

## NOTICES OF RULEMAKING DOCKET OPENING

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

### NOTICE OF RULEMAKING DOCKET OPENING

#### ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AHCCCS) ADMINISTRATION

[R07-401]

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 22, Arizona Health Care Cost Containment System – Administration  
**Article and its heading:** 7, Standards for Payments  
**Section numbers:** R9-22-705; R9-22-712; R9-22-712.35; R9-22-712.40 (As part of this rulemaking, the Administration may add, delete, or modify Sections as necessary.)
- 2. The subject matter of the proposed rule:**  
The Administration intends to clarify the coverage and reimbursement requirements related to services provided out-of-state or outside the geographical service area (GSA).
- 3. A citation to all published notices relating to the proceeding:**  
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**  
Name: Mariaelena Ugarte  
Address: AHCCCS  
Office of Administrative Legal Services  
701 E. Jefferson, Mail Drop 6200  
Phoenix, AZ 85034  
Telephone: (602) 417-4693  
Fax: (602) 253-9115  
E-mail: AHCCCSrules@azahcccs.gov
- 5. The time which the agency will accept written comments and the time and place where oral comments may be made:**  
The Administration will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m., at the address indicated in item 4. Public hearings will be scheduled later to provide a forum for interactive discussion with interested parties. E-mail comments will be accepted.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
The Administration intends to file proposed in December 2007.

### NOTICE OF RULEMAKING DOCKET OPENING

#### DEPARTMENT OF ENVIRONMENTAL QUALITY AIR POLLUTION CONTROL

[R07-398]

- 1. Title and its heading:** 18, Environmental Quality  
**Chapter and its heading:** 2, Department of Environmental Quality – Air Pollution Control  
**Articles and their headings:** 18, Clean Car Standards  
**Section numbers:** R18-2-1801, R18-2-1802, R18-2-1803, R18-2-1804, R18-2-1805, R18-2-1806, R18-2-1807, R18-2-1808, R18-2-1809, R18-2-1810, R18-2-1811
- 2. The subject matter of the proposed rule:**  
The Arizona Department of Environmental Quality is in the process of proposing to adopt a new Article 18 to implement the California Low Emission Vehicle program in Arizona, as permitted under the Clean Air Act Sections 177 and 209.

*Arizona Administrative Register / Secretary of State*  
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**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: Steve Burr  
Address: 1110 W. Washington St.  
Phoenix, AZ 85007  
Telephone: (602) 771-4251  
Fax: (602) 771-2366

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

To be announced in the Notice of Proposed Rulemaking

**6. A timetable for agency decisions or other action on the proceeding:**

To be announced in the Notice of Proposed Rulemaking

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF FINANCIAL INSTITUTIONS**

[R07-404]

**1. Title and its heading:**

20, Commerce, Financial Institutions, and Insurance

**Chapter and its heading:**

4, Department of Financial Institutions

**Articles and their headings:**

2, Bank Organization and Regulation; 3, Savings and Loan Associations; 4, Credit Unions; 7, Escrow Agents; 9, Mortgage Brokers; 18, Mortgage Bankers; 19, Commercial Mortgage Bankers

**Section numbers:**

R20-4-216, R20-4-332, R20-4-403, R20-4-709, R20-4-927, R20-4-1813, R20-4-1912

**2. The subject matter of the proposed rules:**

These new Sections concern a newly imposed duty to report certain forms of employee misconduct to the department for investigation and potential regulatory action against the employees. The Sections implement the provisions of A.R.S. §§ 6-161 and 23-1361.

Specifically, and with regard to the affected industries, the Sections are intended to secure to employers the privileges and immunities granted by the language of A.R.S. §§ 23-1361(E), (F),(G), and (H).

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

Notice of Proposed Rulemaking: 13 A.A.R. 4292, December 7, 2007 (*in this issue*)

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

Name: John P. Hudock  
Address: Department of Financial Institutions  
2910 N. 44th St., Suite 310  
Phoenix, AZ 85018-7270  
Telephone: (602) 255-4421, ext. 167  
Fax: (602) 381-1225  
E-mail: jhudock@azdfi.gov

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

The Department accepts written comments during business hours at the address stated in item 4 of this Notice. Comments are welcome at any time until the close of the record in this proceeding. The date for closure of the record depends on the publication date of the actual proposed rules, which has not yet occurred. Notice of any opportunity to make public oral comment will be published as required by law.

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

No timetable has been projected or established. In February 2008 the department expects to submit the text of proposed rules for publication.

NOTICE OF RULEMAKING DOCKET OPENING

INDUSTRIAL COMMISSION OF ARIZONA

[R07-402]

- 1. Title and its heading:** 20, Commerce, Financial Institutions, and Insurance

**Chapter and its heading:** 5, Industrial Commission of Arizona

**Article and its heading:** 6, Occupational Safety and Health

**Section numbers:** R20-5-601, R20-5-602
- 2. The subject matter of the proposed rule:**

In order to conform to the Federal Occupational Safety and Health Standards as required by Section 18(c) of the Federal Occupational Safety and Health Act of 1970 requiring state administered occupational safety and health programs to adopt standards that are at least as effective as those adopted by the U.S. Department of Labor, The Industrial Commission is amending R20-5-601 and R20-5-602 by adopting amendments to Subpart I, of 29 CFR 1910.132 and Subpart E, of 29 CFR 1926.95, Personal Protective Equipment, as published in Federal Register 72 FR 64341 – 64430, November 15, 2007. Copies of the incorporated by reference material are available for inspection or reproduction at the Arizona Division of Occupational Safety and Health, 800 W. Washington St., Room 203, Phoenix, AZ 85007, and can be downloaded from the Federal OSHA web site [www.osha.gov](http://www.osha.gov).
- 3. A citation to all published notices relating to the proceeding:**

None published
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: William M. Wright, Assistant Director

Address: Division of Occupational Safety and Health  
Industrial Commission of Arizona  
800 W. Washington St., Suite 203  
Phoenix, AZ 85007

Telephone: (602) 542-1695

Fax: (602) 542-1614

E-mail: [wright.william.m@dol.gov](mailto:wright.william.m@dol.gov)
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

To be published in Notice of Proposed Rulemaking
- 6. A timetable for agency decisions or other action on the proceeding, if known:**

Not yet known