

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

[R05-341]

- 1. Title and its heading:** 2, Administration
Chapter and its heading: 8, State Retirement System Board
Article and its heading: 1, Retirement System; Defined Benefit Plan
Section numbers: R2-8-115 (The Department may add, delete, or modify additional Sections as necessary.)
- 2. The subject matter of the proposed rule:**
A.R.S. § 38-740 provides for the return of contributions for an ASRS member who leaves ASRS employment other than by retirement or death. R2-8-115 includes a definition of “terminate employment” that requires a minimum 21-day wait before returning those contributions. In this rulemaking the ASRS is amending the definition of the term “termination of employment” to remove the arbitrary waiting period, but provide a standard for determining if a member has terminated employment. The ASRS is also making technical and clarifying changes to the rule.
The agency docket number, if applicable:
2005-07
- 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: Nancy O. Johnson, Rules Coordinator
Address: Arizona State Retirement System
3300 N. Central, 14th Fl.
Phoenix, AZ 85012
Telephone: (602) 308-5172
Fax: (602) 264-6113
E-mail: nancyj@asrs.state.az.us
Or
Name: Susanne Dobel, Manager, External Operations
Address: Arizona State Retirement System
3300 N. Central, 14th Fl.
Phoenix, AZ 85012
Telephone: (602) 240-2039
Fax: (602) 246-6113
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 timetable for accepting written comments and the time and place where oral comments may be made is announced in the Notice of Proposed Rulemaking.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
The timetable for agency decisions is announced in the Notice of Proposed Rulemaking.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF HEALTH SERVICES
HEALTH CARE INSTITUTIONS: LICENSING

[R05-334]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 10, Department of Health Services – Health Care Institutions: Licensing
Article and its heading: 11, Home Health Agencies
Section numbers: R9-10-1101 through R9-10-1109 (The Department may add, delete, or modify Sections as necessary.)

- 2. The subject matter of the proposed rule:**
This Notice of Rulemaking Docket Opening is being published to replace the notice that expired August 20, 2005. This rulemaking is to update the licensing requirements for home health agencies. A.R.S. §§ 36-405 and 36-406 require the Arizona Department of Health Services (Department) to adopt rules to establish minimum standards and requirements for the construction, modification, and licensure of health care institutions necessary to ensure public health, safety, and welfare. *Arizona Administrative Code* Title 9, Chapter 10, Article 11 implements these statutes for home health agencies by providing definitions and licensing requirements for home health agencies to follow. Changes will conform to rulemaking format and style requirements of the Governor’s Regulatory Review Council and the Office of the Secretary of State. The Department may add, delete, or modify Sections as necessary.

The agency docket number, if applicable:
RE-017-05

- 3. A citation to all published notices relating to the proceeding:**
Notice of Rulemaking Docket Opening: 10 A.A.R. 3296, August 20, 2004

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

Name: Kathy McCanna
Program Manager, Office of Medical Facilities Licensing

Address: Arizona Department of Health Services
Division of Licensing Services
Office of Medical Facilities Licensing
150 N. 18th Ave., Suite 450
Phoenix, AZ 85007

Telephone: (602) 364-2841

Fax: (602) 364-4764

E-mail: mccannk@azdhs.gov

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@azdhs.gov

- 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