

NOTICES OF EXEMPT RULEMAKING

The Administrative Procedure Act requires the *Register* publication of the rules adopted by the state's agencies under an exemption from all or part of the Administrative Procedure Act. Some of these rules are exempted by A.R.S. §§ 41-1005 or 41-1057; other rules are exempted by other statutes; rules of the Corporation Commission are exempt from Attorney General review pursuant to a court decision as determined by the Corporation Commission.

NOTICE OF EXEMPT RULEMAKING

TITLE 17. TRANSPORTATION

CHAPTER 1. DEPARTMENT OF TRANSPORTATION ADMINISTRATION

[R08-338]

PREAMBLE

1. **Sections Affected**
R17-1-206
1. **Rulemaking Action**
New Section
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. § 28-366
Implementing statute: A.R.S. § 28-446
3. **The effective date of the rules:**
October 24, 2008
4. **A list of all previous notices appearing in the *Register* addressing the exempt rules:**
None
5. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
Name: Celeste M. Cook, Administrative Rules Analyst
Address: Administrative Rules Unit
Department of Transportation, Motor Vehicle Division
1801 W. Jefferson St., Mail Drop 530M
Phoenix, AZ 85007
Telephone: (602) 712-7624
Fax: (602) 712-3081
E-mail: ccook@azdot.gov
Please visit the ADOT web site to track progress of this rule and any other agency rulemaking matters at www.azdot.gov/mvd/MVDRules/rules.asp.
6. **An explanation of the rules, including the agency's reasons for initiating the rules, including the statutory citation to the exemption from regular rulemaking procedures:**
Pursuant to A.R.S. 28-446, the Department may charge a fee for providing information or copies that does not exceed three dollars for each item. The Department engages in this rulemaking to establish the fee to be collected when faxing a document to a requester. This rulemaking is exempt from the regular rulemaking process under A.R.S. § 41-1005(A)(5).
7. **A reference to any study relevant to the rules that the agency reviewed and either relied on in its evaluation of or justification for the rules or did not rely on in its evaluation of or justification for the rules, 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 rules are necessary to promote a statewide interest if the rules will diminish a previous grant of authority of a political subdivision of this state:**
Not applicable

Notices of Exempt Rulemaking

- 9. The summary of the economic, small business, and consumer impact:**
Exempt under A.R.S. § 41-1005(A)(5).
- 10. A description of the changes between the proposed rules, including supplemental notices, and final rules (if applicable):**
None
- 11. A summary of the comments made regarding the rules and the agency response to them:**
Not applicable
- 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. Were the rules previously made as emergency rules? If so, please indicate the Register citation:**
No
- 15. The full text of the rules follows:**

TITLE 17. TRANSPORTATION

CHAPTER 1. DEPARTMENT OF TRANSPORTATION
ADMINISTRATION

ARTICLE 2. FEES

Section
R17-1-206. MVD Facsimile Charges

ARTICLE 2. FEES

R17-1-206. MVD Facsimile Charges

In accordance with A.R.S. § 28-446, the Department shall assess a fee of \$2 per page for information or copies faxed to a requester.