

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

[R06-91]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 22, Arizona Health Care Cost Containment System – Administration
Article and its heading: 1, Definitions; 2, Scope of Services
Section numbers: R9-22-102; R9-22-217 (Other Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rule:**
Rule amendments are required to allow the definition for Emergency Service to incorporate End Stage Renal Disease (ESRD) Dialysis Services to be an emergency service. These Dialysis Services will apply to undocumented aliens that qualify for the Federal Emergency Service program.
- 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: Mariaelena Ugarte
Address: AHCCCS
Office of Legal Assistance
701 E. Jefferson, Mail Drop 6200
Phoenix, AZ 85034
Telephone: (602) 417-4693
Fax: (602) 253-9115
E-mail: Ahcccsrules@azahcccs.gov
- 5. The time during 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 a.m. to 5 p.m., at the address indicated in item #4. Public hearings will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will be accepted.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
The Administration anticipates filing a Notice of Proposed Rulemaking in 2006.

NOTICE OF RULEMAKING DOCKET OPENING DEPARTMENT OF HEALTH SERVICES EMERGENCY MEDICAL SERVICES

[R06-95]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 25, Department of Health Services – Emergency Medical Services
Articles and their headings: 1, Definitions
2, Medical Direction; ALS Base Hospital Certification
Section numbers: 10, Ground Ambulance Vehicle Registration
R9-25-101, R9-25-204, R9-25-210, and R9-25-1003 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rule:**
This rulemaking will update and clarify the requirements for control, availability, and use of prehospital drugs by establishing administrative medical director and ALS base hospital pharmacist-in-charge responsibilities for control, availability, and use of prehospital drugs; requiring a ground ambulance vehicle equipped to provide basic life sup-

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

port services to contain the minimum supply of agents prescribed in Table 1 in R9-25-503 (to be adopted in a companion exempt rulemaking); requiring every ground ambulance vehicle to contain a wheeled stretcher; updating and clarifying some of the equipment requirements for a ground ambulance vehicle; and clarifying existing definitions and adding new definitions to make the rules in 9 A.A.C. 25 clearer and easier to use.

This Notice of Rulemaking Docket Opening replaces the Notice of Rulemaking Docket Opening referenced in item #3.

The agency docket number, if applicable: RE-009-06 (formerly RE-020-05)

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

Notice of Rulemaking Docket Opening: 11 A.A.R. 4875, November 18, 2005

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

Name: Will Humble, Acting Bureau Chief
Address: Arizona Department of Health Services
Bureau of Emergency Medical Services
150 N. 18th Ave., Suite 540
Phoenix, AZ 85007

Telephone: (602) 364-3855
Fax: (602) 364-3266
E-mail: humblew@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:

ADHS will accept written comments until the close of record, which has not yet been determined. ADHS has not scheduled any oral proceedings at this time.

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

None

NOTICE OF RULEMAKING DOCKET OPENING
DEPARTMENT OF ENVIRONMENTAL QUALITY
WATER QUALITY STANDARDS

[R06-92]

1. Title and its heading:

18, Environmental Quality

Chapter and its heading:

11, Department of Environmental Quality – Water Quality Standards

Article and its heading:

4, Aquifer Water Quality Standards

Section numbers:

R18-11-401, R18-11-403, R18-11-404, R18-11-405, R18-11-406,
R18-11-407, R18-11-408, and other Sections to be determined at a later date

2. The subject matter of the proposed rule:

This Article establishes water quality standards that apply to facilities licensed under the Aquifer Protection Permit (APP) program, which discharge pollutants to groundwater and guide the selection of remedial actions by various Department programs, such as Water Quality Assurance Revolving Fund (WQARF), Underground Storage Tank (UST), and Comprehensive Environmental Response Compensation and Liability Act (CERCLA).

The rulemaking will adjust water quality standards, such as those with regard to uranium and arsenic, to be consistent with the new federal primary drinking water standards adopted by the Environmental Protection Agency (EPA).

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

None

Notices of Rulemaking Docket Opening

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

Name: Shirley Conard
Address: Arizona Department of Environmental Quality
1110 W. Washington, 5415A-1
Phoenix, AZ 85007
Telephone: (602) 771-4632 (Metro-Phoenix area) or toll-free in Arizona at (800) 234-5677,
extension 4632
Fax: (602) 771-4674
E-mail: conard.shirley@azdeq.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 address listed in item #4 between 8 a.m. and 5 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:

The Department anticipates that the Notice of Proposed Rulemaking will be filed in July 2006 with the Office of the Secretary of State for publication in the *Arizona Administrative Register*.

NOTICE OF RULEMAKING DOCKET OPENING

**DEPARTMENT OF ENVIRONMENTAL QUALITY
SOLID WASTE MANAGEMENT**

[R06-98]

1. Title and its heading:

18, Environmental Quality

Chapter and its heading:

13, Department of Environmental Quality – Solid Waste Management

Article and its heading:

13, Special Waste

Section numbers:

16, Best Management Practices for Petroleum Contaminated Soil
R18-13-1301 through R18-13-1307, Table A, Exhibit 1, and
Appendices A and B; R18-13-1601 through R18-13-1614 (Sections
may be added, modified, or deleted as necessary.)

2. The subject matter of the proposed rule:

The Department is considering amendments to the regulations governing the management, treatment, storage, and disposal of special waste. Special waste is defined by A.R.S. § 49-852 as waste that contains petroleum contaminated soils and waste from shredding motor vehicles, and is currently regulated by two rules. The first, Title 18, Chapter 13, Article 13, regulates registration, manifesting, and fees for both petroleum contaminated soils (PCSs) and shredder residue, and provides best management practices (BMPs) for facilities shredding motor vehicles. The second, Title 18, Chapter 13, Article 16, provides BMPs for handling PCSs only. Although both rules address the handling of special waste, they were written at different times using different regulatory philosophies, often resulting in inconsistencies between the two rules. In some cases the rules did not envision numerous special waste handling scenarios, which have since become issues that must be addressed in rule in order to provide clear direction for the safe and proper handling of special waste.

The Department proposes to combine Title 18, Chapter 13, Article 13 (Special Waste) with Chapter 13, Article 16 (Best Management Practices for Petroleum Contaminated Soil) into one rule as Title 18, Chapter 13, Article 13 (Special Waste). These revisions will rectify contradictions between the two original rules and existing rules and statute, and create a uniform and consistent regulatory structure for all special waste. Revisions will also provide clear direction on waste handling procedures previously not addressed.

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

Notice of Rulemaking Docket Opening: 8 A.A.R. 5176, December 20, 2002

Notice of Rulemaking Docket Opening: 10 A.A.R. 1631, April 23, 2004

Notice of Rulemaking Docket Opening: 11 A.A.R. 1365, April 8, 2005

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

Name: Kim McDaniel
Address: 1110 W. Washington St.
Phoenix, AZ 85007
Telephone: (602) 771- 4121
Fax: (602) 771- 4272

Notices of Rulemaking Docket Opening

E-mail: mcdaniel.kim@azdeq.gov

5. The time during which the agency will accept written comments 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:

To be published in the Notice of Proposed Rulemaking