

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF ADMINISTRATION RISK MANAGEMENT SECTION

[R07-330]

- 1. Title and its heading:** 2, Administration
Chapter and its heading: 10, Department of Administration – Risk Management Section
Article and its heading: 4, Provider Indemnity Program (PIP)
Section numbers: R2-10-401 and R2-10-402 (As part of this rulemaking, the Department may add, delete, or modify additional Sections as necessary.)
- 2. The subject matter of the proposed rule:**
The purpose of this rulemaking is to address the issues identified in the previous five-year-review report approved by the Governor's Regulatory Review Council. The subject matter of the rulemaking establishes the coverage and limitations provided under the state's self-insurance for individual providers while caring for a state client and damage to their property or to third parties, caused by acts of clients.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Julie Cruse, Administrative Manager
Address: Department of Administration – Risk Management Section
100 N. 15th Ave., 3rd Floor, Suite 301
Phoenix, AZ 85007
Telephone: (602) 542-1492
Fax: (602) 542-1473
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments will be accepted Monday through Friday from 8:00 a.m. and 5:00 p.m. at the location listed in item 4. The schedule for oral proceedings is to be determined and will be published in a future issue of the *Register*.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
To be determined

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DEPARTMENT OF ADMINISTRATION RISK MANAGEMENT SECTION

[R07-329]

- 1. Title and its heading:** 2, Administration
Chapter and its heading: 10, Department of Administration – Risk Management Section
Article and its heading: 5, Environmental Losses
Section numbers: R2-10-501 through R2-10-504 (As part of this rulemaking, the Department may add, delete, or modify additional Sections as necessary.)
- 2. The subject matter of the proposed rule:**
The purpose of this rulemaking is to address the issues identified in the previous five-year-review report approved by the Governor's Regulatory Review Council. The subject matter of R2-10-501 establishes the conditions under which Risk Management will open a claim and provide funding to state agencies for the investigation and remediation of environmental damage to property under the ownership or control of the state. The subject matter of R2-10-502 establishes the selection procedure for the contracting of environmental investigation and remediation. The rule establishes the role of Risk Management in the selection and justification of hiring an environmental contractor. The

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

subject matter of R2-10-503 provides state agencies with the option of requesting funding from Risk Management for site maintenance of closed hazardous substance/waste sites. The subject matter of R2-10-504 provides agencies with the option of requesting training funded by Risk Management on environmental hazard identification and prevention topics to their personnel. The proposed rules shall amend language to clarify definitions and align rules to be consistent with environmental terminology. In addition, the proposed rulemaking will amend language to clarify acceptable environmental property and liability claims.

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

None

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