

GOVERNOR'S REGULATORY REVIEW COUNCIL

This section of the *Register* contains information submitted for publication by the Governor's Regulatory Review Council, including the tentative agendas for the monthly Council meetings and summaries of action taken by the Council at the monthly meetings.

GOVERNOR'S REGULATORY REVIEW COUNCIL

NOTICE OF ACTION TAKEN AT THE AUGUST 2, 2005, MEETING

[M05-208]

FIVE-YEAR REVIEW REPORTS:

1. DEPARTMENT OF TRANSPORTATION – COMMERCIAL PROGRAMS (F-05-0802)

Title 17, Chapter 5, Article 5, Financial Responsibility; Article 6, Ignition Interlock Devices; and Article 7, Third-Party Programs

COUNCIL ACTION: APPROVED

2. DEPARTMENT OF HEALTH SERVICES – BEHAVIORAL HEALTH SERVICE AGENCIES: LICENSURE (F-05-0805)

Title 9, Chapter 20, Article 1, General; Article 2, Universal Rules; Article 3, Outpatient Clinic Requirements; Article 4, Residential Agency Requirements; Article 5, Inpatient Treatment Program Requirements; Article 8, Court-Ordered Services; Article 9, DUI Services; Article 10, Opioid Treatment; Article 12, Transitional Agency; and Article 15, Adult Therapeutic Foster Home

COUNCIL ACTION: APPROVED

3. BOARD OF PHARMACY (F-05-0816)

Title 4, Chapter 23, Article 7, Non-Pharmacy Licensed Outlets - General Provisions; Article 9, Penalties and Miscellaneous; and Article 10, Uniform Controlled Substances and Drug Offenses

COUNCIL ACTION: APPROVED

RULES:

1. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS) (R-05-0714)

Title 9, Chapter 22, Article 2, Scope of Services; and Article 7, Standards for Payments

Amend: R9-22-201 and R9-22-702

COUNCIL ACTION: APPROVED

2. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM – ADMINISTRATION (R-05-0716)

Title 9, Chapter 22, Article 7, Standards for Payments

Amend: R9-22-712

New Sections: R9-22-712.01 and R9-22-712.09

COUNCIL ACTION: APPROVED

3. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM – ARIZONA LONG-TERM CARE SYSTEM (R-05-0718)

Title 9, Chapter 28, Article 7, Standards for Payments

Amend: R9-28-702

COUNCIL ACTION: APPROVED

4. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM – CHILDREN'S HEALTH INSURANCE PROGRAM (R-05-0719)

Title 9, Chapter 31, Article 2, Scope of Services; Article 7, Standards for Payments; and Article 16, Services for Native Americans

Amend: R9-31-201, R9-31-702, and R9-31-1620

COUNCIL ACTION: APPROVED

5. BOARD OF DISPENSING OPTICIANS (R-05-0804)

Title 4, Chapter 20, Article 1, In General

Amend: R4-20-112

COUNCIL ACTION: APPROVED

6. ARIZONA NAVIGABLE STREAM ADJUDICATION COMMISSION (R-05-0806)

Title 12, Chapter 17, Article 1, Hearings

New Article: Article 1

New Sections: R12-17-101 through R12-17-110

COUNCIL ACTION: APPROVED

7. BOARD OF FUNERAL DIRECTORS AND EMBALMERS (R-05-0814)

Title 4, Chapter 12, Article 1, General Provisions

New Section: R4-12-120

COUNCIL ACTION: APPROVED

8. BOARD OF TECHNICAL REGISTRATION (R-05-0817)

Title 4, Chapter 30, Article 2, Registration Provisions

Amend: R4-30-201, R4-30-204, and R4-30-214

COUNCIL ACTION: APPROVED

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OTHER:

AGENCY REPORT TO COUNCIL ON PROGRESS TOWARD COMPLETING THE PLAN OF ACTION SET FORTH IN ITS FIVE-YEAR REVIEW REPORT APPROVED BY COUNCIL MAY 3, 2005:

1. REGULATORY BOARD OF PHYSICIAN ASSISTANTS (F-05-0510)

Title 4, Chapter 17, Article 1, General Provisions; Article 2, Physician Assistant Certification; Article 3, Scope of Practice; and Article 4, Regulation

COUNCIL ACTION: CONTINUED TO SEPTEMBER 13, 2005, MEETING

PLEASE NOTE:

- THIS AGENDA IS SUBJECT TO CHANGE UP TO 24 HOURS BEFORE THE MEETING.
- PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION, SUCH AS A SIGN LANGUAGE INTERPRETER, BY CONTACTING (602) 542-2058. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.
- A COPY OF THE AGENDA AND BACKGROUND MATERIAL PROVIDED TO COUNCIL MEMBERS (WITH THE EXCEPTION OF MATERIAL RELATING TO POSSIBLE EXECUTIVE SESSIONS) IS AVAILABLE FOR PUBLIC INSPECTION AT THE COUNCIL'S OFFICE, 100 N. 15TH AVENUE, SUITE 402, PHOENIX, AZ 85007.

[M05-209]

FIVE-YEAR REVIEW REPORT SCHEDULE: JULY 2005 THROUGH DECEMBER 2007

Date Due	Agency	Title	Chapter (Article)	Subject
Jul-05	Environmental Quality, Department of	18	12	Underground Tanks
Jul-05	Health Services, Department of	9	10 (9)	Nursing Care Institutions
Jul-05	Pharmacy, Arizona State Board of	4	23 (7, 9, 10)	Non-pharm Outlets; Penalties; Controlled Subs.
Aug-05	Chiropractic Examiners, Board of	4	7	Hearings; Exams; Licenses; Education
Aug-05	Health Services, Department of	9	10 (17)	Outpatient Surgical Centers
Aug-05	Medical Board, Arizona	4	16 (2)	Dispensing Drugs
Aug-05	Radiation Regulatory Agency	12	1 (6, 12, 14)	Accelerators; General Provisions; Nonionizing Radiation
Sep-05	Administration, Department of	2	15 (2)	General Services—Fleet Management
Sep-05	Health Services, Department of	9	11	General-Health Care Charges; Reporting
Sep-05	Liquor Board, State	19	1 (1)	Board's Regs
Sep-05	Liquor Licenses & Control, Dept. of	19	1 (2-3)	Unlicensed Premises; Hearings; Director
Sep-05	Racing Commission, Arizona	19	2 (1, 5)	Horse and Greyhound Racing
Oct-05	Administration, Department of	2	7	Finance Division, Purchasing Office
Oct-05	Commerce, Department of	20	1 (2, 4)	Job training; Tech Training
Oct-05	Cosmetology, Board of	4	10	Cosmetology Schools, Salons
Oct-05	Health Services, Department of	9	18	Local Health Department Services
Nov-05	Banking Department	20	4 (12, 14-17)	Procedure; Inv.; Col. Agencies; Acquisition

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Nov-05	Building & Fire Safety, Department of	4	36	State Fire Safety Committee
Nov-05	Health Services, Department of	9	14 (6)	Environmental Laboratories
Nov-05	Public Safety, Department of	13	6	Security Guards
Nov-05	Revenue, Department of	15	5 (1, 4)	Retail Classification; Amusement Classification
Dec-05	Environmental Quality, Department of	18	14	Fees
Dec-05	Environmental Quality, Department of	18	9 (1, 2, 3, 7)	APP, Reclaimed Water
Dec-05	Environmental Quality, Department of	18	9 (4)	Agricultural Permits
Jan-06	AHCCCS	9	22 (14-15)	Eligibility: Title IV-A, SSI MAO
Jan-06	Economic Security, Department of	6	10	JOBS Program
Jan-06	Environmental Quality, Department of	18	11 (3)	Reclaimed Water Quality Standards
Jan-06	Investments, State Bd. of	2	13	General Provisions
Jan-06	Peace Officer Standards, Board	13	4	Certification; Training
Jan-06	Racing Commission, Arizona	19	2 (6)	Boxing Commission Administration
Jan-06	Structural Pest Control Commission	4	29	Licensing; Pesticide Use; Termites
Jan-06	Transportation, Department of	17	5 (2-4)	Motor Carriers; Driver Schools; Dealers
Jan-06	Veterans' Service Commission, Arizona	4	40	Defin; Eligibil; Admission; Care; Respon.; Discharge
Feb-06	Environmental Quality, Department of	18	9 (6)	Reclaimed Water Conveyances
Feb-06	Game & Fish Commission	12	4 (5, 7)	Boating; Water Sports; Heritage Grants
Feb-06	Health Services, Department of	9	14 (3-5; 7)	Lab tests; Alcohol; Metabolic Disorders; Health Screening
Feb-06	Water Resources, Department of	12	15	Procedure; Surface, Assured Water
Mar-06	Economic Security, Department of	6	5 (65-80)	Adoption
Mar-06	Athletic Training, Board of	4	49	General; Licensure; Hearings; Practice
Apr-06	Dental Examiners, State Board of	4	11 (1-4)	Definitions; Schools; Licensing; Fees
Apr-06	Environmental Quality, Department of	18	5	Reviews and Certification
Apr-06	Environmental Quality, Department of	18	2 (14, 15)	Conformity Determinations; Management Burns
Apr-06	Grazing Best Management Practices	18	9 (5)	Grazing Best Management Practices
Apr-06	Health Services, Department of	9	8 (1)	Food and Drink
Apr-06	Health Services, Department of	9	16 (1)	Midwifery
Apr-06	Radiation Regulatory Agency	12	1 (1, 15)	General; Transportation
May-06	Administration, Department of	2	5	Personnel Administration
May-06	AHCCCS	9	22 (20)	Breast and Cervical Cancer Program
May-06	Criminal Justice Commission, Arizona	10	4 (5)	Forensic Laboratory

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May-06	Environmental Quality, Department of	18	2 (1-5, 7, 9, 11)	Air Pollution Control
May-06	Environmental Quality, Department of	18	9 (9)	Biosolids
May-06	Executive Clemency, Board of	5	4	Parole Revocation; Board Actions
May-06	Health Services, Department of	9	16 (3, 4)	Hearing Aid D.; Sanitarians
May-06	Insurance, Department of	20	6 (1-3; 18, 20)	Procedure; Transaction of Insurance; Pre-paid Dental; Captive Insurers
May-06	Revenue, Department of	15	5 (6, 9-11, 13-17, 18.1, 20-21)	Contracting; Sales Tax; Transaction Tax
Jun-06	Economic Security, Department of	6	5 (24, 50, 55, 58-60)	Hearings; Children
Jun-06	Health Services, Department of	9	15	Mental Health Services; Provider Loan Repayment
Jun-06	Respiratory Care Examiners, Bd. of	4	45	General Provisions; Licensure; Hearings
Jul-06	Administration, Department of	2	1 (6, 9)	Hours; Vanpool
Jul-06	Education, Private Postsecondary, Board for	4	39	Licensing; Fees; Institutions; Procedure
Jul-06	Health Services, Department of	9	23	Oral Health
Aug-06	Contractors, Registrar of	4	9	General Provisions
Aug-06	Funeral Directors and Embalmers, Board of	4	12	Licensing; Regulation; Education
Aug-06	Health Services, Department of	9	2	Tobacco Tax-Funded Programs
Aug-06	Nursing, State Bd. of	4	19 (2, 4-7)	Programs; Regulation; Advanced Practice
Sep-06	AHCCCS	9	22 (9)	Quality Control
Sep-06	Economic Security, Department of	6	3	Unemployment Insurance
Oct-06	AHCCCS	9	22 (1)	Definitions
Oct-06	Naturopathic Physicians Board of Examiners	4	18	Exam; Licensing; Continuing Education; Preceptorships
Oct-06	Opticians, Board of Dispensing	4	20	General
Oct-06	Tourism, Office of	20	3	Joint Ventures
Oct-06	Weights and Measures, Department of	20	2	Weighing; Packaging; Labeling
Nov-06	Behavioral Health Examiners, Bd. of	4	6	Definitions; Gen. Prov.; Cert.; Appeal; Discipline
Nov-06	Boxing Commission, State	4	3	Equipment; Exam; Conduct of Contests
Nov-06	Economic Security, Department of	6	12	Cash Assistance Program
Nov-06	Oil and Gas Conservation Commission	12	7	Oil, Gas, and Helium
Nov-06	Revenue, Department of	15	5 (22, 23, 30)	Sales Tax Admin; Use Tax; Interim Rules
Dec-06	Agriculture Employment Rel. Bd.	4	2	General; Elections; Unfair Labor Prac.; Hearings
Dec-06	AHCCCS	9	31	Children's Health Insurance
Dec-06	AHCCCS	9	28 (3)	PAS
Jan-07	Agriculture, Department of	3	2	Animal Services Division

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Jan-07	AHCCCS	9	22 (7); 28 (7)	Standards for Payment
Jan-07	AHCCCS	9	28 (6)	RFP and Contract Process
Jan-07	AHCCCS	9	22 (6)	Administration, Standards, Procurement
Jan-07	Arts, Arizona Commission on	2	2 (2)	Grantmaking Procedures
Jan-07	Land Department	12	5 (17-19)	Nat. Resource; Mineral Lease; Prospecting
Jan-07	Radiation Regulatory Agency	12	1 (7, 8, 10, 13)	Sealed Sources; X-Ray; Notice; License Fee; Safety
Feb-07	Economic Security, Department of	6	8	Aging and Adult Administration
Feb-07	Environmental Quality, Department of	18	4	Safe Drinking Water
Feb-07	Health Services, Department of	9	33	Group Homes for Developmentally Disabled
Feb-07	Manufactured Housing, Board of	4	34	Codes; Installation; Plan Approvals
Feb-07	Ombudsman/Citizens' Aide, Office of	2	16	Complaints; Investigations
Feb-07	Tax Appeals, State Board of	16	3	Luxury; Sales; Rental; Use; Estate; Income
Mar-07	Environmental Quality, Department of	18	16	Water Quality Assurance
Mar-07	Game & Fish Commission	12	4 (3, 6)	Taking; Handling; Procedures
Mar-07	Health Services, Department of	9	8 (2, 3, 5-7, 13)	Bottled Water; Public Toilets; Trailer Parks; etc.
Apr-07	Dental Examiners, State Board of	4	11 (5-10)	Dental professionals
Apr-07	Environmental Quality, Department of	18	1	Administration
Apr-07	Environmental Quality, Department of	18	6	Pesticides and Water Pollution Control
Apr-07	Environmental Quality, Department of	18	7	Remedial Action
May-07	Administration, Department of	2	10	Risk Management Services
May-07	Deaf & Hard of Hearing, Comm. for	9	26	Application; Administration; Relay Services; Certification
Jun-07	Arts, Arizona Commission on	2	2 (1)	Matching Private Monies
Jun-07	Health Services, Department of	9	25	Emergency Medical Services
Jul-07	AHCCCS	9	22 (2); 28 (2)	Services
Jul-07	AHCCCS	9	28 (1)	Definitions
Jul-07	Emergency Affairs, Department of	8	2	Search and Rescue; Fund; Hazardous Materials
Jul-07	Environmental Quality, Department of	18	11 (6)	Impaired Water Identification
Jul-07	Health Services, Department of	9	8 (4, 8)	Children's Camps; Public & Semi-public Bathing Places
Jul-07	Health Services, Department of	9	13 (1)	Hearing Evaluation Services
Jul-07	Land Department	12	5 (7-9, 11)	Spec. Leasing; Rights-of-Way; Exchanges; Spec. Use
Jul-07	Pharmacy, Arizona State Board of	4	23 (1-5)	Licensing; Training; Practices; Drug Classification

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Aug-07	Health Services, Department of	9	17	Pure Food Control
Aug-07	Lottery Commission, Arizona State	19	3	Retailers; Procurements; Broadcasts; Promotions; Annuities
Aug-07	Medical Board, Arizona	4	16 (1, 4)	General Provisions; Executive Director Duties
Aug-07	Water Infrastructure Finance Authority	18	15	Management; Revolving Funds; Financial Asst.
Sep-07	Exposition and State Fair, Board of	3	12	Arizona State Fair Games
Sep-07	Health Services, Department of	9	6 (7)	Vaccine-preventable Diseases
Oct-07	Agriculture, Department of	3	5	State Agricultural Laboratory
Oct-07	Health Services, Department of	9	10 (2)	Hospitals
Oct-07	Nursing Care Adm. & Adult Care Home Man.	4	33 (1-3)	General; Licensing; Admin-in-Training
Nov-07	AHCCCS	9	22 (10); 28 (9)	Third-party Liability
Nov-07	Environmental Quality, Department of	18	2 (6, 8, 12)	Emission Sources, Nonpoint & Mobile, Emissions Bank
Dec-07	AHCCCS	9	22 (5); 28 (5)	General Prov., Program Contractor and Provider Standards
Dec-07	Health Facilities Authority Board	4	35	Directors; Officers; Vacancies; Bonds
Dec-07	Health Services, Department of	9	5	Child Care Facilities
Dec-07	Health Services, Department of	9	13 (10-12)	Ambulances
Dec-07	Insurance, Department of	20	6 (7, 8, 10, 12, 14, 16, 17)	Licensing; Practices; Long-Term Care