite the current title of R2-8-104, the rule is less about definitions, and more about substantive provisions regarding social security. R2-8-104 will be repealed, and a new R2-8-101 will include definitions for the Chapter and the Article. New Article 8 will contain rules regarding employer membership, including:

 1. Definitions pertinent to the Article,
 2. The process by which an employer obtains social security coverage for its employees or obtains exclusions from coverage, and
 3. The process for applying for ASRS membership.

The agency docket number, if applicable:
2004-05
- 3. A citation to all published notices relating to the proceedings:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Nancy O. Johnson, Rules Coordinator
Address: Arizona State Retirement System
3300 N. Central Ave., 14th Floor
Phoenix, AZ 85012
Telephone: (602) 308-5172
Fax: (602) 240-5303
E-mail: nancyj@asrs.state.az.us
or
Name: Susanne Dobel, Manager, External Operations
Address: Arizona State Retirement System
3300 N. Central Ave., 14th Floor
Phoenix, AZ 85012
Telephone: (602) 240-2039
Fax: (602) 240-5303
E-mail: susanned@asrs.state.az.us
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
The ASRS will accept written comments at the locations listed in item #4 until the close of record, which has not yet been determined. The ASRS has not scheduled any oral proceedings at this time.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be announced in the Notice of Proposed Rulemaking.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF COSMETOLOGY

1. **Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 10, Board of Cosmetology
Article and its heading: 1, General Provisions
2, Schools
3, Students
Section numbers: R4-10-104, R4-10-107, and R4-10-112; R4-10-207 and R4-10-208;
R4-10-302 through R4-10-306
2. **The subject matter of the proposed rule:**
This rulemaking will amend the Board's rules regarding applications; renewals; infection protection guidelines; required hours for nail technician students; curricula for instructors, aestheticians, cosmetologists, and nail technicians; and curriculum hours. The changes are necessary to make the rules uniform and consistent, improve clarity, comply with changes in statute (specifically A.R.S. 32-512 changed nail technician required hours from 300 to 600 and A.R.S. 32-544 changed the required renewal date from June 30 to the anniversary date of first license), and respond to requests for updates by the public and Board personnel. The Board published a Notice of Rulemaking Docket Opening in September, 2001, but the Notice lapsed after one year. The proposed rules were not published at that time.
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: Cheryl Adams, Deputy Director and Rules Coordinator
Address: 1721 East Broadway Road
Tempe, AZ 85215
Telephone: (480) 784-4539 ext, 227
Fax: (480) 784-4962
E-mail: Cheryl.Adams@cb.state.az.us
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 at the location listed in item #4 above Monday through Friday 8:00 a.m. to 4:00 p.m., except for state holidays, prior to August 16, 2004. Comments may also be made by e-mail or fax to the location listed in item #4 above.
6. **A timetable for agency decisions or other action on the proceeding, if known:**
Unknown

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES
FOOD, RECREATIONAL, AND INSTITUTIONAL SANITATION

1. **Title and its heading:** 9, Health Services
Chapter and its heading: 8, Department of Health Services – Food, Recreational, and Institutional Sanitation
Article and its heading: 7, Schools
Section numbers: R9-8-701 through R9-8-717 (The Department may add, delete, or modify Sections as necessary.)
2. **The subject matter of the proposed rules:**
Arizona Administrative Code (A.A.C.) Title 9, Chapter 8, Article 7 prescribes sanitation standards for schools. A.R.S. § 36-136(H)(9) requires the Arizona Department of Health Services to define and “prescribe minimum standards for sanitary conditions...in any public school.” This rulemaking is being initiated as a result of a five-year-review report approved by the Governor's Regulatory Review Council (Council) on August 6, 2002. Changes will make the rules consistent with current statutes, correct outdated citations to related A.A.C. rules, and conform to rulemaking format and style requirements of Council and the Office of the Secretary of State. The rules will provide standards for water supply, sewage disposal, refuse management, ventilation, pest control, cafeterias and food service, and restrooms, bathrooms, and shower rooms. The changes will make the rules more clear, concise, and understandable to promote and protect public health. The Department may add, delete, or modify Sections as necessary.
The agency docket number:
RE-003-04
3. **A citation to all published notices relating to the proceeding:**

Arizona Administrative Register / Secretary of State
Notices of Rulemaking Docket Opening

None

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

Name: Don Herrington, Office Chief
Address: Arizona Department of Health Services
Office of Environmental Health
150 N. 18th Ave., Suite 430
Phoenix, AZ 85007
Telephone: (602) 364-3142
Fax: (602) 364-3146
E-mail: herrind@hs.state.az.us
or
Name: Kathleen Phillips, Rules Administrator
Address: Arizona Department of Health Services
Office of Administrative Rules
1740 W. Adams, Suite 202
Phoenix, AZ 85007
Telephone: (602) 542-1264
Fax: (602) 364-1150
E-mail: phillik@hs.state.az.us

5. The time during 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 addresses listed in item #4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

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

To be announced in the Notice of Proposed Rulemaking