

## 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

#### BOARD OF HOMEOPATHIC AND INTEGRATED MEDICINE EXAMINERS

*Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 2399.)*

[R11-179]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 38, Board of Homeopathic and Integrated Medicine Examiners  
**Article and its heading:** 1, General  
**Section numbers:** R4-38-105
- 2. The subject matter of the proposed rule:**  
The Board is amending Section R4-38-105 to increase the annual renewal fee for licensed homeopathic physicians from \$975 to \$1000. At the end of Fiscal Year 2012 revenues will be insufficient to cover fixed expenses. The increase is made necessary by a combination of legislative fund sweeps, increases in employee related expenses, and declining revenues.
- 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: Christine Springer  
Address: 1400 W. Washington St., Room 230  
Phoenix, AZ 85007  
Telephone: (602) 542-8154  
Fax: (602) 542-3093  
E-mail: chris.springer@azhomeopathbd.az.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**  
Written and oral comments will be accepted on regular work days between 8:00 a.m. to 5:00 p.m.  
Comments may be sent by mail or hand delivery to the Board office located at:  
1400 W. Washington St., Suite 230  
Phoenix, AZ 85007  
E-mail comments may be sent to: chris.springer@azhomeopathbd.az.gov  
Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
None

### NOTICE OF RULEMAKING DOCKET OPENING

#### BOARD OF HOMEOPATHIC AND INTEGRATED MEDICINE EXAMINERS

*Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 2399.)*

[R11-178]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 38, Board of Homeopathic and Integrated Medicine Examiners  
**Article and its heading:** 2, Dispensing of Drugs by Homeopathic Physicians  
**Section numbers:** R4-38-201, R4-38-202, R4-38-206 (Sections may be added, deleted, or modified as necessary.)

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

The Board is amending, and adding Sections to Article 2 to address recommended changes noted in a 2008 performance audit.

The Board is amending Section R4-38-201 to add a definition for the term “dispensing.” The Board is amending Section R4-38-202 to correct citations in subsection (A) related to definitions for non prescription drugs and devices defined in the Pharmacy Board Statutes. A subsection (C) is added to describe the initial permit procedure and the renewal procedure for dispensing homeopathic physicians. The Board is adding new Section R4-38-203 to describe procedures related to the storage, recordkeeping and maintenance of controlled substances and prescription-only drugs. A new Section R4-38-204 is added to describe procedures for prescribing and dispensing prescription-only drugs or devices, and controlled substances. The new section describes information that is to be recorded in the patient’s medical record and indicates the criteria for who is considered to be an approved manufacturer or distributor. A new Section R4-38-205 is added to describe procedures for dispensing and prescribing homeopathic remedies or natural substances. Finally, the Board is amending Section R4-38-206 regarding packaging.

**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: Christine Springer  
Address: 1400 W. Washington St., Room 230  
Phoenix, AZ 85007  
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Fax: (602) 542-3093  
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Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.

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

None

**NOTICE OF RULEMAKING DOCKET OPENING**

**DEPARTMENT OF ECONOMIC SECURITY  
CASH ASSISTANCE PROGRAM**

*Editor’s Note: The following Notice of Rulemaking Docket Opening was reviewed per Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 2399.) The Governor’s Office authorized the notice to proceed through the rulemaking process on December 29, 2009.*

[R11-182]

**1. Title and its heading:**

6, Economic Security

**Chapter and its heading:**

12, Department of Economic Security – Cash Assistance Program

**Article and its heading:**

14, Grant Diversion

**Section numbers:**

All Sections contained in the above-mentioned Article (Sections may be added, deleted, or modified as necessary.)

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

This rulemaking will amend rules pertaining to the Cash Assistance Grant Diversion program, to comply with Laws 2007, Ch. 120, § 1.

**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: Beth Broeker  
Address: Department of Economic Security  
1789 W. Jefferson St., Site Code 837A

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

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Phoenix, AZ 85007

or

P.O. Box 6123, Site Code 837A  
Phoenix, AZ 85005

Telephone: (602) 542-6555

Fax: (602) 542-6000

E-mail: [bbroeker@azdes.gov](mailto:bbroeker@azdes.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 will accept public comments for at least 30 days following the publication of the Notice of Proposed Rulemaking in the *Arizona Administrative Register*. Written comments may be submitted to the individual named in item 4. The Department has not scheduled any oral proceedings at this time.

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

None