

**Governor's Executive Orders/Proclamations**

**EXECUTIVE ORDERS, PROCLAMATIONS OF  
GENERAL APPLICABILITY, AND STATEMENTS  
ISSUED BY THE GOVERNOR  
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed. With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

**\* ARIZONA ELDER ABUSE AWARENESS DAY \***

[M12-196]

**WHEREAS**, Arizona's seniors are valued members of society and it is our collective responsibility to ensure they live in a safe environment; and

**WHEREAS**, abuse of our senior population is an ever-increasing problem that crosses all socio-economic boundaries; and

**WHEREAS**, combating abuse of older citizens will help improve the quality of life for all seniors across the state and will allow them to continue to contribute to the vibrancy of Arizona; and

**WHEREAS**, all people, including seniors, have the right to be treated with respect and dignity; and

**WHEREAS**, Arizona values its seniors and appreciates their contribution as leaders, mentors, volunteers and important members of this community.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 15, 2012 as

**\* ARIZONA ELDER ABUSE AWARENESS DAY \***

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

**Janice K. Brewer**  
**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twenty-first day of May in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* ARIZONA MONSOON AWARENESS WEEK \***

[M12-197]

**WHEREAS**, it is vital that all citizens be aware of the challenge of living with limited water resources, extreme heat, severe weather, and floods; and

**WHEREAS**, limited water resources may cause hardships and possible life-threatening conditions in drought stricken areas; and

**WHEREAS**, the extreme summer heat may cause life-threatening conditions for those who work outdoors or take part in outdoor activities; and

**WHEREAS**, the severe storms with damaging high wind, dangerous dust storms, destructive hail and hazardous lightning threaten the safety of people who live and travel in Arizona; and

**WHEREAS**, these storms along with flood waters that inundate our land cause property damage and threaten the health and safety of the people in our State; and

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**WHEREAS**, the Arizona Departments of Health Services, Insurance, Water Resources, and Emergency and Military Affairs, have joined with the Salvation Army and the National Oceanic and Atmospheric Administration's National Weather Service in recognizing the need for a broad public education on drought, extreme heat, flash flooding, and severe weather in Arizona.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 10 – 15, 2012 as

**\* ARIZONA MONSOON AWARENESS WEEK \***

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

**Janice K. Brewer**  
**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twenty-first day of May in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**\* CPR/AED AWARENESS WEEK \***

[M12-195]

**WHEREAS**, sudden cardiac arrest claims the lives of thousands of individuals each year in Arizona; and

**WHEREAS**, adults and children can save many lives by learning the simple technique of Hands-Only Cardio Pulmonary Resuscitation (CPR) and the proper use of an Automated External Defibrillator (AED);

**WHEREAS**, fully implementing all the links in the "chain of survival" including tracking and increasing bystander CPR, providing dispatched assisted pre-arrival CPR instructions, providing early defibrillation with an AED, providing high quality resuscitation by trained emergency medical rescuers, and an organized system of post-cardiac arrest care in recognized Cardiac Receiving Centers has been shown to save lives; and

**WHEREAS**, placing AED's in public facilities will increase survival from sudden cardiac arrest; and

**WHEREAS**, sudden cardiac arrest awareness remains a high priority for Arizona's public health department and emergency medical and public safety system, the Save Hearts in Arizona Registry and Education (SHARE) Program, the American Heart Association and the Arizona chapters of the Sudden Cardiac Arrest Association; and

**WHEREAS**, CPR/AED Awareness Week will educate Arizona citizens on the importance of bystander CPR and AED use, and will increase the number of survivors from sudden cardiac arrest in Arizona.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 3 – 9, 2012 as

**\* CPR/AED AWARENESS WEEK \***

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

**Janice K. Brewer**  
**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twenty-first day of May in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

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\* GREAT OUTDOORS MONTH \*

[M12-182]

**WHEREAS**, the State of Arizona has varied landscapes that include expansive desert, thick forests, emerald waters, and towering mountains; and

**WHEREAS**, through biking, swimming, hiking and many other activities, we are able to enjoy the healthy benefits of outdoor recreation; and

**WHEREAS**, our citizens play an important role in protecting our natural resources, and during this month, we honor the men and women who volunteer to help protect our environment; and

**WHEREAS**, through efforts like these, we will continue economic growth and protect the environment.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim June 2012 as

\* GREAT OUTDOORS MONTH \*

and invite Arizonans to join me in this opportunity to celebrate and experience the natural splendor of Arizona, and renew our commitment to conserve our natural resources.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

**Janice K. Brewer**  
**G O V E R N O R**

**DONE** at the Capitol in Phoenix on this twenty-first day of May in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**

**EXECUTIVE ORDER 2012-03**

**State Regulatory Review, Moratorium and Streamlining To Promote Job Creation and Retention**

*Editor's Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on December 31, 2014 as a notice to the public regarding state agencies' rulemaking activities.*

[M12-226]

**WHEREAS**, my first official action as Governor was to institute a regulatory rule making review and moratorium process ("regulatory review and moratorium") in order to prevent any additional burdens on Arizona's private sector employers and political subdivisions; and

**WHEREAS**, this rule making review and moratorium process has continued by session law or executive order to this day; and

**WHEREAS**, a predictable regulatory climate in this State will promote job creation and retention; and

**WHEREAS**, Arizona's efforts are being rewarded, such as being ranked as one of the top ten best states for business in a survey of chief executive officers this year, the eighth best for job growth in the last year, and the top state for innovators starting new business; and

**WHEREAS**, last January, I determined that State agencies needed to quicken the pace on streamlining existing rules and reducing wasted time in regulatory processes to increase Arizona's economic competitiveness and job creation, while still protecting public health, safety and the environment; and

**WHEREAS**, the 50th Legislature passed and I signed into law House Bill 2744 (2012 Arizona Laws, Chapter 352) which permits a state agency to conduct expedited rulemaking to streamline existing rules; and

**WHEREAS**, this expedited rulemaking authority will be used, in part, by State agencies to implement the "lean" waste reduction initiative I announced last January to increase the efficiency and service quality of State agencies; and

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**WHEREAS**, I encourage the general public and regulated community to bring forward ideas to State agencies and the Governor's Regulatory Review Council on what rules need to be streamlined and how that can be best achieved while still protecting public health, safety and the environment; and

**WHEREAS**, the current regulatory review and moratorium expires on June 30, 2012.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State hereby declare the following:

1. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any rule making except as permitted by this Order. The objective of this Order is to eliminate any unnecessary increased monetary or regulatory costs on employers, persons, individuals, other state agencies, or political subdivisions of this State. This prohibition includes any informal rule making prior to the commencement of the formal rule making process.
2. Paragraph 1 does not apply to state agency rule making for any one or more of the following reasons:
  - a. To fulfill an objective related to job creation in this State.
  - b. To lessen or ease a regulatory burden while achieving the same regulatory objective.
  - c. To prevent a significant threat to the public health, peace or safety.
  - d. To avoid a violation of a court order or federal law that would result in sanctions by a court or federal government against an agency for failure to conduct the rulemaking action.
  - e. To comply with a federal statutory or regulatory requirement or a state statutory requirement if the applicable statute or regulation contains a date certain for compliance on or before December 31, 2014 or is necessary under subparagraph (c) of this paragraph.
  - f. To fulfill an obligation related to fees or any other action necessary to implement the state budget that is certified by the Governor's Office of Strategic Planning and Budgeting.
  - g. To promulgate a rule or other item that is exempt from Title 41, Chapter 6, Arizona Revised Statutes, pursuant to section 41-1005, Arizona Revised Statutes.
  - h. To address matters pertaining to the control, mitigation or eradication of waste, fraud or abuse within a state agency or wasteful, fraudulent or abusive activities perpetrated against a state agency.
3. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any informal or formal rule making pursuant to Paragraph 2 or otherwise without the prior written approval of the Office of the Governor.
4. This order applies to all state agencies, except for: (a) any state agency that is headed by a single elected state official, (b) the Corporation Commission, or (c) any state agency whose agency head is not appointed by the Governor.
5. All state officials and state agencies that are not subject to this Order pursuant to Paragraph 4 are encouraged to participate voluntarily within the context of their own rule making process.
6. State agencies may continue a rule making that was authorized by the Office of the Governor on or after January 22, 2009. All state agencies, subject to this Order pursuant to Paragraph 4, shall report to the office of the Governor by July 31, 2012 all pending and anticipated rule making requests. Beginning fiscal year 2013 all state agencies shall submit to the Office of the Governor by the end of each fiscal year an annual report of all pending and anticipated rule making to Office of the Governor.
7. This Order does not confer any legal rights upon any persons and shall not be used as a basis for legal challenges to rules, approvals, permits, licenses or other actions or to any inaction of a state agency.
8. For the purposes of this executive order, "person," "rule" and "rule making" have the same meanings prescribed in section 41-1001, Arizona Revised Statutes.
9. This Executive Order expires on December 31, 2014.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

**Janice K. Brewer**  
**G O V E R N O R**

**DONE** at the Capitol in Phoenix, Arizona this 26th day of June in the year Two Thousand Twelve and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

**ATTEST:**  
**Ken Bennett**  
**Secretary of State**