

# NOTICES OF FINAL RULEMAKING

The Administrative Procedure Act requires the publication of the final rules of the state's agencies. Final rules are those which have appeared in the *Register* first as proposed rules and have been through the formal rulemaking process including approval by the Governor's Regulatory Review Council or the Attorney General. The Secretary of State shall publish the notice along with the Preamble and the full text in the next available issue of the *Register* after the final rules have been submitted for filing and publication.

## NOTICE OF FINAL RULEMAKING

### TITLE 4. PROFESSIONS AND OCCUPATIONS

#### CHAPTER 7. BOARD OF CHIROPRACTIC EXAMINERS

[R07-162]

#### PREAMBLE

- 1. Sections Affected**  
R4-7-305
- Rulemaking Action**  
Amend
- 2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**  
Authorizing statute: A.R.S. § 32-904(B)(2)  
Implementing statute: A.R.S. § 41-1092.09
- 3. The effective date of the rules:**  
July 10, 2007
- 4. A list of all previous notices appearing in the Register addressing the rule:**  
Notice of Rulemaking Docket Opening: 12 A.A.R. 3902, October 20, 2006  
Notice of Proposed Rulemaking: 13 A.A.R. 150, January 19, 2007
- 5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**  
Name: Patrice A. Pritzl, Executive Director  
Address: 5060 N. 19th Avenue, Suite 416  
Phoenix, AZ 85015-3210  
Telephone: (602) 864-5088  
Fax: (602) 864-5099
- 6. An explanation of the rule, including the Agency's reasons for initiating the rule:**  
The rule amendment will specify the time period in which an amendment to a motion for rehearing or review of decision must be filed.
- 7. A reference to any study that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the final rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**  
The Board did not review any study relevant to the rule.
- 8. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**  
Not applicable
- 9. The summary of the economic, small business, and consumer impact:**  
The economic impact for the agency and the Office of Secretary of State will be minor and will stem from the cost of promulgating the rule.  
There does not appear to be any cost associated with the date for filing of an amendment to a motion for rehearing or review of decision.
- 10. A description of the changes between the proposed rules, including supplemental notices, and final rules (if appli-**

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**cable):**

Minor technical and grammatical changes were made at the suggestion of G.R.R.C. staff.

**11. A summary of the principal comments and the agency response to them:**

The agency did not receive written or oral comment regarding the rule.

**12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**

Not applicable

**13. Incorporation by reference and their location in the rules:**

Not applicable

**14. Was this rule previously made as an emergency rule?**

No

**15. The full text of the rules as follows:**

**TITLE 4. PROFESSIONS AND OCCUPATIONS**

**CHAPTER 7. BOARD OF CHIROPRACTIC EXAMINERS**

**ARTICLE 3. HEARINGS**

Section

R4-7-305. Rehearing; ~~or~~ Review of Decision

**ARTICLE 3. HEARINGS**

**R4-7-305. Rehearing; or Review of Decision**

- A. Except as provided in subsection (G), any party in ~~a~~ an appealable agency action or contested case before the Board aggrieved by a decision may file with the Board a written motion for rehearing or review ~~of the decision~~ specifying the particular grounds not later than 30 days after service of the final administrative decision.
- B. A party may amend a motion for rehearing or review ~~at any time before~~ no later than eight days prior to the date set for the Board to rule on the motion. A party may ~~then~~ respond within 15 days after service of ~~a~~ the motion or amended motion. The Board may require the filing of written briefs upon the issues raised in the motion and may provide for oral argument.
- C. The Board may grant a rehearing or review ~~of a decision~~ for any of the following causes materially affecting the moving party's rights:
1. Irregularity in the administrative proceedings of the Board, its hearing officer, or the prevailing party, or any order or abuse of discretion; that deprives the moving party of a fair hearing;
  2. Misconduct of the Board, ~~it's~~ the hearing officer, or the prevailing party;
  3. Accident or surprise that could not have been prevented by ordinary prudence;
  4. Newly discovered material evidence that could not with reasonable diligence have been discovered and produced at the original hearing;
  5. Excessive or insufficient penalties;
  6. Error in the admission or rejection of evidence or other errors of law occurring at the administrative hearing; or
  7. ~~That the Board's decision is a result of passion or prejudice; or~~
  8. 7. That the decision is not justified by the evidence or is contrary to law.
- D. The Board may affirm or modify the decision or grant a rehearing or review to all or any of the parties on all or part of the issues for any of the reasons in subsection (C). An order granting a rehearing or review shall specify with particularity the grounds for the order.
- E. Not later than 10 days after the decision, the Board may, after serving each party with notice and an opportunity to be heard, order a rehearing or review of its decision for any reason for which it might have granted a rehearing or review on motion of a party. ~~After giving the parties or their counsel notice and an opportunity to be heard on the matter, the~~ The Board may grant a motion for rehearing or review for a reason not stated in the motion. In either case, the order granting a rehearing or review shall specify the grounds on which it is granted.
- F. When a motion for rehearing or review is based upon an affidavit, the affidavit shall be served with the motion. An opposing party may, within 10 days after service, serve an opposing affidavit. The Board may extend the period for serving an opposing affidavit for not more than 20 days for good cause shown or by written stipulation of the parties. The Board may permit ~~a~~ A reply affidavit ~~may be permitted~~.
- G. If the Board makes a specific finding that the immediate effectiveness of a particular decision is necessary for the preservation of the public peace, health, ~~and~~ or safety and that a rehearing or review ~~of the decision~~ is impracticable, unnecessary, or contrary to the public interest, the decision may be issued as a final decision without an opportunity for a

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rehearing or review. If a decision is issued as a final decision without an opportunity for rehearing or review, an application for judicial review of the decision may be made within the time limits permitted for applications for judicial review of the Board's final decisions.

**NOTICE OF FINAL RULEMAKING**

**TITLE 4. PROFESSIONS AND OCCUPATIONS**

**CHAPTER 7. BOARD OF CHIROPRACTIC EXAMINERS**

[R07-163]

**PREAMBLE**

**1. Sections Affected**

R4-7-301  
R4-7-302  
R4-7-303  
R4-7-501  
R4-7-502  
R4-7-503  
R4-7-801  
R4-7-802

**Rulemaking Action**

Amend  
Amend  
Amend  
Amend  
Amend  
Amend  
Amend  
Amend

**2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statute: A.R.S. § 32-904(B)(2)

Implementing statute: A.R.S. §§ 32-921, 32-922, 32-923, 32-924, 32-931, and 41-1092.04

**3. The effective date of the rules:**

July 10, 2007

**4. A list of all previous notices appearing in the Register addressing the rule:**

Notice of Rulemaking Docket Opening: 12 A.A.R. 1178, April 14, 2006

Notice of Proposed Rulemaking: 13 A.A.R. 144, January 19, 2007

**5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name: Patrice A. Pritzl, Executive Director

Address: 5060 N. 19th Avenue, Suite 416  
Phoenix, AZ 85015-3210

Telephone: (602) 864-5088

Fax: (602) 864-5099

**6. An explanation of the rule, including the Agency's reasons for initiating the rule:**

The subject matter of the proposed rule amendments encompasses multiple areas. R4-7-301, R4-7-302, and R4-7-303 will be amended to conform to statute that authorizes the Board to hold formal interviews in lieu of formal evidentiary hearings, remove reference to a board hearing officer and conform to statute regarding service. The amendment to R4-7-501 will clarify the licensee's responsibility to provide confirmatory documentation of holding a license to practice chiropractic in the state of Arizona. The Amendment to R4-7-502 will amend rule to conform to legislation requiring applicant's for license to take and pass the jurisprudence examination with a score of 75% or better. The Amendment to R4-7-503 and R4-7-802 will clarify the documentation requirements to confirm compliance with continuing educating requirements. R4-7-801 and R4-7-802 will provide further definition of subject matter that will qualify for continuing education credit, reflect the Board's authority to conduct audits to confirm compliance with continuing education requirements, and reflect the statute regarding renewal requirements and suspension of a license.

**7. A reference to any study that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the final rule and where the public may obtain or review the study, all data underlying each study, any analysis of the study and other supporting material:**

The Board did not review any study relevant to the rule.

**8. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**

Not applicable

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9. **The summary of the economic, small business, and consumer impact:**

The economic impact for the agency and the Office of Secretary of State includes the cost of the promulgation of the rule. R4-7-301, R4-7-303, R4-7-503 and R4-7-801 are not expected to have an economic impact in that the amendments are for clarification only and do not incur any new costs. R4-7-302 reflects statutory requirements for legal service of a document by certified mail. The cost to the agency is \$4.64 to \$5.80 per mailing. Annual cost for service by certified mail incurred by the agency is approximately \$3,300 to \$4,700. The amendment to R4-7-501 requires licensees to display their license at each location where they may practice. For the majority of licensees who practice at one location, there will be no additional economic impact. Licensees who practice at more than one location will incur an additional expense of \$20.00 per practice location for the cost of an additional license. The amendment to R4-7-503 includes the requirement that license applicants be notified, in writing, if an application file has been closed. The cost to the agency will be 39 cents per notice. The amendment that an applicant must pass the jurisprudence with a score of 75% or better conforms to statute and imposes no additional financial impact. The amendment to R4-7-802 reflects the Board's authority to audit licensees for compliance with continuing education requirements. The cost to the agency for conducting audits is approximately \$4,000 annually. The rule also reflects statute that suspends a license that does not meet the requirements for renewal. The cost to a licensee who fails to meet renewal requirements and who wishes to reinstate the license at a later date is \$100 for the reinstate fee.

10. **A description of the changes between the proposed rules, including supplemental notices, and final rules (if applicable):**

Minor technical and grammatical changes were made at the suggestion of G.R.R.C. staff.

11. **A summary of the principal comments and the agency response to them:**

The agency did not receive written or oral comment regarding the rule.

12. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**

Not applicable

13. **Incorporation by reference and their location in the rules:**

Not applicable

14. **Was this rule previously made as an emergency rule?**

No

15. **The full text of the rules as follows:**

TITLE 4. PROFESSIONS AND OCCUPATIONS

CHAPTER 7. BOARD OF CHIROPRACTIC EXAMINERS

ARTICLE 3. HEARINGS

- Section
- R4-7-301. Investigation of a Complaint
- R4-7-302. Service
- R4-7-303. Conduct of Hearing

ARTICLE 5. LICENSES

- Section
- R4-7-501. Display of Licenses
- R4-7-502. Procedure for Processing Initial License Applications
- R4-7-503. Renewal License: Issuance, Reinstatement

ARTICLE 8. CONTINUING EDUCATION

- Section
- R4-7-801. Continuing Education Requirements
- R4-7-802. Documenting Compliance with Continuing Education Requirements

ARTICLE 3. HEARINGS

**R4-7-301. Investigation of a Complaint**

- A. The Board may investigate any complaint alleging violation of A.R.S. § 32-900 et seq. or ~~these rules~~ this Chapter.
- B. ~~The seal of the Board and the signature of any member of the Board or its Executive Director shall be attestation of a~~ A subpoena compelling the production of documentary evidence or testimony of a witness under A.R.S. § 32-929-~~shall bear the seal of the Board and the signature of any member of the Board or the Board's executive director.~~

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C. If the Board finds probable cause that a licensee has violated A.R.S. § 32-900 et seq. or ~~these rules~~ this Chapter, the Board shall notice the licensee of the time and place for a formal interview under A.R.S. Title 32, Chapter 8, Article 2, for a public hearing under A.R.S. Title 41, Chapter 6, Article 10.

**R4-7-302. Service**

~~A. Service shall be deemed to have been made for and on behalf of the Board of any decision, order, subpoena, notice, or other process when the document or a copy thereof is delivered to the licensee or his attorney of record or is deposited as certified mail in the U.S. Mail, addressed to the licensee at the address shown on the records of the Board.~~

A. Service of any document, or a copy thereof, is deemed to have been made upon personal service or by enclosing a copy of the document in a sealed envelope and depositing the envelope as certified mail in the United States mail, with first-class postage prepaid, addressed to the party, at the address last provided to the Board.

B. Service by mail is deemed complete five days following the day the paper to be served is deposited in the United States mail.

C. In computing time, the date of mailing is not counted. All intermediate Sundays and holidays are counted but, if the last day falls on a Sunday or a holiday, that day is not counted and service is considered completed on the next business day.

D. The Board shall mail each notice of formal interview or hearing and final decision by certified mail to the last known address reflected in the records of the Board.

~~B.E.~~ In addition to service of any pleading upon the Board or any member of the Board of any pleading, a copy of such the pleading shall also be served upon the Attorney General of the this state of Arizona.

**R4-7-303. Conduct of Hearing or Formal Interview**

~~A. All hearings shall be conducted before the Board or its a hearing officer pursuant to A.R.S. Title 41, Chapter 6, Article 6 10. All formal interviews shall be conducted before the Board pursuant to A.R.S. Title 32, Chapter 8, Article 2.~~

1. Parties may stipulate to any facts that are not in dispute. Such stipulations Stipulations may be made in writing or orally by reading the same stipulation into the record, of the hearing and will be A stipulation is binding upon the parties unless the Board grants permission to withdraw from them the stipulation. The Board may, where it considers such action proper, set aside any stipulation and proceed to ascertain the facts.

2. The Board may, of its own motion or at request of any party, call a conference of the parties at the opening of any hearing or formal interview or at any subsequent time, for the purpose of clarifying the procedural steps to be followed in the proceeding, or the legal or factual issues involved.

3. By order of the Board, proceedings involving a common question of law or fact may be consolidated for hearing or formal interview of regarding any or all the matters of at issue.

~~B. The failure of any If a licensee fails to appear when noticed at any proceeding before the Board, shall leave the Board free to may act upon the available evidence and information at hand without further notice to the licensee.~~

ARTICLE 5. LICENSES

**R4-7-501. Display of Licenses**

~~A licensee shall, at all times, display the license issued to the licensee by the Board in a conspicuous place in the licensee's office at all locations where the licensee engages in the practice of chiropractic, including mobile practices. A licensee shall, upon request of any person, produce for inspection the license renewal certificate for the current calendar year.~~

**R4-7-502. Procedures for Processing Initial License Applications**

~~A. An applicant may obtain a license application package at the Board Office on business days, or by requesting that the Board mail one the application to an address specified by the applicant. An applicant shall pay the Board a non-refundable \$10 fee for each license application package.~~

~~B. A completed license application package they have shall be submitted to the Board office on business day days. The Board shall deem the license application package received on the date that the Board stamps on the package as the date the package is delivered to the Board office.~~

~~C. To complete a license application package, an applicant shall provide the following information and documentation:~~

~~1. Two identical photographs, measuring three inches by four inches, showing the applicant's full front face as the applicant will appear at the time of the examination and a description of identifying characteristics, if any;~~

~~2. The applicant's full current name and any former names;~~

~~3. The applicant's current home and all office addresses, current home and all office phone numbers, all current office fax numbers, and any previous home or office address or addresses for the past five years;~~

~~4. The type of license and certification, for which application is made;~~

~~5. All fees required by A.R.S. §§ 32-921(D) and (E) and 32-922.0 02(E);~~

~~6. A record of education requirements described in A.R.S. § 32-921(B) including the applicant's chiropractic college transcript and the applicant's certificate of attainment of passing scores for Parts I, II, III, and IV of the examination conducted by the National Board of Chiropractic Examiners;~~

~~7. Any record of being convicted of, pleading guilty to, or pleading nolo contendere to a misdemeanor or a felony, even if the record of the conviction or plea was sealed or expunged or the conviction was set aside or forgiven, and any~~

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record of an arrest, investigation, indictment, or charge within the last 12 months. The applicant shall submit any record of being refused a license to practice chiropractic or any other health care profession in this or any other state, and any record of a formal sanction taken against the applicant's license in this or any other state;

8. A completed fingerprint card;
  9. A list of all other states or jurisdictions in which the applicant is or has been licensed or certified to practice chiropractic or any other health care profession with a verification of good standing for each current license or certification submitted directly by the licensing agency of the other states or jurisdictions;
  10. The name and professional designation of the owner or owners of the clinic or office at which the applicant will be employed, if applicable;
  11. The applicant's ~~social security~~ Social Security number;
  12. The applicant's notarized signature, attesting to the truthfulness of the information provided by the applicant;
  13. A score of ~~60%~~ 75% or higher on the Arizona Jurisprudence Examination. The applicant ~~may~~ shall not sit for the Arizona Jurisprudence Examination until the application package is otherwise complete.
- D. Within 25 business days of receiving a license application package, the Board shall notify the applicant in writing that the package is either complete or incomplete. If the package is incomplete, the notice shall specify ~~what~~ the information that is missing. If the Board does not provide notice to the applicant, the license application package shall be deemed complete after the passage of 25 business days.
- E. An applicant with an incomplete license application package shall supply the missing information within 60 calendar days from the date of the notice. An applicant who is unable to supply the missing information within 60 calendar days may submit a written request to the Board for an extension of time in which to provide a complete application package. The request for an extension of time shall be submitted to the Board office before the 60-day deadline for submission of a complete application package, and shall state the reason that the applicant is unable to comply with the 60-day requirement and the amount of additional time requested. The Board shall grant a request for an extension of time if the Board finds that the reason the applicant was unable to comply with the 60-day requirement was due to circumstances beyond the applicant's control and that compliance can reasonably be expected to be remedied during the extension of time.
- F. If an applicant fails to submit a complete license application package within the time permitted, the Board shall close the applicant's file and send a notice to the applicant by U.S. Mail that the application file has been closed. An applicant whose file has been closed and who later wishes to become licensed, shall apply anew.
- G. After receiving all missing information as specified in subsection (E), the Board shall notify the applicant that the license application package is complete.
- H. The Board shall render a licensing decision no later than 120 business days after receiving a completed license application package. The Board shall deem a ~~completed~~ license application package received to be complete on the postmarked date of the notice advising the applicant that the package is complete.
- I. An applicant seeking initial licensure by reciprocity under A.R.S. § 32-922.01 shall submit an application to the Board and shall comply with all provisions of R4-7-502 except that the applicant is not required to submit proof of obtaining a passing score on Part IV of the examination conducted by the National Board of Chiropractic Examiners.
- J. For the purpose of A.R.S. § 41-1073, the Board establishes the following time-frames for initial licenses:
1. Administrative completeness review time-frame: 25 business days.
  2. Substantive review time-frame: 120 business days.
  3. Overall time-frame: 145 business days.

**R4-7-503. Renewal License: Issuance, Reinstatement**

- A. At least 30 days before a renewal application and renewal fee are due, the Executive Director of the Board shall send by first class mail to a licensee at the licensee's address of record, a renewal application and notice.
- B. The licensee renewal application shall be returned to the Board office on a business day. The date of receipt shall be the postmarked date or the date the licensee hand delivers the license renewal application.
- C. To complete a license renewal application, a licensee shall provide the following information and documentation:
  1. The licensee's full name;
  2. The licensee's current home and office addresses, current home and all office phone numbers, and all current office fax numbers;
  3. The name and professional designation of the owner or owners of the clinic or office at which the licensee is employed;
  4. The licensee's ~~Social Security~~ number;
  5. A record of any professional disciplinary investigation or sanction taken against the licensee by a licensing board since the licensee last applied for renewal of ~~this a~~ license in this or any other state;
  6. A record of any arrest, indictment or charge or any conviction or plea agreement for a misdemeanor or felony since the licensee last applied for renewal of ~~this the~~ license;
  7. The renewal fee of \$170.00 required by A.R.S. § 32-923;
  8. A list of required continuing education courses that have been completed; Attestation of compliance with the continuing education requirements under A.R.S. § 32-931 and A.A.C. R4-7-801. The licensee shall attest to compliance with

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continuing education requirements by documenting, on the renewal form, the date or dates the continuing education course was attended, the number of hours of continuing education completed, the qualifying course topic or topics, and the name of the accredited college or university with whom the course instructor is affiliated with as faculty. If the course does not meet the requirements under A.R.S. § 32-931 and R4-7-801, but has been approved by the Board, the applicant shall provide the continuing education course approval number issued by the Board instead of the name of the affiliated college or university

9. The licensee's signature attesting to the truthfulness of the information provided by the licensee.
- D. In accordance with A.R.S. § 32-923(C), the Board shall automatically suspend a license if the licensee does not submit a completed application for renewal before January 1 of each calendar year. The Board shall send written notice of the license suspension to the licensee on or before January 20.
- E. The Board shall reinstate a suspended license if the licensee pays the annual license renewal fee, pays an additional fee of \$100 as required by A.R.S. § 32-923(D), and submits a completed license renewal application between January 1 and March 31 of the calendar year for which the license renewal is made.
- F. On or after April 1 of the calendar year for which a license renewal application was to be made, an individual who wishes to have a suspended license reinstated shall apply for reinstatement in accordance with A.R.S. § 32-923(D).
- G. An application for reinstatement of license may be obtained at the Board office on business days or by requesting that the Board mail one to an address specified by the applicant.
- H. A completed application for reinstatement of a license shall be submitted to the Board office on a business day. The Board shall deem an application for reinstatement of a license received on the date that the Board stamps on the application as the date it is delivered to the Board office.
- I. To complete an application for reinstatement of license, an applicant shall provide the following information and documentation:
  1. The applicant's full current name, suspended license number, and certification number if a specialty certification was held by the licensee-;
  2. The applicant's current home and all office addresses, current home and all office phone numbers, and all current office fax numbers-;
  3. The name and professional designation of the owner or owners of the office or clinic at which the applicant will be employed-;
  4. The applicant's ~~social security~~ Social Security number-;
  5. A list of all other states or jurisdictions in which the applicant is or has been licensed or certified to practice chiropractic or any other health care profession with a verification of good standing for each current license or certification submitted directly by the licensing agency of the other states or jurisdictions-;
  6. A list of required continuing education courses completed with and certification of course completion-;
  7. A record of any professional disciplinary investigation or sanction initiated since the applicant last applied to renew ~~this the~~ license-;
  8. A record of any arrest, indictment or charge or any conviction or plea agreement for a misdemeanor or a felony since the date of the applicant's last application for licensure-;
  9. The applicant's notarized signature attesting to the truthfulness of the information provided by the applicant.
- J. The Board shall process a license reinstatement application in accordance with R4-7-502(D) through (J). The Board shall deem the application received on the date that the Board stamps on the application as the date the application is delivered to the Board Office.
- K. The Board shall reinstate or renew a license if:
  1. The applicant or licensee has complied with the requirements of ~~these rules~~ this Chapter and A.R.S. § 32-900 et seq. (~~The Chiropractic Practice Act~~).
  2. The applicant or licensee has not had any professional disciplinary sanction taken against the applicant's or licensee's license by a licensing board since the last application for licensure-;
  3. The applicant or licensee has not been convicted of, pled guilty to, or pled nolo contendere to a misdemeanor or a felony since the last application for licensure.
- L. If the provisions of subsection (K) are satisfied, the Board shall issue a license renewal certificate on or before February 1, of each year. The license renewal certificate shall serve as notice that the renewal application is complete and approved.
- M. If there is reason to believe that the provisions of subsection (K) have not been satisfied or that possible grounds for denying the renewal or reinstatement application exist, the Board shall notify the applicant of this possibility within 25 business days of the date that the application is received at the Board office.
- N. An applicant who is so notified that renewal or reinstatement may be denied may provide a written response and shall submit any documentation as required through written notice by the Board within 60 calendar days from the date of the Board's notice. An applicant who is unable to supply the required documentation within 60 calendar days may submit a written request to the Board for an extension of time in which to provide the required documentation. The request for an extension of time shall be submitted to the Board office before the 60-day deadline for submission of the required documentation, and shall state the reason that the applicant is unable to comply with the 60-day requirement and the amount of

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additional time requested. The Board shall grant a request for an extension of time if the Board finds that the reason the applicant was unable to comply with the 60-day requirement was due to circumstances beyond the applicant's control and that compliance can reasonably be expected to be remedied during the extension of time.

- O. If an applicant fails to submit required documentation within the time permitted, the Board shall issue a notice of intent to deny the renewal application or reinstatement application.
- P. The Board shall ~~render~~ make a licensing decision no later than 70 business days after receiving all required documentation as specified in subsection (N). The Board shall deem required documentation received on the date that the Board stamps on the documentation as the date the documentation is delivered to the Board's office.
- Q. For the purpose of A.R.S. § 41-1073, the Board establishes the following time-frames for renewal or reinstatement of licenses:
  - 1. Administrative completeness review time-frame: 25 business days.
  - 2. Substantive review time-frame: 70 business days.
  - 3. Overall time-frame: 95 business days.

ARTICLE 8. CONTINUING EDUCATION

**R4-7-801. Continuing Education Requirements**

- A. To be eligible to renew a license, a licensee shall complete 12 credits of continuing education between January 1 and December 31 of each year, and document compliance with continuing education requirements on the license renewal application as required by A.A.C. R4-7-503 (C). A credit of continuing education is defined as 60 minutes of education.
- B. A licensee shall obtain continuing education credit in the following manner:
  - 1. By attending or participating in a course, seminar, or workshop on subjects listed in A.R.S. §§ 32-922(B) or 32-922.02 that is taught at or sponsored by ~~an organization listed~~ a college or university that meets the requirements in A.R.S. § 32-921(B)(2)(a).
  - 2. By teaching a post-graduate course as a faculty member of a Council on Chiropractic Education-accredited chiropractic college during the renewal year. Continuing education credits earned in this manner are calculated as two credits of continuing education for each hour of post-graduate course instruction for the first course presentation and one credit for each hour of instruction after the first course presentation. A maximum of six credits of continuing education credit may be earned in this manner annually.
  - 3. By completing post-graduate mediated instruction or programmed learning courses ~~under~~ through an accredited college or university ~~only that meets the requirements of A.R.S. § 32-931(B)~~. Mediated instruction and programmed learning refers to learning transmitted by intermediate mechanisms such as audio or visual tape or telephone. A licensee shall obtain a certificate of program completion from the accredited college or university to verify compliance with this provision.
- C. The Board shall award continuing education credit only for continuing education subjects listed in A.R.S. §§ 32-922(B) and 32-922.02. The course subjects principles of chiropractic and public health and hygiene includes chiropractic record-keeping, ethics, and sexual boundaries.
- D. The Board shall grant an extension of 90 days to comply with the continuing education requirements to a qualified licensee. To qualify for an extension, a licensee shall:
  - 1. Timely file a license renewal application and renewal fee; and
  - 2. Submit a written request for an extension, including evidence of good cause why the continuing education requirements were not met.
- E. The following reasons constitute good cause for the Board to grant an extension of time to comply with the continuing education requirements:
  - 1. The licensee graduated from an accredited chiropractic college, or a college that meets the requirements of R4-7-702, during the year that the continuing education requirements are to be met;
  - 2. The licensee lived in a country where there was no accredited chiropractic college, or a college that meets the requirements of R4-7-702; for at least seven months during the year that the continuing education requirements are to be met;
  - 3. The licensee was in active military service for at least seven months during the year that the continuing education requirements are to be met; or
  - 4. The licensee was not able to complete the continuing education requirements because of a documented disability of the licensee or the licensee's spouse, child, or parent.
- F. If the Board grants an extension of time in which to complete the continuing education requirements, the continuing education credits obtained during the 90-day extension shall be applied to meet only the requirements for which the extension is granted. A licensee shall not report continuing education credit earned during a 90-day extension for a subsequent renewal year.

**R4-7-802. Documenting Compliance with Continuing Education Requirements**

- A. A licensee shall retain documents to verify compliance with the continuing education requirements for at least five years from the date the continuing education credit is used to qualify the licensee for renewal. The Board may audit continuing



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- education compliance at any time during those five years by requiring submission of documentation of course completion.
- B.** With each license renewal application, a licensee shall attest by providing the licensee’s signature, that the licensee has met the continuing education requirements, and ~~will comply~~ complied with R4-7-503(C)(8) and subsection (A).
- C.** The Board may require a licensee to provide documentation to verify compliance with continuing education requirements, including ~~that~~:
  1. Each continuing education credit was for 60 minutes of education;
  2. The requirements of subsections (A) and (B) were satisfied;
  3. Continuing education credit was earned between the immediately preceding January 1 and the date that the license renewal application was filed or the date on which an extension of time expired; and
  4. No continuing education credit earned between the immediately preceding January 1 and the date that the license renewal application was filed was earned under an extension of time to comply with the continuing education requirements of a previous year-; and
  5. The provisions of A.R.S. § 32-931 and R4-7-801 (B) and (C) were met.
- D.** Documentation shall be in the form of a certificate of completion issued by a course sponsor or instructor.
- E.** The Board shall suspend a license upon notification to the licensee that the licensee has failed to demonstrate compliance with continuing education requirements as per by A.R.S. § 32-931, R4-7-801 and R4-7-802.

**NOTICE OF FINAL RULEMAKING**

**TITLE 18. ENVIRONMENTAL QUALITY**

**CHAPTER 1. DEPARTMENT OF ENVIRONMENTAL QUALITY – ADMINISTRATION**

[R07-153]

**PREAMBLE**

**1. Sections Affected**

**Rulemaking Action**

R18-1-501	Amend
R18-1-502	Amend
R18-1-503	Amend
R18-1-504	Amend
R18-1-505	Amend
R18-1-507	Amend
R18-1-513	Repeal
Table 3	Amend
Table 3-N	Repeal
Table 3-S	Repeal
Table 4	Amend
Table 5	Amend
Table 5-N	Repeal
Table 5-S	Repeal
Table 7	Amend
Table 8	Amend
Table 9	Repeal
Table 10	Amend
Table 11	Amend
Table 13	Amend
Table 14	Amend
Table 15	New Table
Table 16	Amend
Table 17	Amend
Table 18	Amend
Table 19	Repeal
Table 19-S	Repeal
Table 20	Amend

**2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statutes: A.R.S. §§ 41-1003, 41-1073, 49-104, 49-203, and 49-425

Implementing statutes: A.R.S. §§ 41-1072 through 41-1079

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**3. The effective date of the rules:**

June 30, 2007

**4. A list of all previous notices appearing in the Register addressing the final rule:**

Notice of Rulemaking Docket Opening: 12 A.A.R. 2577, July 21, 2006

Notice of Rulemaking Docket Opening: 12 A.A.R. 2972, August 18, 2006

Notice of Proposed Rulemaking: 12 A.A.R. 2890, August 18, 2006

Notice of Proposed Rulemaking: 12 A.A.R. 2926, August 18, 2006

**5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name: Deborah K. Blacik

Address: Arizona Department of Environmental Quality  
1110 W. Washington St. Mail Code: 6415A-1  
Phoenix, AZ 85007

Telephone: (602) 771-2223 (toll free in Arizona: (800) 234-5677, ask for ext. 771-2223)

Fax: (602) 771-2251

E-mail: blacik.deborah@azdeq.gov

**6. An explanation of the rule, including the agency's reasons for initiating the rule:**

**A. Introduction**

In this rulemaking the Department proposes to amend rule text and to repeal, amend, and add licenses to tables as required to update the original licensing time-frames rulemaking.

**B. Background Summary**

A.R.S. §§ 41-1072 through 41-1079 (Title 41, Chapter 6, Article 7.1, Arizona Revised Statutes) of the Administrative Procedure Act (APA) require all state agencies to adopt and implement licensing time-frames (LTF) for every license they issue. Once adopted, failure by an agency to grant or deny a license application within the overall time-frame for that application may subject the agency to the sanctions of refunds, fee excusals, and penalties. Title 41, Chapter 6, Article 7.1, Arizona Revised Statutes ("the LTF statutes") defines a method to determine sanctions for agency failure to comply with time-frames. The LTF statutes require agencies to make administrative rules establishing time-frames within which agencies will decide to grant or deny licenses and provide processes for complying with the time-frames.

In response to the statutory mandate, ADEQ made a LTF rule which became effective on August 13, 1999. This LTF rule prescribed a set of uniform definitions and procedures concerning the operation of the licensing time-frame requirements of the LTF statutes.

The Department is amending the LTF rule and tables to conform to changes in statute and other program rules, and to clarify its obligations to act under the LTF statutes based on its actual experience under the LTF rule.

**C. Rule and Table Changes.**

**1. Rule Changes.**

R18-1-501 and R18-1-505 are being amended to remove internal references to R18-1-513, which is being repealed. Further, R18-1-501 is being amended to remove a definition relating to WQARF since WQARF is no longer subject to LTF (*see* A.R.S. § 49-298, subsection C) and is also being amended to provide applicants the option of submitting LTF documents electronically by facsimile or e-mail.

R18-1-502(A)(6) is being amended to clarify the applicability of LTF provisions to certain orders and agreements. R18-1-502(A)(12) is being amended to delete a provision that concerns application components submitted before the effective date of the first LTF rule(LTF1).

R18-1-503(A)(3) is being amended to change the "or" to "and, if any," to ensure that the applicant's address is in ADEQ's database in every case and also allow the additional address of the agent. Currently, if only an agent's address is entered into ADEQ's database the Department runs the risk of issuing the permit to the agent (or a consultant who is not actually an agent authorized to receive notices on behalf of the applicant) and having inconsistent addresses between the file and the database.

R18-1-503(A)(7) is being amended to clarify when the administrative completeness review time-frame begins.

R18-1-503(D) and R18-1-504 are being amended to eliminate a second notification regarding the applicant failing to provide required information because the notification is not required by statute.

R18-1-503(H) is being amended to eliminate a process regarding a defective submittal.

R18-1-507(A) and R18-1-507(B) are being amended to remove an unnecessary distinction between conditional and unconditional grants of a license. R18-1-507(C) is being amended to provide for Departmental action in instances where the applicant fails to timely respond to a notice of administrative deficiencies under R18-1-503, a request for additional information or a comprehensive request for additional information under R18-1-504, or a supplemental request for additional information under R18-1-509. The amendment allows the Department to take prompt action on applications where the applicant fails to timely respond to its requests for further information. The amendment will result in greater efficiency in processing applications.

R18-1-513 is being repealed. The purpose of this Section was to permit applicants with pending license applications at the time LTF1 became effective the opportunity to opt-in to the licensing time-frame system. Since all of the applicants who would have wanted to use this Section would have done so before now, this Section no longer serves any purpose.

## 2. Table Changes

### a. Reasons for Deleting Certain License Categories

#### i. Statutory/rule amendments

Department Certification of 402 Permits. In Table 11, the licenses relating to Department certification of 402 permits are being repealed because the new A.A.C. Title 18, Chapter 9, Article 9 rules now apply.

VEMUR Licenses. Licenses relating to VEMURS are being repealed from Tables 13, 17, and 18 because the statutory basis for VEMUR licenses in A.R.S. § 49-152, subsections B and C was repealed in Laws 2000, Chapter 225, § 4.

SAF License. In Table 18 the license relating to SAF is being repealed because the new A.A.C. Title 18, Chapter 12, Article 6 rules repealed this license.

WQARF Licenses. Tables 19 and 19-S relating to WQARF licenses are being repealed because A.R.S. § 49-298, subsection C, provides that these no longer constitute a license as defined by A.R.S. § 49-1001.

Voluntary Program Acceptance License. The license relating to voluntary program acceptance in Table 20 is being repealed because its statutory basis in A.R.S. §§ 49-104, subsection A, paragraph 17 and 49-282.05 was repealed in Laws 2000, Chapter 225, §§ 1 and 7.

#### ii. Redundant/unnecessary licenses

Open burning licenses issued by the northern regional office and open burning licenses issued by the southern regional office: Tables 3-N and 3-S licenses are being repealed because they are redundant of the license listed in Table 3. The redundancy was considered necessary for tracking purposes among the offices when LTF1 was initially adopted; however, the Department's actual experience with the rule indicates that separate tables are not necessary. The title of Table 3 is being amended to make a conforming change.

Safe drinking water construction licenses issued by the northern regional office and safe drinking water construction licenses issued by the southern regional office: Tables 5-N and 5-S licenses are being repealed because they are redundant of the licenses listed in Table 5. The redundancy was considered necessary for tracking purposes among the offices when LTF1 was initially adopted; however, the Department's actual experience with the rule indicates that separate tables are not necessary.

Table 13– New special waste facility operation temporary authorization (#6) duplicates Petroleum contaminated soil temporary treatment approval (#2). Group IV: Special waste discharging facility individual discharging aquifer protection licenses are unnecessary because the Director has determined under the exemption in A.R.S. § 49-250(B)(17) that aquifer water quality standards will be maintained and protected under other Department rules.

#### iii. Determined not licenses for LTF purposes

Table 9– Water and Wastewater Facility Operator Licenses, is being repealed. The Department will continue to issue these licenses; however, it has revised and expedited the licensing procedure in a manner which allows the Department to make licensing decisions in seven days or less. Therefore, these licenses meet the exception stated in A.R.S. § 41-1073(E)(2) for licenses issued within seven days. The Department will certify these license categories in its annual report under A.R.S. § 41-1078.

### b. Reasons for Amending Licenses

#### i. Statutory/CFR/ rule amendments

For this rulemaking, the various program divisions were consulted and each Division's licenses were analyzed.

The license in Table 3 for dangerous materials open burning is being amended to conform to a rule change. R18-2-602, the rule containing the application components, was amended and reorganized and the information relating to application components was relocated to subsection (D)(2). (see 10 A.A.R. 388).

Licenses in Table 5 that relate to safe drinking water are being amended to conform to rule recodification changes (see 10 A.A.R. 585).

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Licenses in Table 8 that relate to safe drinking water are being amended to conform to statutory and rule changes under the technical amendments rulemaking (*see* 8 A.A.R. 973) and the drinking water filtration, disinfection, and public notice rulemaking (*see* 8 A.A.R. 3046).

Licenses in Tables 13 and 14 that relate to aquifer protection permits are being amended to conform to statutory and rule changes under the unified water quality permits and the repeal of R18-14-108.

In Tables 13, Group IV, and 14, Group III, various other changes to citations to statutory and rule sections are being amended to correct erroneous or incomplete citations or to reflect their recodified rule sections.

In Table 14 license categories that contain erroneous citations to 40 CFR § 257 are being amended.

In Table 16 various citations relating to special wastes and waste tires are being amended to correct erroneous citations.

The two licenses relating to hazardous waste post-closure permits in Table 17 are being amended to include recent CFR citations.

ii. Change in time-frame period/renamed or combined

The license category relating to analyzer facility registration in Table 4 is being amended to change the name to emissions analyzer/opacity meter registration. The license category relating to temporary treatment facility approval in Table 13 is being amended to change the name to petroleum contaminated soil temporary treatment facility approval. The license categories relating to construction permits in Table 10 are being amended to combine the pre-construction and post-construction phases.

The license categories relating to facility construction licenses in Table 5 are being amended to increase each review time-frame period by 5 days. The number of applications submitted in these categories has increased while the number of staff reviewing these applications has decreased; therefore, to accomplish adequate reviews an increase in time-frames is necessary.

c. Reasons for Adding Licenses

i. Statutory/ rule amendments.

Table 7 is being amended to add conditional pesticide registration, which was established by A.R.S. § 49-310.

New Table 15 is being amended to add this table because new rules (A.A.C. Title 18, Chapter 13, Article 14) established new biohazardous medical waste licenses.

Table 17 is being amended to add hazardous waste remedial action plan approval license, which was established by federal regulation.

ii. Licenses that were inadvertently omitted from prior LTF rulemakings.

Table 10 is being amended to add time-frames for 4.15 and 4.16 general permits and complex individual permit significant amendment.

Table 14 is being amended to add time-frames for a municipal solid waste facility plan type III substantial amendment with a public hearing.

**7. A reference to any study relevant to the rule that the agency reviewed and either relied on in its evaluation of or justification for the rule or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**

None

**8. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**

Not applicable

**9. Economic, small business, and consumer impact:**

**A. Rule Identification**

This rulemaking amends Title 18, "Environmental Quality," Chapter 1, "Department of Environmental Quality-Administration," Article 5, "Licensing Time-Frames."

**B. Introduction**

Article 7.1 of the Administrative Procedures Act (APA) requires state agencies to adopt licensing time-frames for issuing licenses. This rulemaking amends the Department's licensing time-frames (LTF) rule that became effective August 13, 1999. This rulemaking makes changes to rule provisions and license categories. These changes incorporate statutory and rulemaking changes, including eliminating unnecessary references, deleting redundant and unnecessary tables, amending tables, and adding a new table. Refer to Table 1 for a summary of these changes.

The APA mandates that time-frames be used for processing applications from the submittal date to either the granting or denying of a license. "Time frames" include administrative completeness review (ACRTF), substantive review (SRTF), and overall (OTF). Time-frames also may be extended under certain circumstances (R18-1-506).

The operation of time-frames provides a means to determine if sanctions should apply to an agency due to its inaction or lateness in granting or denying licenses. For example, failure of a state agency to grant or deny a license application within the OTF set forth in rule could subject the agency to sanctions. Although sanctions include refunds of application fees, excusals of further licensing fees, and penalties, sanctions only apply to fee-funded programs that are subject to a SRTF.

### C. Entities Directly Affected

Most applicants under the current license categories, as well as applicants under the new license categories, potentially could be directly affected. Applicants not impacted include those license categories that are being deleted. Due to the nature of the rule amendments and additions, the Department expects the overall economic impact upon the remaining entities to be minimal. Likewise, the Department expects to experience minimal economic impacts. Thus, the Department and the applicants are expected to mutually gain from the proposed rule changes that are expected to produce cost-saving benefits. As a result of these mutually expected gains, the general public is expected to benefit.

Indirect impacts include political subdivisions to which the Department delegates the authority to issue licenses under the various programs. Other entities are not expected to be negatively impacted.

### D. Potential Costs and Benefits

This rulemaking amends the current rule, including the tables. Because it does not impose compliance and reporting requirements on applicants, the overall impact is expected to be minimal with probable benefits outweighing probable costs. Furthermore, this rulemaking does not create new licenses, but only adds time-frames to existing licenses.<sup>2</sup> Economic costs could be generated during the time an applicant applies for a license and the time it is granted. Likely impacts to the various entities are explained below, beginning with regulated entities.

#### Regulated Community

The Department anticipates the economic impact from this rulemaking to range from none to minimal for the various categories of applicants. Because many changes to this rule are administrative, and the applicants for licenses in the new license categories subject to LTF already are complying with application requirements and time-frames specified in statutes and rules, the Department expects overall impacts to applicants to be minimal. However, despite this fact, the amount of permit fees refunded due to the Department not issuing permits within the designated time-frames was more than \$22,000 (FY-2006).<sup>4</sup>

Two new categories of applicants that potentially could be impacted by this rulemaking are: (1) biohazardous medical waste storage, treatment, or disposal facilities applying for plan approval, amendment, or alternative treatment registration, and transporters applying for registration (Table 15); and (2) hazardous waste treatment, storage, or disposal facilities applying for remedial action plan approval (Table 17).

For example, in the recent past the Department has approved 25 applications for biohazardous medical waste storage, treatment, or disposal facilities and transporters (Table 15). This total includes licenses issued for one disposal facility, one treatment facility, two transfer facilities, five registered alternative treatment technologies, and 16 transporters. All of these applicants were required to comply with the statutes and rules governing their respective applications. New applicants, or currently licensed entities seeking a facility plan amendment, for example, will have to follow the same requirements to gain approval. The only difference is that the Department will be subject to LTF requirements to determine if sanctions should apply for the Department's inaction or lateness of granting or denying licenses. This difference represents the incremental impact of this rulemaking for which the Department anticipates no impact.

Overall, some sources may experience a slight increase in costs, but this should be the exception rather than the norm. For example, applicants that fail to respond in a "reasonably timely manner" to a Department request for additional information risk having their licenses denied under R18-1-507(A).

The current rule allows the Department to deny a license if an application is incomplete, inaccurate, or deficient. The amendment to R18-1-507 will allow the Department to deny a license if an applicant fails to respond in a "reasonably timely manner" to a Department notice.

The amendment includes three factors that the Department must consider before denying a license; namely, the nature of the information, the time that an applicant has been given to respond to a request within the OTF, and the extent to which the Department's ability to process the application has been adversely affected because of the overdue response [see R18-1-512(C)].

Operating delays and higher costs for obtaining a license could result if these applicants must start over. Although more applicants may face a greater risk of having their applications denied if they do not respond in a timely manner to requests for additional information, the Department expects it to encourage improved planning and increased responsiveness by applicants. Thus, the potential for more denied applications should be offset by improved planning and complete applications.

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Other applicants are not expected to be impacted from the rule changes, except in a beneficial fashion due to program improvements resulting in increased efficiency and effectiveness. Part of this is due to statutory changes to Tables 9 and 11, as well as to the elimination of a notice requirement not required by statute under R18-1-503 and 504. Together, these changes should result in reduced costs because processing times may be reduced. In some instances, this could result in reduced processing fees. Additionally, the option of submitting applications and responses by e-mail or facsimile has the potential for generating cost-saving benefits to applicants.

License categories relating to facility construction (Table 5, "Safe Drinking Water Construction") have been amended by adding 10 days to the OTF. Although this change adds more days to ACRTF and SRTF, the Department anticipates that reduced requests for time extensions during the SRTF will result in cost-saving benefits to applicants.

It is expected that this rule will not impact industry output, business revenues, payroll expenditures, employment, or earnings. Therefore, the Department does not expect this rulemaking to impact any changes in product prices, industry profitability, or growth.

Consumers and Public

Due to the potential for increased effectiveness and efficiency for both the Department and the regulated community, the general public is expected to benefit from these rule changes. However, potential benefits cannot be monetized. This rule is not expected to create compliance costs that could be passed on to consumers. As a result, the Department anticipates probable benefits to outweigh probable costs of this rule.

Regulatory Agencies

Any costs from the addition of new license categories are expected to be offset by the deletion and revision of some licenses. Thus, the expected net effect to the Department overall is no change as far as costs are concerned. However, potential benefits could accrue as the program becomes more effective and efficient with these amendments. Some benefits are due to statutory changes, viz., Table 11, "Surface Water Licenses;" some from the elimination of license categories in Table 9, "Water and Wastewater Facility Operator License," that was deleted because licenses in this category can be issued within seven days; and some from the elimination of a notice requirement under R18-1-503 and 504. Together, these changes are expected to result in reduced costs because processing times may be reduced.

License categories relating to facility construction (Table 5, "Safe Drinking Water Construction") have been amended by adding 10 days to the OTF. This change, which adds five more days to each ACRTF and SRTF, is deemed necessary to provide for sufficient review times. In the face of staffing reductions resulting from budget cuts, this change should reduce the requests for time extensions during the SRTF. By eliminating the need to pursue a time extension, it is anticipated that cost-saving benefits will accrue to both Department and applicants. The regulatory burden can be handled effectively by the current personnel with no additional employees required.

Since one objective of the LTF rules is to facilitate timely license decisions, eliminating open-ended application review times should increase program efficiency and effectiveness. This is why the Department is amending R18-1-507 to allow it to deny an application if the applicant fails to respond to a notice or request in a timely manner.

This rule is not expected to impact the State General Fund, unless the Department does not grant or deny a license within the OTF established by rule and is statutorily required to refund fees, excuse further licensing fees, and pay a penalty to the General Fund each month decisions have not been made. Generally, the Department does not expect to incur penalties, unless minimal, for failure to deny or approve licenses within the OTFs. For FY-2006, about \$22,500 in fees was credited to applicants because the Department did not issue or deny APP licenses within the established time-frames. Recently, the Department paid \$2,000 in penalties to the State General Fund.

**E. Potential Impacts to Small Businesses**

The Department cannot exempt small businesses from complying with LTF rules or even establish less stringent compliance or reporting requirements and deadlines. State statutes, under the APA, mandate agencies to comply with time-frames and the accompanying requirements. Thus, agencies must also make small businesses subject to LTF requirements (§§ 41-1072 et seq.).

**F. Other Impacts Described**

The Department does not expect this rulemaking to impact public or private employment. Neither businesses nor government agencies will be required to hire additional staff. Department staff time will be more efficiently utilized. Additionally, this rulemaking will not impact revenues or payroll expenditures. Finally, this rulemaking is not expected to negatively impact state revenues. The Department did, however, have to pay sanctions to the State General Fund in the amount of \$2,000 for FY-2006.<sup>6</sup>

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Table 1. Changes to Rule Provisions and License Categories

Rule or Table	Changes
501(13)(c) new	Identifies receipt date for an electronic response to an application clerk (by facsimile or e-mail)
501(20)	Inclusion of 513 (Opt-in Agreements) deleted in references to licensing time-frame agreements
501(34)	WQARF acronym deleted
502(A)(6)	Amended to clarify that licenses under an AO, CO or CA are exempt from Article 5 if time-frames differ from time-frames for license categories
502(A)(12)	Deleted because it is no longer relevant (Article 5 has been effective since 1999)
503(A)(3)	Amended to ensure applicant's address will be included in LTF Database
503(A)(7)	Amended to clarify when the administrative completeness time-frame begins
503(D)	Amended to eliminate a burdensome notice requirement not required by statute
503(H)	Deleted because it is not needed
504(D)	Amended to eliminate a second notice requirement not required by statute
505(C)	Deleted reference to 513 (Opt-in Agreements)
507(A)(1-3) and (B)	Deleted the unnecessary distinction between "conditional" and "unconditional" grant of a license; revised 507(A) clarifies that the grant or denial of a license ends all time-frames for an application
507(C) new	Added provision that ADEQ may deny licenses if applicants fail to respond in a reasonably timely manner (see note below)
513	Deleted (Opt-in Agreements) because it no longer is relevant
Table 3	Makes conforming change to title and updates citation for application components
Tables 3-N and 3-S	Repealed due to redundant license categories (separate tables are unnecessary)
Table 4	Amended the name of a license
Table 5	Amended to increase ACRTF and SRTF by five days each (10 more days to OTF added); citations updated to reflect recodification of rules
Tables 5-N & 5-S	Repealed due to redundant license categories (separate tables are unnecessary)
Table 7	Added conditional pesticide registration that was established by statute
Table 8	Amended to conform to statutory and rule changes (updated citations)
Table 9	Repealed because licensing decisions can be made within 7 days
Table 10	Amended to add 4.15 and 4.16 general permits and complex individual permit significant amendment; combined pre-construction and post-construction phases of construction permits
Table 11	Repealed licenses pertaining to certification of 402 permits because Chapter 9, Article 9 rules now apply
Table 13	Repealed VEMUR licenses because of statutory changes (also repealed from Tables 17 and 18, hazardous waste and UST licenses, respectively); repealed a redundant license; repealed all group IV licenses (individual special waste discharging facility discharging aquifer protection licenses) because they are unnecessary since aquifer water quality standards are protected and maintained under other rules; updated citations
Table 14	Added previously omitted license; updated citations
Table 15 new	Added seven biohazardous medical waste licenses
Table 16	Updated citations
Table 17	Repealed VEMUR licenses because of statutory changes; updated citations for two hazardous waste post-closure permits; added a new license

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Table 18	Repealed VEMUR licenses because of statutory changes; repealed SAF license due to rule changes
Tables 19 and 19-S	Repealed all WQARF licenses because they statutorily do not constitute a license
Table 20	Repealed voluntary program acceptance license because of statutory changes

Note that minor and technical changes also were made as suggested by G.R.R.C. staff during the review process.

AO = Abatement Order, CO = Compliance Order, CA = Consent Agreement, N = Northern Regional Office, S = Southern Regional Office, ACRTF = Administrative Completeness Review Time-Frame, SRTF = Substantive Review Time-Frame, OTF = Overall Time-Frame, VEMUR = Voluntary Environmental Mitigation Use Restriction, UST = underground storage tanks, WQARF = Water Quality Assurance Revolving Fund

**G. Endnotes**

<sup>1</sup>Changes to rule provisions and license categories identified in tables were made for the following reasons: (A) statutory and rule changes; (B) redundant and unnecessary licenses; (C) ability to make license decisions in seven or fewer days; (D) incorrect rule citations; (E) changes in time-frames; and (F) new license categories.

<sup>2</sup>Licenses in Table 5 were the only licenses amended to increase the time-frames by five days each for ACRTF and SRTF.

<sup>3</sup> Applicants include the following license categories: air classes I and II (Tables 1 and 2); open burning (Table 3); vehicle emission (Table 4); safe drinking water construction (Table 5); pesticide contamination prevention (Table 7); safe drinking water monitoring and treatment (Table 8); aquifer protection, subdivision approvals, reclaimed water, pollutant discharge elimination system, and land application of biosolids registrations (Table 10); surface water federal § 404 permit (Table 11); solid waste (Table 12); landfill (Table 14); biohazardous medical waste (new Table 15); waste tire, lead acid battery, and used oil licenses (Table 16); hazardous waste, including the new category “hazardous waste remedial action plan approval” (Table 17); underground storage tanks (Table 18); voluntary program remediation (Table 20); pollution prevention (Table 21); and multi-program (Table 22).

Amendments to the tables were necessary for the following reasons: incorrect citations (changed or not needed), duplicated table entries of licenses (licenses issued by regional offices), unneeded license categories, new license categories, increases in permit processing times (safe drinking water construction licenses), and changes to designation of license group. This rulemaking repeals tables 9 and 19. Tables 7 and 10 were repealed and replaced by a prior rulemaking effective March 11, 2003. Table 6 also was repealed by that rulemaking but not replaced.

<sup>4</sup> The fees refunded for FY-2006 were all for APP individual permits (\$22,746.50). These licenses were as follows: no public hearing (\$2,226.50); significant amendment with no public hearing (\$19,520.00); and other amendment (\$1,000.00). This rulemaking does not propose to change the time-frames for these licenses. These licenses are contained in Table 10.

<sup>5</sup> Under the amended R18-1-507, an applicant who fails to make a timely response to a notice of administrative deficiencies under R18-1-503, a request for additional information under R18-1-504, or a supplemental request for additional information under R18-1-509 is subject to license denial by the Department. Before the Department denies the license, the applicant will have received all notices required by law.

<sup>6</sup> The penalty was for the license category hazardous waste container/tank permit with no public hearing.

**10. A description of the changes between the proposed rules, including supplemental notices, and final rules (if applicable):**

In the proposed rulemaking, ADEQ struck the Special waste facility plan type IV substantial change with no public hearing license category in Table 13. Upon further consideration, it was decided to retain this license category because there may be applicants who would benefit from having this license afforded LTF protections.

Minor technical and grammatical changes also were made at the request of G.R.R.C. staff.

**11. A summary of comments made regarding the rule and agency response to them:**

No oral or written comments were made.

**12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**

None

**13. Incorporations by reference and their location in the rules:**

None

**14. Was this rule previously adopted as an emergency rule?**

No



**15. The full text of the rules follows:**

**TITLE 18. ENVIRONMENTAL QUALITY**

**CHAPTER 1. DEPARTMENT OF ENVIRONMENTAL QUALITY – ADMINISTRATION**

**ARTICLE 5. LICENSING TIME-FRAMES**

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**ARTICLE 5. LICENSING TIME-FRAMES**

**R18-1-501. Definitions**

In addition to the definitions provided in A.R.S. § 41-1001, § 41-1072, and R18-1-101, the following definitions apply to this Article:

1. “Administrative completeness” or “administratively complete” means Department receipt of all application components required by statute or rule and necessary to enable the Department to issue a notice of administrative completeness under A.R.S. § 41-1074 and thereby end the administrative completeness review time-frame and start the substantive review time-frame.
2. “Administrative completeness review” means the process of clerical verification by the Department to determine whether the submitted application components meet the requirements of administrative completeness.
3. “Applicant” means ~~the~~ a person who requests the Department to issue a license.
4. “Applicant response” means a written response from the applicant to a Department notice that complies with all the following:
  - a. The response identifies the applicant.
  - b. The response identifies the Department notice.
  - c. The response is addressed to the Department employee identified in the Department notice as the designated recipient of the notice.
  - d. The response contains the required information identified in the Department notice or the response contains a notice under R18-1-520 to rely on the application components as submitted.
5. “Application” means a request to the Department to issue a license to the requestor when that request is in writing and complies with R18-1-502 and R18-1-503(A).
6. “Application clerk” means a Department employee with authority to receive applications for ~~the~~ a specific license ~~identified on the submitted~~ or an application component or applicant response.

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7. "Application component" means a document, other written information, or fee required by statute or rule and submitted to the Department in support of an application.
8. "Companion category" means one of an association of two or more consecutive categories, shown on the license tables with paired license names, and containing a distinction between "standard" and "complex," between "without a public hearing" and "with a public hearing," or "without a public meeting" and "with a public meeting."
9. "Complex" means an application category that requires ~~a significant increase in~~ significantly more Department application review resources ~~in excess of to review the application than~~ applications processed in a companion standard category due to the size, novelty, complexity, or technical difficulty expressed in the application.
10. "Comprehensive request for additional information" means a Department notification made after the administrative completeness review time-frame that:
  - a. Contains a list of information required by statute or rule and necessary before the Department may grant the license; and
  - b. Suspends the running of days within the time-frames.
11. "Day" means business day and excludes Saturdays, Sundays, and state holidays.
12. "Department notification" or "Department notice" means written communication by the Department to an applicant in person or at the mailing or electronic address identified on the application. The Department may notify the applicant at the applicant's electronic address only if the applicant provides that address as part of an application component. The notification is effective:
  - a. If mailed, on the date of its postmark.
  - b. If delivered in person by a Department employee or agent, on the date of delivery.
  - c. If delivered electronically, on the date of delivery to the electronic address.
13. "Department receipt" of an application component or an applicant response means one of the following days, ~~which ever is later~~:
  - a. If the component or response is handed to an application clerk by the applicant, the day of actual receipt by the application clerk.
  - b. If the component or response is mailed, five days after ~~a~~ the postmark identifying the mailing date.
  - c. If the component or response is delivered to an electronic address of an application clerk, one day after the date of delivery to the electronic address.
  - ~~d.~~ e.d. If the Department notifies the applicant of receipt within five days after the date of actual receipt, the day of actual receipt of the component or response by the application clerk.
  - ~~e.~~ d.e. If delivered during an application moratorium or time-frame suspension declared under R18-1-518, the day after the moratorium or suspension ends.
14. "Electronic address" means either a telephone number for facsimile document communication (fax) or an electronic mail (e-mail) address. "Electronic address" does not mean a telephone number for voice or TDD (telephone device for the deaf) communication.
15. "Fee excusal" means the sanction imposed on a Department fund under A.R.S. § 41-1077(A) that requires the Department to excuse further fees required from the applicant by the Department.
16. "Initial fee" means that part of the fee required to be submitted under R18-1-503(A).
17. "License category" means a ~~numbered~~ category identified on a license table.
18. "License table" means a table within this Article.
19. "Licensing time-frame" means any of the time-frames identified in A.R.S. §§ 41-1072 through 41-1079, the operation of which require the Department to report its compliance level for overall time-frames to the Governor's Regulatory Review Council under A.R.S. § 41-1078(A).
20. "Licensing time-frame agreement" means an agreement made under any of the sections R18-1-508 through ~~R18-1-513~~ R18-1-512.
21. "Penalty" means the sanction imposed on a Department fund under A.R.S. § 41-1077(B).
22. "Phased application" means an application processed pursuant to a licensing time-frame agreement that allows the applicant to submit application components in ~~2~~ two or more phases with each phase providing for administrative completeness review.
23. "Pre-application" means the period prior to Department receipt of an applicant's first application component submitted under R18-1-503(A).
24. "Presumptive administrative completeness" means the expiration of the administrative completeness review time-frame and the automatic start of the running of days within the substantive review time-frame under A.R.S. § 41-1074(C) ~~if as a result of the Department fails~~ failing to issue a notice of administrative completeness under A.R.S. § 41-1074(A).
25. "Presumptive overall time-frame" means the sum of the days shown for the administrative completeness review and substantive review time-frames on the license tables for that license category and may be different from the actual overall time-frame because the presumptive overall time-frame does not include a lengthening of the time-frame due to a time-frame extension agreement or a shortening of the time-frame due to early starting of the substantive review

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- time-frame caused by the issuance of a notice of administrative completeness.
26. "Presumptive substantive review time-frame" means the days shown for the substantive review time-frame on the license tables for a license category.
  27. "Refund" means the sanction imposed on a Department fund under A.R.S. § 41-1077(A) that requires the Department to refund fees already paid by the applicant into that fund.
  28. "Request for additional information" means a Department notification or contact made after the administrative completeness review time-frame and that identifies information required by statute or rule and necessary before the Department may grant the license.
  29. "Sanction" means a refund, fee excusal, or penalty under A.R.S. § 41-1077.
  30. "Site inspection" means an inspection performed by the Department under A.R.S. § 41-1009 as part of a required component of an application for a license shown on the license tables.
  31. "Substantive review" means the process of qualitative evaluation by the Department of application components to determine whether the components meet all requirements in statute or rule and necessary to grant the license. "Substantive review" does not include clerical verification of the components nor does it include Department investigations resulting from reporting or notification requirements.
  32. "Time-frame extension" means the entire period after the overall time-frame would otherwise expire and during which an application is not subject to sanctions. The substantive review and overall time-frames continue in effect and do not expire during the time-frame extension.
  33. "Withdrawn application" means an application that has ceased to be subject to this Article due to the applicant's request that the Department cease all consideration of the application under R18-1-517. An applicant's ability to withdraw an application is not governed by this Article.
  34. ~~"WQARF" means water quality assurance revolving fund.~~

**R18-1-502. Applicability; Effective Date**

**A.** This Article does not apply to any of the following:

1. A license not requiring an application.
2. A license conferred by a ~~prospective licensee's~~ notification to the Department of an event, activity, or facility and that is not conferred by the Department in the form of a written license issued to the ~~notifier~~ prospective licensee in response to the notification.
3. A license issued at the Department's initiative.
4. A license issued by default if the Department does not make a licensing decision within a time identified in statute or rule.
5. A license not identified in a category shown on the license tables.
6. A license ~~that requires one or more application components pursuant to an enforcement, required under an abatement, or compliance order or consent agreement or a notice of violation in addition to those identified for a license category shown on the license tables if submission of the component or components is required before the Department may make a decision to grant the license, if a time-frame in the order or consent agreement is different than the time-frame for the license category. The time-frame in the order or consent agreement shall supersede the time-frame for the license category.~~
7. A license issued by a political subdivision of the state when acting under an agreement with the Department made pursuant to A.R.S. § 49-107 or A.R.S. Title 11, Chapter 7, Article 3.
- ~~8-7.~~ An application for which the applicant is not the prospective licensee.
- ~~9-8.~~ Compliance activity by licensees in conformance with an issued license except for license renewal or revision activity.
- ~~10-9.~~ Contractual activity under A.R.S. § ~~41-1005(A)(16)~~ 41-1005(A)(15).
- ~~11-10.~~ Activity that leads to the revocation, suspension, annulment, or withdrawal of a license.
- ~~12.~~ A license for which Department receipt of the 1st application component submittal under R18-1-503(A) occurs before the effective date of this Article. The effective date of this Article shall be at midnight 2 weeks after the notice of final rulemaking is filed with the secretary of state.

**B.** If an application becomes subject to this Article, it remains subject to the terms of the original license category in which it was classified unless the application is withdrawn, is altered by a licensing time-frames agreement, or is changed under R18-1-516. If altered by a licensing time-frames agreement, the terms of the original license category are modified only to the extent expressly stated in the licensing time-frames agreement.

**C.** If an Arizona statute or other rule in this Title conflicts with this Article, the statute or other rule governs except that only this Article determines whether an applicant is entitled to a refund and fee excusal due to Department failure to notify an applicant of a licensing decision within a licensing time-frame under A.R.S. § 41-1077(A).

**R18-1-503. Administrative Completeness Review Time-frame Operation; Administrative Completeness**

**A.** The administrative completeness review time-frame for an application begins on the day of Department receipt of the first component submittal in support of the application that contains all the following:

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1. Identification of the applicant.
  2. If the license is for a facility, identification of the facility.
  3. Name and mailing address of the applicant ~~or~~ and, if applicable, the applicant's agent authorized by the applicant to receive all notices issued by the Department under this Article.
  4. Identification of the license category in which the application shall be first processed. If companion categories are shown on a license table for this license, the application shall be first processed in the companion category that is determined as follows:
    - a. If "standard" and "complex" categories are shown, in the "standard" category.
    - b. If "without a public hearing" and "with a public hearing" are shown, in the "without a public hearing" category.
    - c. If "without a public meeting" and "with a public meeting" are shown, in the "without a public meeting" category.
  5. Completed Department application form if required for the license category.
  6. Initial fee if required for the license category.
  7. All application components ~~set forth by the Department in accordance with A.R.S. § 41-1079~~ required by statute or rule necessary for the Department to determine whether an application is administratively complete.
- B.** The administrative completeness review time-frame for an application ends on the earlier of the following days:
1. The day the Department notifies the applicant that the application is administratively complete under A.R.S. § 41-1074.
  2. If the Department does not notify the applicant that the application is administratively complete under A.R.S. § 41-1074, the last day shown for the administrative completeness review time-frame for the relevant license category on the license tables.
- C.** If a notice of administrative deficiencies states that the Department is suspending the running of days within the time-frames until the applicant supplies the missing information identified on a comprehensive list of specific deficiencies included with the notice, the running of days within the administrative completeness review time-frame suspends on the day of notification.
- D.** If suspended, the running of days within the administrative completeness review time-frame ~~resumes upon Department receipt of the missing information identified on the comprehensive list of specific deficiencies except when the Department notifies the applicant within 10 days after receipt that not all of the missing information was supplied, in which case the running of days within the time-frame remains suspended from the time of the first notice under subsection (C) of this Section until the applicant supplies the Department all missing information identified on the comprehensive list of specific deficiencies, is supplied to the Department.~~
- E.** If the Department determines that an applicant has submitted all application components required by statute or rule within the administrative completeness review time-frame and necessary to allow the Department to grant the license, the Department shall notify the applicant that the application is administratively complete under A.R.S. § 41-1074.
- F.** If presumptive administrative completeness occurs:
1. Further notices of administrative deficiencies issued under subsection (C) of this Section will not suspend the running of days within the substantive review or overall time-frames and
  2. The Department does not waive the requirement for the applicant to submit all application components necessary to allow the Department to grant the license.
- G.** The running of days within the administrative completeness review time-frame also suspends and resumes under R18-1-518 (emergencies).
- H.** ~~If, within five days after Department receipt of a first component submittal under subsection (A) of this Section, the Department determines that the submittal is so defective that the applicant clearly failed to make a good faith effort to submit all application components required by statute or rule and necessary for the Department to make a licensing decision to grant the license, the Department may determine that the submittal is not subject to this Article and that the Department shall not process the submittal. Department notification of this determination under R18-1-507(E) will cause all time-frames to end. The Department shall allow the applicant to reclaim the submittal.~~

**R18-1-504. Substantive Review Time-frame Operation; Requests for Additional Information**

- A.** The substantive review time-frame for an application begins on one of the following days:
1. If the Department notifies the applicant that the application is administratively complete before the expiration of the administrative completeness review time-frame, one day after notification.
  2. If the Department does not notify the applicant that the application is administratively complete before the expiration of the administrative completeness review time-frame, one day after expiration.
- B.** The substantive review time-frame for an application ends on the earlier of the following days:
1. The day of Department notification that it has made a licensing decision under A.R.S. § 41-1076 and R18-1-507.
  2. The last day shown for the substantive review time-frame for the license category on the license tables.
- C.** If the Department notifies the applicant to respond to a comprehensive request for additional information, the running of days within the substantive review time-frame ~~suspends~~ is suspended beginning on the day of Department notification. The Department may issue only one comprehensive request that suspends the running of days within the substantive review time-frame under A.R.S. § 41-1075(A).

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- D. The running of days within the substantive review time-frame resumes upon Department receipt of the missing information identified in the comprehensive request except if the Department notifies the applicant within 15 days after receipt that not all of the missing information was supplied, in which case the running of days within the time frame remains suspended from the time of the notice under subsection (C) until the applicant supplies the all missing information to the Department.
- E. The running of days within the substantive review time-frame also suspends and resumes under R18-1-518 (emergencies).

**R18-1-505. Overall Time-frame Operation**

- A. The overall time-frame for an application begins on the same day as the administrative completeness review time-frame.
- B. The running of days within the overall time-frame suspends and resumes in concert with the administrative completeness and substantive review time-frames and time-frame extensions.
- C. The duration of the overall time-frame equals the sum of all the following days unless altered by R18-1-508 (licensing time-frames pre-application agreements), or R18-1-511 (changed licensing time-frames agreements), ~~or R18-1-513 (licensing time-frames opt-in agreements):~~
  - 1. The lesser of:
    - a. The number of days shown for the administrative completeness review time-frame on the license tables, or
    - b. The actual number of days for the administrative completeness review time-frame if the Department notifies the applicant under R18-1-503(E) that the application is administratively complete before the expiration of the administrative completeness review time-frame;
  - 2. The lesser of:
    - a. The number of days shown for the substantive review time-frame on the license tables,
    - b. The actual number of days for the substantive review time-frame if the Department notifies the applicant of a licensing decision under R18-1-504(B)(1), or
    - c. The actual number of days for the substantive review time-frame if the applicant causes the ~~time-frame clocks~~ time-frames to end under R18-1-507(D); and
  - 3. The number of days added by one or more licensing time-frames extension agreements under R18-1-510.

**R18-1-507. Ending of Time-frames; Licensing Decisions; Withdrawal; Notice of Licensing Time-frames Nonapplicability**

- A. Department notification of the ~~following licensing decisions grant or denial of a license is sufficient to end~~ ends the running of all licensing time-frames for an application:
  - 1. ~~Unconditional grant of the license, meaning that the Department did not add conditions not requested by, or agreed to by, the applicant.~~
  - 2. ~~Conditional grant of the license, meaning that the Department added conditions not requested by, or agreed to by, the applicant.~~
  - 3. ~~Denial of the license.~~
- ~~B.~~ Department notification of a conditional grant of a license under subsection (A) of this Section shall include both the following:
  - 1. ~~An explanation of the applicant's right to appeal the action under A.R.S. §§ 41-1076(2) and 41-1092.03(A).~~
  - 2. ~~An explanation of the applicant's right to request an informal settlement conference under A.R.S. §§ 41-1092.03(A) and 41-1092.06.~~
- ~~C.~~ B. The Department may deny a license under subsection (A) of this Section if the applicant submits incomplete or inaccurate information in response to a notice of administrative deficiencies under R18-1-503, a request for additional information or a comprehensive request for additional information under R18-1-504, a supplemental request for additional information under R18-1-509, or any other deficiency in the application that prevents the Department from exercising its authority to grant the license.
- C. The Department may deny a license if the applicant fails to respond in a reasonably timely manner to a notice of administrative deficiencies under R18-1-503, a request for additional information or a comprehensive request for additional information under R18-1-504, or a supplemental request for additional information under R18-1-509, and the deficiency in the application prevents the Department from exercising its authority to grant the license. In determining whether an applicant has failed to respond to a notice or request in a reasonably timely manner and the deficiency in the application prevents the Department from exercising its authority to grant the license, the Department shall consider the following factors:
  - 1. The nature of the information requested.
  - 2. The time that an applicant has been given in the notice or request to respond relative to the overall time-frame for that category of license.
  - 3. The extent to which the Department's ability to process applications for that license category or related license categories is adversely affected by overdue responses for information.
- D. Department notice of the denial of a license shall include all the following:
  - 1. A justification for the denial under A.R.S. § 41-1076(1).
  - 2. An explanation of the applicant's right to appeal the action under A.R.S. §§ 41-1076(2) and 41-1092.03(A).

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3. An explanation of the applicant’s right to request an informal settlement conference under A.R.S. §§ 41-1092.03(A) and 41-1092.06.

~~D.E.~~ The following actions by the applicant are sufficient to end all time-frames for an application:

1. Withdrawing the application under R18-1-517.
2. Entering into a changed licensing time-frames agreement under R18-1-511.

~~E.F.~~ If the Department determines during its review of an application that the application is not subject to this Article, the Department shall notify the applicant that the application is not subject to this Article. The Department notification shall contain the Department’s reason for making the determination. Department notification under this subsection causes all time-frames for the application to end.

**R18-1-513. Licensing Time-frames Opt-in Agreements Repealed**

~~A.~~ An applicant and the Department may enter into an agreement to make an application subject to this Article when that application is otherwise exempt. An opt in agreement creates a set of time frames that operates under the agreement.

~~B.~~ A licensing time-frames opt in agreement shall contain at least the following terms:

1. Unless otherwise specified in the agreement, all requirements of this Article apply to the application.
2. Identification of the license category within which the Department shall continue processing the application.
3. Identification of application components required in support of the application.
4. The number of time-frame days applicable to the application.
5. A fee adjustment, if appropriate.

~~C.~~ A licensing time-frames opt in agreement may allow an applicant to submit certain application components in one or more phases during the substantive review time-frame if the agreement contains terms equivalent to those under R18-1-508(C).

~~D.~~ The Department shall consider all the following factors when determining whether to enter into a licensing time-frames opt-in agreement:

1. The complexity of the licensing subject matter. The Department shall not enter into an agreement if the time set for the substantive review time-frame is less than 90 days.
2. The resources of the Department. The Department shall not enter into an agreement if the Department determines that either the negotiation of the agreement or the terms of the agreement are likely to require the Department to expend additional resources to the significant detriment of other applicants.
3. The impact on public health and safety or the environment. The Department shall not enter into an agreement if the Department determines that the terms of the agreement are likely to cause a significant increase or change in the nature of the potential detrimental effects of the facility or activity to be governed by the license on public health and safety or the environment.

**Table 3. Open Burning Licenses ~~Issued by the Phoenix Office~~**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACR TF Days	SR TF Days	Subject to Sanctions	Application Components
1. Dangerous material open burning permit, A.R.S. § 49-501, A.A.C. R18-2-602.	5	21	No	A.A.C. <del>R18-2-602(E)(1)</del> R18-2-602(D)(2), Department application form required.

**Table 3-N. Open Burning Licenses Issued by the Northern Regional Office Repealed**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

~~ACRTF means Administrative Completeness Review Time-frame.~~

~~SRTF means Substantive Review Time-frame.~~

~~Day means business day.~~

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<b>License Category</b>	<b>ACR TF Days</b>	<b>SR TF Days</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
1. Dangerous material open burning permit, A.R.S. § 49-501, A.A.C. R18-2-602.	5	21	No	A.A.C. R18-2-602(E)(1); Department application form required.

**Table 3-S. ~~Open Burning Licenses Issued by the Southern Regional Office~~ Repealed**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.  
 SRTF means Substantive Review Time-frame.  
 Day means business day.

<b>License Category</b>	<b>ACR TF Days</b>	<b>SR TF Days</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
1. Dangerous material open burning permit, A.R.S. § 49-501, A.A.C. R18-2-602.	5	21	No	A.A.C. R18-2-602(E)(1); Department application form required.

**Table 4. Vehicle Emission Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.  
 SRTF means Substantive Review Time-frame.  
 Day means business day.

<b>License Category</b>	<b>ACR TF Days</b>	<b>SR TF Days</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
1. Fleet station permit, A.R.S. § 49-546, A.A.C. R18-2-1019, R18-2-1026.	15	21	No	A.A.C. R18-2-1019, Department application form required.
2. <del>Analyzer facility</del> <u>Emissions analyzer/ opacity meter</u> registration, A.R.S. §§ 49-542(J)(4) and 49-546(A)(2), A.A.C. R18-2-1027.	10	10	No	A.A.C. R18-2-1027, Department application form and site inspection required.

**Table 5. Safe Drinking Water Construction Licenses ~~Issued by the Phoenix Office~~**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.  
 SRTF means Substantive Review Time-frame.  
 Day means business day.

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License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Drinking water approval-to-construct (ATC) <del>licenses</del> licenses:</b>				
1. Standard drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, <del>A.A.C. R18-4-505</del> <u>R18-5-505</u> .	<del>11</del> <u>16</u>	<del>32</del> <u>37</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R18-4-505</del> <u>R18-5-505</u> , Department application form and site inspection required.
2. Complex drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, <del>A.A.C. R18-4-505</del> <u>R18-5-505</u> .	<del>11</del> <u>16</u>	<del>62</del> <u>67</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R18-4-505</del> <u>R18-5-505</u> , Department application form and site inspection required.
3. Standard public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	<del>21</del> <u>26</u>	<del>21</del> <u>26</u>	<del>No</del> <u>Yes</u>	A.A.C. R18-5-203, Department application form and site inspection required.
4. Complex public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	<del>21</del> <u>26</u>	<del>62</del> <u>67</u>	<del>No</del> <u>Yes</u>	A.A.C. R18-5-203, Department application form and site inspection required.
<b>Group II: Drinking water approval-of-construction (AOC) licenses:</b>				
5. Standard drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, <del>A.A.C. R18-4-507</del> <u>R18-5-507</u> .	<del>11</del> <u>16</u>	<del>32</del> <u>37</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R18-4-507</del> <u>R18-5-507</u> , Department application form and site inspection required.
6. Complex drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, <del>A.A.C. R18-4-507</del> <u>R18-5-507</u> .	<del>11</del> <u>16</u>	<del>62</del> <u>67</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R18-4-507</del> <u>R18-5-507</u> , Department application form and site inspection required.
7. Standard public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	<del>21</del> <u>26</u>	<del>21</del> <u>26</u>	<del>No</del> <u>Yes</u>	A.A.C. R18-5-204, Department application form and site inspection required.
8. Complex public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	<del>21</del> <u>26</u>	<del>62</del> <u>67</u>	<del>No</del> <u>Yes</u>	A.A.C. R18-5-204, Department application form and site inspection required.
<b>Group III: Other licenses:</b>				
9. Standard drinking water new source approval, A.R.S. § 49-353, <del>R-18-4-505</del> <u>A.A.C. R18-5-505</u> .	<del>11</del> <u>16</u>	<del>32</del> <u>37</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R-18-4-505</del> <u>A.A.C. R18-5-505</u> , Department application form and site inspection required.
10. Complex drinking water new source approval, A.R.S. § 49-353, <del>R-18-4-505</del> <u>A.A.C. R18-5-505</u> .	<del>11</del> <u>16</u>	<del>62</del> <u>67</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R-18-4-505</del> <u>A.A.C. R18-5-505</u> , Department application form and site inspection required.
11. Drinking water time extension approval, A.R.S. § 49-353, <del>R-18-4-505</del> <u>A.A.C. R18-5-505</u> .	<del>11</del> <u>16</u>	<del>11</del> <u>16</u>	<del>No</del> <u>Yes</u>	A.A.C. <del>R-18-4-505</del> <u>A.A.C. R18-5-505</u> , Department application form required.

**Table 5-N. ~~Safe Drinking Water Construction Licenses Issued by the Northern Regional Office~~  
Repealed**

**~~Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements~~**

ACRTF means Administrative Completeness Review Time frame.



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SRTF means Substantive Review Time-frame.  
Day means business day.

<b>License Category</b>	<b>ACR TF Days</b>	<b>SR TF Days</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
<b>Group I: Drinking water approval to construct (ATC) licenses:</b>				
1. Standard drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	32	No	A.A.C. R18-4-505, Department application form and site inspection required.
2. Complex drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	62	No	A.A.C. R18-4-505, Department application form and site inspection required.
3. Standard public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-203, Department application form and site inspection required.
4. Complex public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-203, Department application form and site inspection required.
<b>Group II: Drinking water approval of construction (AOC) licenses:</b>				
5. Standard drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	32	No	A.A.C. R18-4-507, Department application form and site inspection required.
6. Complex drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	62	No	A.A.C. R18-4-507, Department application form and site inspection required.
7. Standard public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-204, Department application form and site inspection required.
8. Complex public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-204, Department application form and site inspection required.
<b>Group III: Other licenses:</b>				
9. Standard drinking water new source approval, A.R.S. § 49-353, R-18-4-505.	11	32	No	A.A.C. R18-4-505, Department application form and site inspection required.

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10. Complex drinking water new source approval, A.R.S. § 49-353, R-18-4-505.	11	62	No	A.A.C. R18-4-505, Department application form and site inspection required.
11. Drinking water time extension approval, A.R.S. § 49-353, A.A.C. R18-4-505.	11	11	No	A.A.C. R18-4-505, Department application form required.

**Table 5-S. ~~Safe Drinking Water Construction Licenses Issued by the Southern Regional Office~~ Repealed**

**Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements**

ACRFF means Administrative Completeness Review Time-frame.

SRFF means Substantive Review Time-frame.

Day means business day.

<b>License Category</b>	<b>ACR FF</b>	<b>SR FF</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
<b>Group I: <del>Drinking water approval to construct (ATC) licenses:</del></b>				
1. Standard drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	32	No	A.A.C. R18-4-505, Department application form and site inspection required.
2. Complex drinking water treatment facility, project, or well approval to construct, A.R.S. § 49-353, A.A.C. R18-4-505.	11	62	No	A.A.C. R18-4-505, Department application form and site inspection required.
3. Standard public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-203, Department application form and site inspection required.
4. Complex public and semi-public swimming pool design approval, A.R.S. § 49-104(B)(12).	21	62	No	A.A.C. R18-5-203, Department application form and site inspection required.
<b>Group II: <del>Drinking water approval of construction (AOC) licenses:</del></b>				
5. Standard drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	32	No	A.A.C. R18-4-507, Department application form and site inspection required.
6. Complex drinking water treatment facility, project, or well approval of construction, A.R.S. § 49-353, A.A.C. R18-4-507.	11	62	No	A.A.C. R18-4-507, Department application form and site inspection required.
7. Standard public and semi-public swimming pool approval of construction, A.R.S. § 49-104(B)(12).	21	21	No	A.A.C. R18-5-204, Department application form and site inspection required.

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~~8. Complex public and semi public swimming pool approval of construction, A.R.S. § 49-104(B)(12). 21 62 No A.A.C. R18-5-204, Department application form and site inspection required.~~

**Group III: Other licenses:**

~~9. Standard drinking water new source approval, A.R.S. § 49-353, R-18-4-505. 11 32 No A.A.C. R18-4-505, Department application form and site inspection required.~~

~~10. Complex drinking water new source approval, A.R.S. § 49-353, R-18-4-505. 11 62 No A.A.C. R18-4-505, Department application form and site inspection required.~~

~~11. Drinking water time extension approval, A.R.S. § 49-353, A.A.C. R18-4-505. 11 11 No A.A.C. R18-4-505, Department application form required.~~

**Table 7. Pesticide Contamination Prevention Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
1. New pesticide approval A.R.S. § <del>49-302(F)</del> <u>49-310</u> A.A.C. <del>R18-6-102(B)</del> <u>R18-6-102</u>	62	124	No	A.A.C. R18-6-102; <del>R18-6-106</del>
2. Active ingredient or pesticide criticality determination A.R.S. § <del>49-302(F)</del> <u>49-303</u> A.A.C. <del>R18-6-102(B)</del> <u>R18-6-103</u>	21	41	No	A.A.C. R18-6-102
3. Pesticide addition or deletion to groundwater protection list approval A.R.S. § <del>49-305(A)</del> <u>§ 49-305</u> A.A.C. <del>R18-6-105(D)</del> <u>R18-6-301</u>	21	41	No	A.A.C. <del>R18-6-105(D)</del> <u>R18-6-301</u>
4. Conditional pesticide registration <u>A.R.S. § 49-310</u> <u>A.A.C. R18-6-102(B)(2)</u>	<u>21</u>	<u>41</u>	<u>No</u>	<u>A.R.S. § 49-310</u>

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**Table 8. Safe Drinking Water Monitoring and Treatment Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Safe drinking water monitoring, sample, and sample site change and waiver licenses:</b>				
1. Monitoring frequency change approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-206(G)(1), R18-4-206(G)(2), R18-4-206(J), R18-4-206(K)(1), R18-4-206(K)(2), <del>R18-4-207(I)(1), R18-4-207(I)(2), R18-4-207(H)(1), R18-4-207(H)(2)</del> , R18-4-208(E), R18-4-208(F), R18-4-209(G), R18-4-212(E), R18-4-212(F), R18-4-212(G)(1), R18-4-212(G)(2), R18-4-212(I)(3), R18-4-213(A), R18-4-214(F), R18-4-214.01(H), R18-4-214.01(L), R18-4-214.02(G), <del>R18-4-214.02(K)</del> , R18-4-216(E), R18-4-216(G)(1), R18-4-216(G)(2), R18-4-216(H)(3), <del>R18-4-217(E)(1), R18-4-310(E), R18-4-310(E)(2), R18-4-217(D), R18-4-217(E), R18-4-217(F), R18-4-310(D), R18-4-310(D)(2), R18-4-313(J), R18-4-313(K), R18-4-313(M)(1), R18-4-313(M)(2), R18-4-313(M)(4), R18-4-403(E)(1), R18-4-403(E)(2), R18-4-313(M)(3), R18-4-403(A)(1), R18-4-403(A)(2).</del>	15	27	No	A.A.C. R18-4-206(G)(1), R18-4-206(G)(2), R18-4-206(J), R18-4-206(K)(1), R18-4-206(K)(2), <del>R18-4-207(I)(1), R18-4-207(I)(2), R18-4-207(H)(1), R18-4-207(H)(2)</del> , R18-4-208(E), R18-4-208(F), R18-4-209(G), R18-4-212(E), R18-4-212(F), R18-4-212(G)(1), R18-4-212(G)(2), R18-4-212(I)(3), R18-4-213(A), R18-4-214(F), R18-4-214.01(H), R18-4-214.01(L), R18-4-214.02(G), <del>R18-4-214.02(K)</del> , R18-4-216(E), R18-4-216(G)(1), R18-4-216(G)(2), R18-4-216(H)(3), <del>R18-4-217(E)(1), R18-4-310(E), R18-4-310(E)(2), R18-4-217(D), R18-4-217(E), R18-4-217(F), R18-4-310(D), R18-4-310(D)(2), R18-4-313(J), R18-4-313(K), R18-4-313(M)(1), R18-4-313(M)(2), R18-4-313(M)(4), R18-4-403(E)(1), R18-4-403(E)(2), R18-4-313(M)(3), R18-4-403(A)(1), R18-4-403(A)(2).</del> Department application form required.
2. Monitoring sample change approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-214(E), <del>R18-4-214.02(F)</del> , R18-4-310(E), R18-4-313(J), R18-4-313(M)(1), R18-4-313(M)(2), <del>R18-4-313(M)(3).</del>	15	27	No	A.A.C. R18-4-214(E), <del>R18-4-214.02(F)</del> , R18-4-310(E), R18-4-313(J), R18-4-313(M)(1), R18-4-313(M)(2), <del>R18-4-313(M)(3).</del> Department application form required.
3. Residual disinfectant concentration sampling interval approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-303(B)(2)(a).	15	15	No	A.A.C. R18-4-303, Department application form required.
4. Interim monitoring relief determination, A.R.S. § 49-359(B)(3).	21	41	No	A.R.S. § 49-359(B), Department application form required.
5. Man-made radioactivity environmental surveillance substitution approval, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-217(H)(3)(d)</del> , <u>R18-4-217(I)(3)(d)</u> .	21	62	No	A.A.C. <del>R18-4-217(H)(3)(d)</del> , <u>R18-4-217(I)(3)(d)</u> , Department application form required.

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6. Consecutive public water system monitoring requirements modification approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-113.	21	84	No	A.A.C. R18-4-113, Department application form and site inspection required.
7. Trihalomethane source basis for sampling purposes approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-214(C).	21	167	No	A.A.C. R18-4-214, Department application form and site inspection required.
8. Sodium multiple well sampling number reduction approval, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-402(B)</del> R18-4-401(B)	21	167	No	A.A.C. <del>R18-4-402</del> , R18-4-401 Department application form and site inspection required.
9. Turbidity monitoring frequency reduction approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-302(H).	21	167	No	A.A.C. R18-4-302, Department application form and site inspection required.
10. Monitoring waiver approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-206(L), <del>R18-4-207(L)</del> , R18-4-207(K), R18-4-212(K)(1), R18-4-212(K)(2), R18-4-212(K)(3), R18-4-212(K)(4), R18-4-216(M)(1), R18-4-216(M)(2), <del>R18-4-217(E)(2)</del> , R18-4-401(D), R18-4-404(E), R18-4-404(F) R18-4-217(F).	21	105	No	A.A.C. R18-4-206(L), <del>R18-4-207(L)</del> , R18-4-207(K), R18-4-212(K)(1), R18-4-212(K)(2), R18-4-212(K)(3), R18-4-212(K)(4), R18-4-216(M)(1), R18-4-216(M)(2), <del>R18-4-217(E)(2)</del> , R18-4-401(D), R18-4-404(E), R18-4-404(F), R18-4-217(F). Department application form required.
<b>Group II: Safe drinking water variance and exemption licenses:</b>				
11. Maximum contaminant level or treatment technique requirement variance with no public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-110.	21	105	No	A.A.C. R18-4-110, Department application form and site inspection required.
12. Maximum contaminant level or treatment technique requirement variance with a public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-110.	21	187	No	A.A.C. R18-4-110, Department application form and site inspection required.
13. Maximum contaminant level or treatment technique requirement exemption with no public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111.	21	105	No	A.A.C. R18-4-111, Department application form and site inspection required.
14. Maximum contaminant level or treatment technique requirement exemption with a public hearing, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111.	21	187	No	A.A.C. R18-4-111, Department application form and site inspection required.
15. Maximum contaminant level or treatment technique requirement compliance extension approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-111(C).	21	32	No	A.A.C. R18-4-111, Department application form and site inspection required.

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16. Maximum contaminant level or treatment technique requirement compliance additional extension approval, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-111(C)(4)</del> . <u>R18-4-111(C)</u> .	21	42	No	A.A.C. R18-4-111, Department application form and site inspection required.
17. Safe drinking water requirement exclusion approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-112(A).	21	42	No	A.A.C. R18-4-112(B), Department application form and site inspection required.
18. Backflow-prevention assembly third-party certifying entity designation approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-115(D)(2).	21	105	No	A.A.C. R18-4-115, Department application form and site inspection required.
<b>Group III: Safe drinking water treatment and monitoring plan licenses:</b>				
19. Maximum contaminant level compliance blending plan approval (for 10 or fewer points-of entry), A.R.S. § 49-353(A)(2), R18-4-221(A).	21	42	No	A.A.C. R18-4-221, Department application form and site inspection required.
20. Maximum contaminant level compliance blending plan approval (for more than 10 points-of-entry), A.R.S. § 49-353(A)(2), R18-4-221(A).	21	84	No	A.A.C. R18-4-221, Department application form and site inspection required.
21. Maximum contaminant level compliance blending plan change approval (for 10 or fewer points-of entry), A.R.S. § 49-353(A)(2), R18-4-221(B).	21	42	No	A.A.C. R18-4-221, Department application form and site inspection required.
22. Maximum contaminant level compliance blending plan change approval (for more than 10 points-of-entry), A.R.S. § 49-353(A)(2), R18-4-221(B).	21	84	No	A.A.C. R18-4-221, Department application form and site inspection required.
23. Maximum contaminant level compliance at subsequent downstream service connections monitoring plan approval, A.R.S. § 49-353(A)(2), R18-4-221(A)(2).	21	125	No	A.A.C. R18-4-221, Department application form and site inspection required.
24. Point-of-entry treatment device monitoring plan approval, A.R.S. § 49-353(A)(2), R18-4-222(B)(1).	15	15	No	A.A.C. R18-4-222, Department application form and site inspection required.
25. Point-of-entry treatment device design approval, A.R.S. § 49-353(A)(2), R18-4-222(B)(2).	21	167	No	A.A.C. R18-4-222, Department application form and site inspection required.
26. Lead and copper source water treatment determination modification, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-313(N)</del> . <u>R18-4-313(P)</u> , <u>R18-4-313(Q)</u> .	21	167	No	A.A.C. R18-4-313, Department application form and site inspection required.

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27. Lead and copper source water concentration determination modification, A.R.S. § 49-353(A)(2), A.A.C. R18-4-314(N).	21	167	No	A.A.C. R18-4-314, Department application form and site inspection required.
28. Lead service line extent under system control determination approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-315(D).	21	105	No	A.A.C. R18-4-315, Department application form and site inspection required.
29. Lead service line extent under system control rebuttable presumption determination approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-315(E).	21	105	No	A.A.C. R18-4-315, Department application form and site inspection required.
<b>Group IV: Lead and copper corrosion control licenses:</b>				
30. Lead and copper optimal corrosion control treatment approval, A.R.S. § 49-353(A)(2), A.A.C. R18-4-313(A).	42	502	No	A.A.C. R18-4-313, Department application form and site inspection required.
31. Large water system lead and copper corrosion control activities equivalency demonstration approval, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-306(B)(1)</del> R18-4-307(B).	42	502	No	A.A.C. <del>R18-4-306</del> , R18-4-307 Department application form and site inspection required.
32. Small and medium water system lead and copper corrosion control activities equivalency demonstration approval, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-307(B)(2)</del> R18-4-307(B).	21	502	No	A.A.C. R18-4-307, Department application form and site inspection required.
33. Lead and copper optimal corrosion treatment determination modification, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-313(N)</del> R18-4-313(P), R18-4-313(Q).	42	376	No	A.A.C. R18-4-313, Department application form and site inspection required.
34. Lead and copper water quality control parameters determination modification, A.R.S. § 49-353(A)(2), A.A.C. <del>R18-4-313(N)</del> R18-4-313(P), R18-4-313(Q).	42	376	No	A.A.C. R18-4-313, Department application form and site inspection required.

**Table 9. ~~Water and Wastewater Facility Operator Licenses Repealed~~  
Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements**

ACRTF means Administrative Completeness Review Time frame.  
 SRTF means Substantive Review Time frame.  
 Day means business day.

<b>License Category</b>	<b>AC</b>	<b>SR</b>	<b>Subject</b>	<b>Application Components</b>
	<b>R</b>	<b>TF</b>	<b>to</b>	
	<b>TF</b>	<b>Days</b>	<b>San-</b>	
	<b>Days</b>		<b>tions</b>	

**Group I: ~~Drinking water operator licenses:~~**

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1. Drinking water treatment or distribution facility operator new certification; A.R.S. § 49-352; A.A.C. R18-5-105.	105	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form, test space availability, and initial fee required.
2. Drinking water treatment or distribution facility operator renewal certification; A.R.S. § 49-352; A.A.C. R18-5-107, R18-5-108(D).	42	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form and initial fee required.
3. Drinking water treatment or distribution facility operator reciprocity certification; A.R.S. § 49-352; A.A.C. R18-5-110(A).	42	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form and initial fee required.
4. Drinking water treatment or distribution facility operator certification without examination; A.R.S. § 49-352; A.A.C. R18-5-111.	42	10	No	A.A.C. R18-5-101 through R18-5-115; Fee: R18-5-113; Department application form and initial fee required.

**Group H: Wastewater operator licenses:**

5. Wastewater treatment or collection facility operator new certification; A.R.S. § 49-361; A.A.C. R18-5-105.	105	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form, test space availability, and initial fee required.
6. Wastewater treatment or collection facility operator renewal certification; A.R.S. § 49-361; A.A.C. R18-5-107, R18-5-108(D).	42	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form and initial fee required.
7. Wastewater treatment or collection system operator reciprocity certification; A.R.S. § 49-361; A.A.C. R18-5-110(A).	42	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form and initial fee required.
8. Wastewater treatment or collection system operator certification without examination; A.R.S. § 49-361; A.A.C. R18-5-111.	42	10	No	A.A.C. R18-5-101 through R18-1-115; Fee: A.A.C. R18-1-113; Department application form and initial fee required.



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**Table 10. Water Permit Licensing Time-frames (Business Days)**

Permits	Authority	Administrative Completeness Review	Substantive Review			Overall Time-frame
			Pre-Construction	Post-Construction	Total	
<b>AQUIFER PROTECTION PERMITS</b>						
<b>Individual Permit</b> No public hearing Public hearing	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35 35	n/a n/a	n/a n/a	186 231 <sup>1</sup>	221 266
<b>Complex Individual Permit</b> No public hearing Public hearing	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35 35	n/a n/a	n/a n/a	249 294 <sup>1</sup>	284 329
<b>Individual Permit Significant Amendment</b> No public hearing Public hearing	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35 35	n/a n/a	n/a n/a	186 231 <sup>1</sup>	221 266
<b><u>Complex Individual Permit Significant Amendment</u></b> <u>No public hearing</u> <u>Public hearing</u>	<u>A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2</u>	<u>35 35</u>			<u>249 294<sup>1</sup></u>	<u>284 329</u>
<b>Individual Permit Other Amendment</b>	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35	n/a	n/a	100	135
<b>Temporary Individual Permit</b>	A.R.S. §§ 49-203, 49-242 18 A.A.C. 9, Article 2	35	n/a	n/a	145	180
<b>Type 3 General Permit</b>	A.R.S. § 49-245 A.A.C. R18-9-D301 through R18-9-D307	21	n/a	n/a	60	81
<b>4.01 General Permit</b> 300 services or less More than 300 services	A.R.S. § 49-245 A.A.C. R18-9-E301	<del>21</del> <u>21 42</u> <del>21</del> <u>21 42</u>	<del>32</del> <del>62</del>	<del>21</del> <del>32</del>	53 94	95 <sup>2</sup> 136 <sup>2</sup>
<b>Standard Single</b> 4.02, 4.03, 4.13, and 4.14, <del>4.15</del> , and <del>4.16</del> General Permits	A.R.S. § 49-245 A.A.C. R18-9-E302, <del>A.A.C. R18-9-E303,</del> <del>A.A.C. R18-9-E313,</del> <del>A.A.C. R18-9-E314</del>	<del>21</del> <u>21 42</u>	<del>21</del>	<del>10</del>	31	73 <sup>2</sup>
<b>4.23 General Permit</b>	A.R.S. § 49-245 A.A.C. R18-9-E323	<del>21</del> <u>21 42</u>	<del>62</del>	<del>32</del>	94	136 <sup>2</sup>
<b>Standard Combined</b> Two or three Type 4 General Permits	A.R.S. § 49-245 A.A.C. R18-9-E302 through R18-9-E323	<del>21</del> <u>21 42</u>	<del>32</del>	<del>21</del>	53	95 <sup>2</sup>
<b>Complex Combined</b> Four or more Type 4 General Permits	A.R.S. § 49-245 A.A.C. R18-9-E302 through R18-9-E323	<del>21</del> <u>21 42</u>	<del>62</del>	<del>32</del>	94	136 <sup>2</sup>
<b>SUBDIVISION APPROVALS</b>						
<b>Subdivision</b> Individual facilities	A.R.S. § 49-104(B)(11) A.A.C. R18-5-408	21	n/a	n/a	46	67

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<b>Subdivision</b> Community facilities	A.R.S. § 49-104(B)(11) A.A.C. R18-5-403	21	n/a	n/a	37	58
<b>RECLAIMED WATER PERMITS</b>						
<b>Individual Permit</b> No public hearing	A.R.S. § 49-203 A.A.C. R18-9-702	35	n/a	n/a	186	221
Public hearing	through R18-9-707	35	n/a	n/a	231 <sup>1</sup>	266
<b>Complex Individual Permit</b> No public hearing	A.R.S. § 49-203 A.A.C. R18-9-702	35	n/a	n/a	249	284
Public hearing	through A.A.C. R18-9-707	35	n/a	n/a	294 <sup>1</sup>	329
<b>Type 3 General Permit</b>	A.R.S. § 49-203 A.A.C. R18-9-717, <del>A.A.C. R18-9-718,</del> A.A.C. R18-9-719	21	n/a	n/a	60	81
<b>ARIZONA POLLUTANT DISCHARGE ELIMINATION SYSTEM (AZPDES) PERMITS</b>						
<b>Individual Permit Major Facility<sup>5</sup></b> No public hearing	A.R.S. § 49-255.01 18 A.A.C. 9, Article 9, Part B	35	n/a	n/a	249	284 <sup>3, 4</sup>
Public hearing		35	n/a	n/a	294 <sup>1</sup>	329 <sup>3, 4</sup>
<b>Individual Permit Minor Facility<sup>6</sup></b> No public hearing	A.R.S. § 49-255.01 18 A.A.C. 9, Article 9, Part B	35	n/a	n/a	186	221 <sup>3, 4</sup>
Public hearing		35	n/a	n/a	231 <sup>1</sup>	266 <sup>3, 4</sup>
<b>Individual Permit Stormwater / Construction Activities</b> No public hearing	A.R.S. § 49-255.01 18 A.A.C. 9, Article 9, Part B	35	n/a	n/a	126	161
Public hearing		35	n/a	n/a	171 <sup>1</sup>	206 <sup>3, 4</sup>
<b>Individual Permit Major Modification</b> No public hearing	A.R.S. § 49-255.01 18 A.A.C. 9, Article 9, Part B	35	n/a	n/a	186	221 <sup>3, 4</sup>
Public hearing		35	n/a	n/a	231 <sup>1</sup>	266 <sup>3, 4</sup>
<b>LAND APPLICATION OF BIOSOLIDS REGISTRATIONS</b>						
<b>Biosolid Applicator Registration Request Acknowledgment</b>	A.R.S. § 49-255.03 A.A.C. R18-9-1004	15	n/a	n/a	0	15

<sup>1</sup> A request for a public hearing allows the Department 60 days to publish the notice of public hearing and for the official comment period. Forty-five business days are added to the substantive review time-frame.

<sup>2</sup> Each request for an alternative design, installation, or operational feature under R18-9-A312(G) to a Type 4 General Permit adds eight business days to the substantive review time-frame.

<sup>3</sup> EPA reserves the right, under 40 CFR 123.44, to take 90 days to supply specific grounds for objection to a draft or proposed permit when a general objection is filed within the review period. The first 30 days run concurrently with the Department's official comment period. Forty-five business days will be added to the substantive review time-frame to allow for the EPA review.

<sup>4</sup> If a request for a variance is submitted to the Department, 40 CFR 124.62 requires that specific variances are subject to review by EPA. Under 40 CFR 123.44, EPA reserves the right to take 90-days to approve or deny the variance. Sixty-four business days will be added to the substantive review time-frame to allow for the EPA review.

<sup>5</sup> "Major facility" means any NPDES "facility or activity" classified as such by the EPA in conjunction with the Director.

<sup>6</sup> "Minor facility" means any facility that is not classified as a major facility.

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**Table 11. Surface Water Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.  
 SRTF means Substantive Review Time-frame.  
 Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Clean Water Act (CWA) § 401 certification licenses:</b>				
<del>1. CWA § 401 state certification of a proposed CWA § 402 NPDES permit, A.R.S. § 49-202.</del>	<del>21</del>	<del>42</del>	<del>No</del>	<del>A.R.S. § 49-202, Public notice of underlying proposed permit required.</del>
<del>2. CWA § 401 state certification of a proposed CWA § 404 permit, A.R.S. § 49-202.</del>	<del>21</del>	<del>42</del>	<del>No</del>	<del>A.R.S. § 49-202, 33 U.S.C. § 1341(a), Public notice of underlying proposed permit and Department application form required.</del>
<del>3. CWA § 401 state certification of a proposed nonpoint source activity for a federal permit, A.R.S. § 49-202.</del>	<del>5</del>	<del>32</del>	<del>No</del>	<del>A.R.S. § 49-202, Department application form required.</del>

**Table 13. Special Waste Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.  
 SRTF means Substantive Review Time-frame.  
 Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Special waste licenses:</b>				
1. Waste from shredding motor vehicles alternative sampling plan approval, A.R.S. §§ 49-762 and 49-857, <del>A.A.C. R18-8-307(A)-R18-13-1307(A).</del>	5	5	No	<del>A.A.C. R18-8-307(A), R18-13-1307(A).</del> Initial fee required.
2. <del>Special waste</del> Petroleum contaminated soil temporary treatment facility approval, A.R.S. §§ 49-762 and 49-857, <del>A.A.C. R18-8-1610-R18-13-1610(B).</del>	32	62	No	<del>A.A.C. R18-8-1607, R18-13-1610(B).</del>
<b>Group II: Special waste facility plan licenses:</b>				
3. Existing special waste facility plan approval, A.R.S. § 49-762.03(A)(2).	32	124	Yes	<del>A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614</del> Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
4. New special waste facility plan approval with no public hearing, A.R.S. §§ 49-762.03(A)(1)-, 49-857, and 49-857.01.	32	62	Yes	<del>A.A.C. R18-8-307 and R18-8-1601 through R18-8-1614, R18-13-1601 through R18-13-1614</del> Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.

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5. New special waste facility plan approval with a public hearing, A.R.S. §§ 49-762.03(A)(1)-, 49-857, and 49-857.01.	32	124	Yes	A.A.C. <del>R18-8-307 and R18-8-1601 through R18-8-1614</del> , <u>R18-13-1601 through R18-13-1614</u> , Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
6. <del>New special waste facility operation temporary authorization, A.R.S. § 49-762.03(C).</del>	24	44	No	A.R.S. § 49-762.03(C), Site inspection required.
<b>Group III: Special waste facility amendment licenses:</b>				
7. <del>6. Special waste facility plan type III substantial change, A.R.S. §§ 49-762.06(B)-, 49-857, and 49-857.01.</del>	21	41	Yes	A.A.C. <del>R18-8-307 and R18-8-1601 through R18-8-1614</del> , <u>R18-13-1601 through R18-13-1614</u> , Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
8. <del>7. Special waste facility plan type IV substantial change with no public hearing, A.R.S. § 49-762.06(B).</del>	21	41	Yes	A.A.C. <del>R18-8-307 and R18-8-1601 through R18-8-1614</del> , <u>R18-13-1601 through R18-13-1614</u> , Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
9. <del>8. Special waste facility plan type IV substantial change with a public hearing, A.R.S. §§ 49-762.06(B)-, 49-857, and 49-857.01.</del>	21	62	Yes	A.A.C. <del>R18-8-307 and R18-8-1601 through R18-8-1614</del> , <u>R18-13-1601 through R18-13-1614</u> , Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
<b>Group IV: <del>Special waste discharging facility individual discharging aquifer protection (AP) licenses:</del></b>				
10. <del>Standard special waste discharging facility AP new permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.</del>	35	186	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
11. <del>Standard special waste discharging facility AP new permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.</del>	35	232	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
12. <del>Complex special waste discharging facility AP new permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.</del>	35	249	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
13. <del>Complex special waste discharging facility AP new permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.</del>	35	295	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
14. <del>Standard special waste discharging facility AP major modification permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.</del>	35	186	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.
15. <del>Standard special waste discharging facility AP major modification permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through R18-9-130.</del>	35	232	Yes	A.A.C. R18-9-107 through R18-9-109, Fee: R18-14-101 through R18-14-108, Department application form, site inspection, and initial fee required.

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16. Complex special waste discharging facility AP major modification permit with no public hearing; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	249	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
17. Complex special waste discharging facility AP major modification permit with a public hearing; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	295	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
18. Standard special waste discharging facility AP other modification permit; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	186	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
19. Complex special waste discharging facility AP other modification permit; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	35	249	Yes	A.A.C. R18-9-107 through R18-9-109; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
20. Special waste discharging facility AP permit transfer approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	32	Yes	A.A.C. R18-9-121(E); Fee: R18-14-101 through R18-14-108; Department application form and initial fee required.
21. Special waste discharging facility AP closure plan approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	41	Yes	A.A.C. R18-9-116; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
22. Standard special waste discharging facility AP post closure plan approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	41	Yes	A.A.C. R18-9-116; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
23. Complex special waste discharging facility AP post closure plan approval; A.R.S. §§ 49-241 through 49-251; A.A.C. R18-9-101 through R18-9-130.	21	125	Yes	A.A.C. R18-9-116; Fee: R18-14-101 through R18-14-108; Department application form, site inspection, and initial fee required.
24. Special waste VEMUR approval; A.R.S. § 49-152(B); A.A.C. R18-7-207.	15	47	No	A.A.C. R18-7-207; Department application form and initial fee required.
25. Special waste VEMUR cancellation approval; A.R.S. § 49-152(C); A.A.C. R18-7-207.	15	27	No	A.A.C. R18-7-207; Department application form and initial fee required.

**Table 14. Landfill Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: <del>Solid</del> <u>Municipal solid</u> waste landfill facility plan licenses:</b>				

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1. Existing solid waste facility plan approval (landfill), A.R.S. §§ 49-761(B) and <del>49-762.07(E)</del> , <del>49-762.03</del> , and <del>49-762.04</del> .	32	124	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 257, 40 <del>C.F.R.</del> <u>CFR</u> § 258, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
2. New solid waste facility plan approval with no public hearing (landfill), A.R.S. §§ 49-761(B) and <del>49-762.07(E)</del> , <del>49-762.03</del> , and <del>49-762.04</del> .	32	62	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 257, 40 <del>C.F.R.</del> <u>CFR</u> § 258, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
3. New solid waste facility plan approval with a public hearing ( <u>municipal solid waste landfill</u> ), A.R.S. §§ 49-761(B) and <del>49-762.07(E)</del> , <del>49-762.03</del> , and <del>49-762.04</del> .	32	124	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 257, 40 <del>C.F.R.</del> <u>CFR</u> § 258, Fee: R18-13-701 through R18-13-703, Department application form, site inspection, and initial fee required.
4. New <u>municipal solid waste landfill</u> operation temporary authorization, A.R.S. § 49-762.03(C).	21	41	No	A.R.S. § 49-762.03(C).
5. Solid waste facility plan type III substantial change ( <u>municipal solid waste landfill</u> ) with no public hearing, A.R.S. § 49-762.06(B).	21	41	Yes	40 <del>C.F.R.</del> § 257, 40 <del>C.F.R.</del> <u>CFR</u> § 258, Fee: R18-13-701 through R18-13-703, Department application, site inspection, form required.
6. Solid waste facility plan type III substantial change ( <u>municipal solid waste landfill</u> ) with a public hearing, <u>A.R.S. § 49-762.06(B)</u> .	<u>21</u>	<u>62</u>	<u>Yes</u>	<u>40 CFR § 258,</u> <u>Fee: R18-13-701 through R18-13-703,</u> <u>Department application, site inspection,</u> <u>form required.</u>
<del>6-7.</del> Solid waste facility plan type IV substantial change ( <u>municipal solid waste landfill</u> ) with no public hearing, A.R.S. § 49-762.06(B).	21	41	Yes	40 <del>C.F.R.</del> § 257, 40 <del>C.F.R.</del> <u>CFR</u> § 258, Fee: R18-13-701 through R18-13-703, Department application, site inspection, form required.
<del>7-8.</del> Solid waste facility plan type IV substantial change ( <u>municipal solid waste landfill</u> ) with a public hearing, A.R.S. § 49-762.06(B).	21	62	Yes	40 <del>C.F.R.</del> § 257, 40 <del>C.F.R.</del> <u>CFR</u> § 258, Fee: R18-13-701 through R18-13-703, Department application, site inspection, form required.
<b>Group III: <del>Landfill</del> <u>Non-municipal solid waste landfill</u> facility individual discharging aquifer protection (AP) licenses:</b>				
<del>8-9.</del> Standard <u>non-municipal solid waste landfill</u> discharging facility AP new permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u> .	35	186	Yes	A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del> <u>R18-9-A213</u> , Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u> , Department application form, site inspection, and initial fee required.
<del>9-10.</del> Standard <u>non-municipal solid waste landfill</u> discharging facility AP new permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u> .	35	232	Yes	A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del> <u>R18-9-A213</u> , Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u> , Department application form, site inspection, and initial fee required.
<del>10-11.</del> Complex <u>non-municipal solid waste landfill</u> discharging facility AP new permit with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u> .	35	249	Yes	A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del> <u>R18-9-A213</u> , Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u> , Department application form, site inspection, and initial fee required.

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<p><del>4-12.</del> Complex <u>non-municipal solid waste</u> landfill discharging facility AP new permit with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	295	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del>, <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-13.</del> Standard <u>non-municipal solid waste</u> landfill discharging facility AP <del>major modification</del> permit <u>significant amendment</u> with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	186	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del>, <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-14.</del> Standard <u>non-municipal solid waste</u> landfill discharging facility AP <del>major modification</del> permit <u>significant amendment</u> with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	232	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del>, <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-15.</del> Complex <u>non-municipal solid waste</u> landfill discharging facility AP <del>major modification</del> permit <u>significant amendment</u> with no public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	249	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del> <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-16.</del> Complex <u>non-municipal solid waste</u> landfill discharging facility AP <del>major modification</del> permit <u>significant amendment</u> with a public hearing, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	295	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del> <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-17.</del> Standard <u>non-municipal solid waste</u> landfill discharging facility AP <del>other modification</del> permit <u>other amendment</u>, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	186	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del> <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-18.</del> Complex <u>non-municipal solid waste</u> landfill discharging facility AP <del>other modification</del> permit <u>other amendment</u>, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	35	249	Yes	<p>A.A.C. <del>R18-9-107</del> <u>R18-9-A201</u> through <del>R18-9-109</del>, <u>R18-9-A213</u>,                  Fee: R18-14-101 through <del>R18-14-108</del>, <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>
<p><del>4-19.</del> <del>Landfill</del> <u>Non-municipal solid waste</u> landfill discharging facility AP permit transfer approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u>.</p>	21	32	Yes	<p>A.A.C. R18-9-121(E),                  Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u>,                  Department application form, site inspection, and initial fee required.</p>

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<del>19-20.</del> <u>Landfill Non-municipal solid waste landfill</u> discharging facility AP closure plan approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u> .	21	41	Yes	A.A.C. R18-9-116, Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u> , Department application form, site inspection, and initial fee required.
<del>20-21.</del> Standard <u>non-municipal solid waste landfill</u> discharging facility AP post-closure plan approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u> .	21	41		A.A.C. R18-9-116, Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u> , Department application form required.
<del>21-22.</del> Complex <u>non-municipal solid waste landfill</u> discharging facility AP post-closure plan approval, A.R.S §§ 49-241 through 49-251, A.A.C. R18-9-101 through <del>R18-9-130</del> <u>R18-9-A213</u> .	21	125	Yes	A.A.C. R18-9-116, Fee: R18-14-101 through <del>R18-14-108</del> <u>R18-14-107</u> , Department application form required.

**Table 15. Reserved Biohazardous Medical Waste Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-Frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

<u>License Category</u>	<u>ACR TF Days</u>	<u>SR TF Days</u>	<u>Subject to Sanctions</u>	<u>Application Components</u>
<u>1. Biohazardous medical waste plan approval of storage, treatment, or disposal facility with no public hearing. A.R.S. § 49-762.04, A.A.C. R18-13-1410(A)</u>	<u>32</u>	<u>62</u>	<u>Yes</u>	<u>A.A.C. R18-13-1410, R18-13-1411, and R18-13-1412, Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>2. Biohazardous medical waste plan approval of storage, treatment, or disposal facility with a public hearing. A.R.S. § 49-762.04, A.A.C. R18-13-1410(A)</u>	<u>32</u>	<u>124</u>	<u>Yes</u>	<u>A.A.C. R18-13-1410, R18-13-1411, and R18-13-1412, Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>3. Biohazardous medical waste transporter registration. A.R.S. § 49-761, A.A.C. R18-13-1409</u>	<u>32</u>	<u>0</u>	<u>No</u>	<u>A.A.C. R18-13-1409, Department application form required.</u>
<u>4. Biohazardous medical waste facility plan amendment type III substantial change. A.R.S. § 49-762.06, A.A.C. R18-13-1413</u>	<u>21</u>	<u>41</u>	<u>Yes</u>	<u>A.A.C. R18-13-1413, Fee: R18-13-701 through R18-13-703. Initial fee required.</u>
<u>5. Biohazardous medical waste facility plan amendment type IV substantial change with no public hearing. A.R.S. § 49-762.06, A.A.C. R18-13-1413</u>	<u>21</u>	<u>41</u>	<u>Yes</u>	<u>A.A.C. R18-13-1413, Fee: R18-13-701 through R18-13-703. Initial fee required.</u>



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<p><u>6. Biohazardous medical waste facility plan amendment type IV substantial change with a public hearing. A.R.S. § 49-762.06, A.A.C. R18-13-1413</u></p>	21	62	Yes	<p><u>A.A.C. R18-13-1413,</u> <u>Fee: R18-13-701 through R18-13-703.</u> <u>Initial fee required.</u></p>
<p><u>7. Biohazardous medical waste plan alternative treatment registration and approval. A.R.S. § 49-761, A.A.C. R18-13-1414</u></p>	32	62	No	<p><u>A.A.C. R18-13-1414,</u> <u>Department application form required.</u></p>

**Table 16. Waste Tire, Lead Acid Battery, and Used Oil Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Waste tire licenses:</b>				
1. Waste tire collection site registration, A.R.S. § 44-1303.	11	21	No	<del>A.A.C. R18-8-302(A),</del> <u>A.R.S. § 44-1303,</u> Department application form required.
2. Mining off-road waste tire collection facility license, A.R.S. § 44-1304, A.A.C. <del>R18-8-511, R18-8-706,</del> <u>R18-13-1206.</u>	32	62	No	A.R.S. § 44-1304.
<b>Group II: Lead acid battery licenses:</b>				
3. Lead battery collection or recycling facility authorization, A.R.S. § 44-1322(C).	32	62	No	A.R.S. § <del>49-857.01(A),</del> <u>44-1322(C),</u> Department application form required.
<b>Group III: Used oil licenses:</b>				
4. Used oil collection center registration number, A.R.S. § 49-802(C)(1).	11	21	No	A.R.S. § 49-802(C)(1).

**Table 17. Hazardous Waste Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Resource Conservation and Recovery Act (RCRA) new and renewal licenses:</b>				
1. Hazardous waste container or tank permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	251	Yes	<del>40 C.F.R. CFR</del> <u>CFR §§ 270.10-270.16,</u> and <u>270.27,</u> EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.

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2. Hazardous waste container or tank permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	293	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.16, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
3. Hazardous waste surface impoundment permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, 270.17, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
4. Hazardous waste surface impoundment permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, 270.17, and 270.27, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
5. Hazardous waste pile permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.18, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
6. Hazardous waste pile permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.18, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
7. Hazardous waste incinerator or burning boiler and industrial furnace (BIF) permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	502	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, 270.19, 270.22, 270.62, and 270.66, Fee: A.A.C. R18-8-270(G), EPA 8700-23, Department application form, site inspection, and initial fee required.
8. Hazardous waste incinerator or burning boiler and industrial furnace (BIF) permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	544	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, 270.19, 270.22, 270.62, and 270.66, EPA 8700-23,  Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
9. Hazardous waste land treatment permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.20, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
10. Hazardous waste land treatment permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.20, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
11. Hazardous waste landfill facility permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	502	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.21, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.

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12. Hazardous waste landfill facility permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	544	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.21, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
13. Hazardous waste miscellaneous unit permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.23, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
14. Hazardous waste miscellaneous unit permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, and 270.23, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
15. Hazardous waste drip pad permit with no public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, 270.26, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
16. Hazardous waste drip pad permit with a public hearing, A.R.S. § 49-922, A.A.C. R18-8-270.	84	418	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 270.10-270.14, 270.26, EPA 8700-23, Department application form, site inspection, and initial fee required.
17. Hazardous waste emergency permit, A.R.S. § 49-922, A.A.C. R18-8-270.	10	84	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.61, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form and site inspection required.
18. Hazardous waste land treatment demonstration using field test or laboratory analysis permit, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.63, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
19. Hazardous waste research, development, and demonstration permit, A.R.S. § 49-922, A.A.C. R18-8-270(Q).	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.65, EPA 8700-23, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
20. Hazardous waste temporary authorization request approval, A.R.S. § 49-922, A.A.C. R18-8-270.	84	84	No	40 <del>C.F.R.</del> <u>CFR</u> § 270.42(e), EPA 8700-23, Department application form and site inspection required.
<b>Group II: Resource Conservation and Recovery Act (RCRA) modification licenses:</b>				
21. Hazardous waste permit transfer approval, A.R.S. § 49-922, A.A.C. R18-8-270.	84	125	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.40, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
22. Hazardous waste Class 1 permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	125	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.42(a), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
23. Hazardous waste Class 2 permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.42(b), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.

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24. Hazardous waste Class 3 incinerator, BIF, or landfill permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	502	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.42(c), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
25. Hazardous waste Class 3 other permit modification, A.R.S. § 49-922, A.A.C. R18-8-270.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.42(c), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
26. Hazardous waste permit modification classification request, A.R.S. § 49-922, A.A.C. R18-8-270.	84	125	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.42(d), Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
<b>Group III: Hazardous waste closure plan licenses:</b>				
27. Hazardous waste interim status facility partial closure plan approval, A.R.S. § 49-922.	84	95	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 264 Subpart G and 265 Subpart G, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
28. Hazardous waste interim status facility final closure plan approval, A.R.S. § 49-922.	84	95	Yes	40 <del>C.F.R.</del> <u>CFR</u> §§ 264 Subpart G and 265 Subpart G, Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
29. Hazardous waste post-closure permit with no public hearing, A.R.S. § 49-922.	84	376	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.1(c), <u>40 CFR § 270.28</u> Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
30. Hazardous waste post-closure permit with a public hearing, A.R.S. § 49-922.	84	418	Yes	40 <del>C.F.R.</del> <u>CFR</u> § 270.1(c), <u>40 CFR § 270.28</u> Fee: A.A.C. R18-8-270(G), Department application form, site inspection, and initial fee required.
<u>31. Hazardous waste remedial action plan approval, A.R.S. § 49-922.</u>	<u>84</u>	<u>251</u>	<u>Yes</u>	<u>40 CFR § 270.68, 40 CFR § 270, Subpart H.</u> <u>Fee: A.A.C. R18-8-270(G),</u> <u>Department application form, site inspection, and initial fee required.</u>
<b>Group IV: Hazardous waste voluntary environmental mitigation use restriction (VEMUR) licenses:</b>				
31. Hazardous waste VEMUR approval, A.R.S. § 49-152(B), A.A.C. R18-7-207.	15	47	No	A.A.C. R18-7-207.
32. Hazardous waste VEMUR cancellation approval, A.R.S. § 49-152(C), A.A.C. R18-7-207.	15	27	No	A.A.C. R18-7-207.

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**Table 18. Underground Storage Tank Licenses  
Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b>Group I: Underground Storage Tank (UST) technical requirement license.</b>				
1. UST temporary closure extension request approval, A.R.S. § 49-1008, A.A.C. R18-12-270.	42	84	No	A.A.C. R18-12-270(F)-(G), Department application form required.
<b>Group II: Underground Storage Tank (UST) service provider licenses.</b>				
2. UST installation and retrofit service provider certification, A.R.S. § 49-1082, A.A.C. R18-12-803(1).	11	11	No	A.A.C. R18-12-806, Department application form required.
3. UST tightness testing service provider certification, A.R.S. § 49-1082, A.A.C. R18-12-803(2).	11	11	No	A.A.C. R18-12-806, Department application form required.
4. UST cathodic protection testing service provider certification, A.R.S. § 49-1082, A.A.C. R18-12-803(3).	11	11	No	A.A.C. R18-12-806, Department application form required.
5. UST decommissioning service provider certification, A.R.S. § 49-1082, A.A.C. R18-12-803(4).	11	11	No	A.A.C. R18-12-806, Department application form required.
6. UST interior lining service provider certification, A.R.S. § 49-1082, A.A.C. R18-12-803(5).	11	11	No	A.A.C. R18-12-806, Department application form required.
<b>Group III: Leaking Underground Storage Tank (LUST) licenses.</b>				
7. LUST VEMUR approval, A.R.S. § 49-152(B), A.A.C. R18-7-207.	15	47	No	A.A.C. R18-7-207.
8. LUST VEMUR cancellation approval, A.R.S. § 49-152(C), A.A.C. R18-7-207.	15	27	No	A.A.C. R18-7-207.
<b>Group IV: State assurance fund (SAF) licenses.</b>				
9. SAF firm pre-qualification approval, A.R.S. § 49-1052(D), A.A.C. R18-12-602.	11	42	No	A.A.C. R18-12-602, Department application form required.

**Notices of Final Rulemaking**

**Table 19. ~~WQARF Remediation Licenses Issued by the Phoenix Office~~ Repealed**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

<b>License Category</b>	<b>ACRTF Days</b>	<b>SRTF Days</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
1. <del>WQARF preliminary investigation work plan approval;</del> <del>A.R.S. §§ 49-282.06 and 49-287.01.</del>	<del>21</del>	<del>63</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06, and 49-287.01; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
2. <del>WQARF remedial investigation work plan approval;</del> <del>A.R.S. §§ 49-282.06 and 49-287.03.</del>	<del>21</del>	<del>63</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
3. <del>WQARF feasibility study work plan approval;</del> <del>A.R.S. §§ 49-282.06 and 49-287.03.</del>	<del>21</del>	<del>63</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
4. <del>WQARF standard remedial action plan (RAP) approval;</del> <del>A.R.S. §§ 49-282.06 and 49-287.04.</del>	<del>21</del>	<del>105</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
5. <del>WQARF complex remedial action plan (RAP) approval;</del> <del>A.R.S. §§ 49-282.06 and 49-287.04.</del>	<del>21</del>	<del>146</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
6. <del>WQARF determination of no further action (DNFA) approval;</del> <del>A.R.S. § 49-287.01(F).</del>	<del>42</del>	<del>84</del>	<del>No</del>	<del>A.R.S. §§ 49-287.01(F) and 49-287.01(G); Site inspection required.</del>
7. <del>WQARF site rescoring approval;</del> <del>A.R.S. § 49-287.01(F).</del>	<del>21</del>	<del>42</del>	<del>No</del>	<del>A.R.S. § 49-287.01(F); Site inspection required.</del>
8. <del>WQARF qualified business settlement approval;</del> <del>A.R.S. § 49-292.01(A).</del>	<del>21</del>	<del>42</del>	<del>No</del>	<del>A.R.S. § 49-292.01(B); Department application form required.</del>
9. <del>WQARF financial hardship settlement approval;</del> <del>A.R.S. § 49-292.02(A).</del>	<del>21</del>	<del>42</del>	<del>No</del>	<del>A.R.S. § 49-292.02(B).</del>
10. <del>WQARF VEMUR approval;</del> <del>A.R.S. § 49-152(B);</del> <del>A.A.C. R18-7-207.</del>	<del>15</del>	<del>47</del>	<del>No</del>	<del>A.A.C. R18-2-207; Department application form required.</del>
11. <del>WQARF VEMUR cancellation approval;</del> <del>A.R.S. § 49-152(C);</del> <del>A.A.C. R18-7-207.</del>	<del>15</del>	<del>27</del>	<del>No</del>	<del>A.A.C. R18-2-207; Department application form required.</del>

**Notices of Final Rulemaking**

**Table 19-S. ~~WQARF Remediation Licenses Issued by the Southern Regional Office~~ Repealed  
~~Subject to A.R.S. § 41-1073(A) Licensing Time frame Requirements~~**

ACRTF means Administrative Completeness Review Time frame.  
 SRTF means Substantive Review Time frame.  
 Day means business day.

<b>License Category</b>	<b>ACRTF Days</b>	<b>SRTF Days</b>	<b>Subject to Sanctions</b>	<b>Application Components</b>
<del>1. WQARF preliminary investigation work plan approval; A.R.S. §§ 49-282.06 and 49-287.01.</del>	<del>21</del>	<del>63</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06, and 49-287.01; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
<del>2. WQARF remedial investigation work plan approval; A.R.S. §§ 49-282.06 and 49-287.03.</del>	<del>21</del>	<del>63</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
<del>3. WQARF feasibility study work plan approval; A.R.S. §§ 49-282.06 and 49-287.03.</del>	<del>21</del>	<del>63</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.03; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
<del>4. WQARF standard remedial action plan (RAP) approval; A.R.S. §§ 49-282.06 and 49-287.04.</del>	<del>21</del>	<del>105</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
<del>5. WQARF complex remedial action plan (RAP) approval; A.R.S. §§ 49-282.06 and 49-287.04.</del>	<del>21</del>	<del>146</del>	<del>No</del>	<del>A.R.S. §§ 49-151, 49-152, 49-282.06 and 49-287.04; A.A.C. R18-7-201 through R18-7-209; Site inspection required.</del>
<del>6. WQARF determination of no further action (DNFA) approval; A.R.S. § 49-287.01(F).</del>	<del>42</del>	<del>84</del>	<del>No</del>	<del>A.R.S. §§ 49-287.01(F) and 49-287.01(G); Site inspection required.</del>
<del>7. Reserved.</del>				
<del>8. Reserved.</del>				
<del>9. Reserved.</del>				
<del>10. WQARF VEMUR approval; A.R.S. § 49-152(B); A.A.C. R18-7-207.</del>	<del>15</del>	<del>47</del>	<del>No</del>	<del>A.A.C. R18-2-207; Department application form required.</del>
<del>11. WQARF VEMUR cancellation approval; A.R.S. § 49-152(C); A.A.C. R18-7-207.</del>	<del>15</del>	<del>27</del>	<del>No</del>	<del>A.A.C. R18-2-207; Department application form required.</del>

**Notices of Final Rulemaking**

**Table 20. Voluntary Program Remediation Licenses**

**Subject to A.R.S. § 41-1073(A) Licensing Time-frame Requirements**

ACRTF means Administrative Completeness Review Time-frame.

SRTF means Substantive Review Time-frame.

Day means business day.

License Category	ACRTF Days	SRTF Days	Subject to Sanctions	Application Components
<b><del>Group I: Voluntary program acceptance license:</del></b>				
<del>1. Voluntary program eligibility determination, A.R.S. §§ 49-104(A)(17) and 49-282.05.</del>	<del>21</del>	<del>21</del>	<del>No</del>	<del>A.R.S. §§ 49-104(A)(17) and 49-282.05.</del>
<b><del>Group II: Voluntary program greenfields remediation license:</del></b>				
<del>2.1. Voluntary program greenfields notice-to-proceed (NTP) approval, A.R.S. § 49-154(C).</del>	<del>5</del>	<del>5</del>	<del>No</del>	<del>A.R.S. § 49-154(C), Department application form required.</del>
<b><del>Group III: Voluntary program brownfields remediation license:</del></b>				
<del>3.2. Voluntary program brownfields certification, Governor letter to EPA of August 29, 1997, concerning the “designation of the Arizona Department of Environmental Quality as A State Environmental Agency pursuant to Section 198(c)(1)(C)” of the federal Taxpayer Relief Act of 1997.</del>	<del>21</del>	<del>21</del>	<del>No</del>	<del>Section <del>198(e)(1)(C)</del> <u>198(c)</u> of the Taxpayer Relief Act of 1997; <u>26 U.S.C. 198(c)</u>. Department application form required.</del>