

NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rule-making information that does not fit into any other category of notice; and other types of information required by statute to be published in the *Register*. Because of the variety of material that is contained in a Notice of Public Information, the Office of the Secretary of State has not established a specific format for these notices.

NOTICE OF PUBLIC INFORMATION

DEPARTMENT OF HEALTH SERVICES

[M06-728]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 2, Department of Health Services – Tobacco Tax-Funded Programs
Article and its heading: 1, Smoke-free Arizona
Section numbers: R9-2-101 through R9-2-111 (As part of this rulemaking, the Department may add, delete, or modify additional Sections as necessary.)

2. The public information relating to the listed Sections:

On November 7, 2006, Arizona voters approved the Smoke-Free Arizona Act (Act), the initiative measure designated Proposition 201. This Notice of Public Information provides notice that the Department of Health Services (Department) will hold public hearings on March 6, March 7, and March 8, 2007, to obtain public comment about proposed delegation agreements related to the Act and about proposed exempt rules for implementing and enforcing the Act. In A.R.S. § 36-601.01(G)(10), the Act authorizes delegation by the Department to state agencies or political subdivisions. In A.R.S. § 36-601.01(G)(11), the Act authorizes the Department to make rules and exempts the Department until May 1, 2007, from the regular rulemaking requirements in A.R.S. Title 41, Chapter 6. As part of this rulemaking, the Department will also change the 9 A.A.C. 2 heading from “Tobacco Tax-funded Programs” to “Tobacco-related Programs.”

The Department filed the Notices of Proposed Delegation Agreement with the Secretary of State on December 29, 2006. The Notices of Proposed Delegation Agreement are available on the Department’s web site at http://www.azdhs.gov/diro/admin_rules/smoke_free.htm.

The Department’s draft proposed exempt rules are available on the Department’s web site at http://www.azdhs.gov/diro/admin_rules/index.htm, click on “Smoke-free Arizona (Proposition 201) Rulemaking.” The Department will file the Notice of Proposed Exempt Rulemaking with the Secretary of State by February 2, 2007.

3. The name, address, and telephone number of agency personnel to whom questions and comments on the rules may be addressed:

Name: Diane Eckles, Office Chief
Address: Arizona Department of Health Services
Office of Environmental Health
150 N. 18th Ave., Ste. 430
Phoenix, AZ 85007

Telephone: (602) 364-3142
Fax: (602) 364-3146
E-mail: ecklesd@azdhs.gov

or

Name: Kathleen Phillips, Rules Administrator and Administrative Counsel
Address: Arizona Department of Health Services
1740 W. Adams, Room 200
Phoenix, AZ 85007

Telephone: (602) 542-1264
Fax: (602) 364-1150
E-mail: phillik@azdhs.gov

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

Notices of Public Information

Written comments on the proposed delegation agreements or the proposed exempt rules may be submitted no later than the close of record to an individual listed in item number 3.

The Department has established the following close of record for the proposed delegation agreements and the proposed exempt rules:

CLOSE OF RECORD
5:00 p.m., March 8, 2007

The Department has scheduled the following public hearings on the proposed delegation agreements:

PUBLIC HEARINGS ON PROPOSED DELEGATION AGREEMENTS		
LOCATION	DATE	TIME
Department of Health Services State Laboratory First Floor Conference Room 250 N. 17th Ave. Phoenix, AZ 85007	March 6, 2007	9:00 a.m.
Pima County Administration Building Pima County Board of Supervisors Hearing Room 130 W. Congress St. Tucson, AZ 85701	March 7, 2007	10:00 a.m.
Coconino County Administration Building Coconino County Board of Supervisors First Floor Meeting Room 219 E. Cherry Ave. Flagstaff, AZ 86001	March 8, 2007	11:00 a.m.

The Department has scheduled the following public hearings on the proposed exempt rules:

PUBLIC HEARINGS ON PROPOSED EXEMPT RULES		
LOCATION	DATE	TIME
Department of Health Services State Laboratory First Floor Conference Room 250 N. 17th Ave. Phoenix, AZ 85007	March 6, 2007	10:00 a.m.
Pima County Administration Building Pima County Board of Supervisors Hearing Room 130 W. Congress St. Tucson, AZ 85701	March 7, 2007	11:00 a.m.
Coconino County Administration Building Coconino County Board of Supervisors First Floor Meeting Room 219 E. Cherry Ave. Flagstaff, AZ 86001	March 8, 2007	1:00 p.m.

A person with a disability may request a reasonable accommodation for the public hearings on the proposed delegation agreements or the public hearings on the proposed exempt rules by contacting Lynn Golder at (602) 364-3958 or golderl@azdhs.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

NOTICE OF PUBLIC INFORMATION

**ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS)
HEALTH CARE FOR PRIVATE EMPLOYER GROUPS/AHCCCS ADMINISTERED**

[M07-13]

- 1. Title and its heading:** 9, Health Services

Chapter and its heading: 27, Arizona Health Care Cost Containment System – Health Care For Private Employer Groups/AHCCCS Administered

Articles and their headings: Article 1, Definitions; Article 2, Scope Of Services; Article 3, Eligibility And Enrollment; Article 4, Contracts And GSAS; Article 5, General Provisions And Standards; Article 7, Standard For Payments
- 2. The public information relating to the listed rules:**
The oral proceeding on January 30, 2007 for the proposed Healthcare Group rules contained in the Notice of Proposed Rulemaking published in the *Administrative Register* on December 29, 2006 has been cancelled. A new hearing date will be set and published in the *Arizona Administrative Register*.