

NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rule-making information that does not fit into any other category of notice; and other types of information required by statute to be published in the *Register*. Because of the variety of material that is contained in a Notice of Public Information, the Office of the Secretary of State has not established a specific format for these notices.

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[M10-354]

1. **Name of the agency:** Arizona Health Care Cost Containment System (AHCCCS)
2. **Title and its heading:** 9, Health Services
Chapter and its heading: 28, Arizona Health Care Cost Containment System – Arizona Long-term Care System
Article and its heading: 3, Preadmission Screening (PAS)
Section numbers:
R9-28-301 Amend
R9-28-303 Amend
R9-28-305 Amend
Proposed Action:
3. **The public information relating to the listed Sections:**
As published in the Notice of Proposed Rulemaking and the AHCCCS internet site, the public hearing has been scheduled for 2:00 p.m. In addition to the public hearing where the public can offer testimony and comments regarding the proposed rules, the Agency will also present the public with an overview of the PAS development process and the updated PAS tool. This presentation will begin at 1:00 p.m. at the same locations as published in the Notice of Proposed Rulemaking.
4. **A list of previous notices published in the Arizona Administrative Register relating to the notice of public information:**
Notice of Rulemaking Docket Opening: 16 A.A.R. 1810, September 10, 2010 (*in this issue*)
Notice of Proposed Rulemaking: 16 A.A.R. 1798, September 10, 2010 (*in this issue*)
5. **The name, address, and telephone number of agency personnel to whom questions and comment on the rules may be addressed:**
Name: Mariaelena Ugarte
Address: AHCCCS
Office of Administrative Legal Services
701 E. Jefferson St., Mail Drop 6200
Phoenix, AZ 85034
Telephone: (602) 417-4693
Fax: (602) 253-9115
E-mail: AHCCCSrules@azahcccs.gov

NOTICE OF PUBLIC INFORMATION

OFFICE OF THE SECRETARY OF STATE – CORRECTION

[M10-347]

1. **Name of the agency:** Water Infrastructure Finance Authority of Arizona
2. **Title and its heading:** 18, Environmental Quality
Chapter and its heading: 15, Water Infrastructure Finance Authority of Arizona
Sections Affected:
Article 1
R18-15-101 Amend
R18-15-102 Amend
R18-15-102 Renumber
R18-15-103 New Section
R18-15-103 Repeal
R18-15-103 Renumber
R18-15-103 Amend
R18-15-104 Amend
R18-15-105 Repeal
Rulemaking Action:

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R18-15-105	New Section
R18-15-106	Repeal
R18-15-106	Renumber
R18-15-106	Amend
R18-15-107	Renumber
R18-15-107	Amend
R18-15-108	Repeal
R18-15-109	Repeal
R18-15-110	Repeal
R18-15-111	Repeal
R18-15-112	Renumber
R18-15-201	Amend
R18-15-202	Repeal
R18-15-202	Renumber
R18-15-202	Amend
R18-15-203	Renumber
R18-15-203	New Section
R18-15-204	Amend
R18-15-205	Amend
R18-15-206	Amend
R18-15-207	Amend
R18-15-208	Amend
R18-15-301	Amend
R18-15-302	Repeal
R18-15-302	Renumber
R18-15-302	Amend
R18-15-303	Renumber
R18-15-303	New Section
R18-15-304	Amend
R18-15-305	Amend
R18-15-306	Amend
R18-15-307	Amend
R18-15-308	Amend
Article 4	Amend
R18-15-401	Amend
R18-15-402	Repeal
R18-15-402	New Section
R18-15-403	New Section
R18-15-404	New Section
R18-15-405	New Section
R18-15-406	New Section
R18-15-407	New Section
R18-15-408	New Section
R18-15-501	Renumber
R18-15-501	New Section
R18-15-502	Repeal
R18-15-502	Renumber
R18-15-502	Amend
R18-15-503	Amend
R18-15-504	Amend
R18-15-505	Amend
R18-15-506	Repeal
R18-15-507	Repeal
R18-15-508	Repeal
R18-15-509	Repeal
R18-15-510	Repeal
R18-15-511	Repeal
Article 6	Amend
R18-15-601	Repeal
R18-15-601	New Section
R18-15-602	Amend
R18-15-603	Amend
R18-15-701	Amend

3. The public information relating to the listed Sections:

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A Notice of Final Rulemaking filed with our office was published in the *Arizona Administrative Register* with an incorrect effective date. This was due to a clerical error. The Final Rulemaking was published at 16 A.A.R. 1710, September 3, 2010 (Issue 36). The office file number assigned to this rulemaking is R10-122.

Instead of an effective date of October 10, 2010, as indicated in the *Register*, the effective date for this filing is actually October 9, 2010, because the package was officially filed in our office on August 10, 2010 (60 days from August 10 yields an October 9, 2010, effective date).

4. The name, address, and telephone number of agency personnel to whom questions and comment on this correction may be addressed:

Name: Kim Crawford, Editor
 Address: Office of the Secretary of State
 Public Services Division
 1700 W. Washington St., 7th Floor
 Phoenix, AZ 85034
 Telephone: (602) 364-3223
 Fax: (602) 542-4366
 E-mail: kcrawford@azsos.gov

NOTICE OF PUBLIC INFORMATION

[M10-329]

STATE LAND DEPARTMENT POLICY MEMO NO. P09-3

DATE ISSUED: 11/24/09

LAST AMENDED: 05/21/10

TO: DIVISION DIRECTORS
**FROM: MARIA BAIER /S/
 STATE LAND COMMISSIONER**
SUBJECT: FEES; FISCAL YEAR 2010

As part of the FY 2009 budget, the Legislature decreased the Land Department's operating budget by an additional \$600,000 and included a provision to allow the Department to increase fees to compensate for the reduction. Revenue received due to the increased fees was appropriated to the Department for operating expenses to offset the \$600,000 reduction (Laws 2008, Chapter 291, Section 12). For FY 2010, the legislature has again included a provision to allow the Department to increase fees and has appropriated the increased revenue (49th Legislature, 4th Special Session, SB 1003, Section 27).

Attachment I enumerates the new fee schedule, effective December 1, 2009. Generally, the fee schedule is the same that was in affect for FY 2009, except some clarification has been made. This fee schedule will remain in effect until June 30, 2010. Any statutory fee not included in the following list remains unchanged.

Notice: Pursuant to A.R.S. §41-1091(b):

This substantive policy statement is advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that this substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under Arizona Revised Statutes section 41-1033 for a review of the statement.

Issued:	11/24/09
Amended:	05/21/10
text:	05/21/10, clarified language and added boat docks
form:	
Re-Issued:	Formerly issued as Policy Memo No. 08-1 (7/17/08)

ATTACHMENT I

Application Type	Fee
Agricultural and Grazing – New (per section or fraction thereof)	\$150
Agricultural and Grazing – Renew	\$200
Commercial – New - 10 years or less	\$1,000

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Commercial – New - long term (more than 10 years)	\$2,000
Commercial – Renew (includes homesite)	\$1,000
Complete Assignment to an entity 100% controlled by assignor	\$500
Partial assignment for long term Commercial Lease only – (more than 10 years)	\$2,500
All other assignments	\$1,000
Application to Place Improvement	\$150
Application to Place Improvement without Prior Approval	\$200
Application for Land Treatment	\$150
Special Land Use Permits – New or Renew	\$300
Non-commercial Sovereign Land Boat Dock / Launch Ramp Permit	\$100
Application to Amend General	\$100
Sublease	\$200
Amendments for Commercial Lease – 10 years or less	\$500
Amendments for Commercial Lease – long term (more than 10 years)	\$1,000
Lease Reinstatement	\$300
Right of Way – New or Renew	\$500
Right of Way – Amendment	\$100
Temporary Right of Entry	\$100
Application to Purchase	\$2,000
Certificate of Purchase (Issuance)	\$1,000
Patent (Issuance)	\$200
Application for Partial Patent	\$1,000
Natural Products – Commercial - Wood Products	\$200
Natural Products – Incidental Use Permit	\$200
Natural Products – Water	\$500
Mineral Material	\$500
Mineral Exploration (New or Renew)	\$500
Oil & Gas (New or Renew)	\$500
Geothermal	\$500
Urban Planning Classification	\$1,000
Urban Planning Development	\$1,000

Fees not listed here remain as listed in A.R.S. § 37-108.

In addition to these fees, the Selling and Administrative fee schedule has been updated in Policy Memo P88-1. This update has been made in order to comply with the intent of this legislation and to update the fee schedule to better reflect the cost of processing sales and long term leases.

NOTICE OF PUBLIC INFORMATION

LAWS 2010, CH. 287

**Revisions to the Rulemaking Process in the Administrative Procedures Act
Extension of the Rulemaking Moratorium Through Fiscal Year 2011**

[M10-191]

1. Reason for the Notice of Public Information:

Laws 2010, Ch. 287 revised the Administrative Procedure Act and extended the moratorium on rulemaking through fiscal year 2011

2. Effective date of Laws 2010, Ch. 287:

July 29, 2010

3. Summary of Laws 2010, Ch. 287:

Revises the rulemaking process by expanding the use of summary rulemaking, authorizing a general permit and expanding the role of the governor’s Office of Strategic Planning and Budgeting.

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Requires the rule's benefits to outweigh its probable costs and the agency to demonstrate it selected the least burdensome and costly alternative. (Strikes the requirement for this to be by clear and convincing evidence).

Expands the requirements for the Economic, Small Business and Consumer Impact Statement.

For the agency's five-year review, requires a determination that the rule imposes the least burden and cost to the regulated community.

During an appeal of an agency rule, outlines an additional reason for filing an objection.

Extends the rulemaking moratorium on rulemaking through fiscal year 2011

(Excerpted from Arizona House of Representatives House Majority Research Memorandum of April 28, 2010. Available online at www.azleg.gov.)

4. Contact for rulemaking moratorium questions:

Communications regarding exceptions to the moratorium, or questions regarding the moratorium generally, should be addressed to Richard Bark, Deputy Chief of Staff, Policy, at rbark@az.gov.

5. Location of full text of Laws 2010, Ch. 287:

The entire text of Laws 2010, Ch. 287 is available online at www.azsos.gov under Legislative Filings.