

## 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 HEALTH SERVICES HEALTH CARE INSTITUTIONS: LICENSING

[R08-55]

- 1. Title and its heading:** 9, Health Services  
**Chapter and its heading:** 10, Department of Health Services – Health Care Institutions: Licensing  
**Article and its heading:** 11, Home Health Agencies  
**Section number:** R9-10-1102 (Sections may be added, deleted, or modified as necessary.)

- 2. The subject matter of the proposed rule:**  
During the 2006 legislative session, the legislature amended A.R.S. § 32-2043 to allow a certified physical therapist assistant to perform selected services under the general supervision of a physical therapist. The purpose of this rule-making is to clarify and update 9 A.A.C. 10, Article 11 to be consistent with the change to A.R.S. § 32-2043. All changes will conform to current rulemaking format and style requirements of the Governor's Regulatory Review Council and the Office of the Secretary of State.

**The agency docket number:**  
RE-005-08

- 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 rules:**

Name: Kathleen Phillips, Esq.  
Rules Administrator  
Address: Department of Health Services  
Office of Administrative Rules and Counsel  
1740 W. Adams St., Suite 200  
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or

Name: Kathryn McCanna, Program Manager  
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- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

Written comments will be accepted at the addresses listed in item 4 until the close of record, which has not yet been determined. The Department has not scheduled any oral proceedings at this time.

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

To be announced in the Notice of Proposed Rulemaking