

**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 INSURANCE INDUSTRY DAY \***

[M12-438]

**WHEREAS**, when people and communities in Arizona need to insure economic risks they cannot afford to bear themselves, it becomes the duty and privilege of the insurance industry to assume these risks and to encourage risk management programs in cooperation with municipal state authorities; and

**WHEREAS**, the availability of insurance provides financial stability, minimizing the disruption of lives and the economy in times of catastrophe and loss; and

**WHEREAS**, ethical conduct, good faith, and fair treatment benefit consumers, claimant, and the insurance industry; and

**WHEREAS**, the continuing education of men and women serving the insurance industry enhances the quality of service; and

**WHEREAS**, the Arizona Chapter of the Society of Chartered Property and Casualty Underwriters was organized to promote continuing education and ethical conduct of insurance professionals.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 14, 2012 as

**\* ARIZONA INSURANCE INDUSTRY 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  
GOVERNOR**

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

**ATTEST:  
Ken Bennett  
Secretary of State**

**\* ARIZONA VALLEY FEVER WEEK \***

[M12-429]

**WHEREAS**, Valley Fever infections have tripled in Arizona over the last decade, with 60% of all reported cases of Valley Fever in the U.S. occurring in Arizona; and

**WHEREAS**, Valley Fever is the second most commonly reported infectious disease in Arizona; and

**WHEREAS**, enhanced surveillance of Valley Fever cases demonstrates the serious impact Valley Fever has on the health of our citizens and on Arizona's healthcare system; and

**WHEREAS**, the Arizona Department of Health Services, governmental entities, corporations, and organizations are united to educate the public and healthcare providers about Valley Fever in Arizona; and

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**WHEREAS**, through public education and promoting early diagnosis, the number of individuals impacted by Valley Fever may be reduced; and

**WHEREAS**, Arizona is the focal point of quality clinical care and research for Valley Fever.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 10 – 18, 2012 as

**\* ARIZONA VALLEY FEVER WEEK \***

in recognition of the outstanding treatment and research conducted by the Valley Fever Center for Excellence at the University of Arizona, its new clinical center at St. Joseph's Hospital in Phoenix, and for the advances in Valley Fever education and public health by the Arizona Department of Health Services.

**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 tenth day of October in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* ARIZONA WEEK FOR THE ANIMALS \***

[M12-435]

**WHEREAS**, spaying and neutering of pets as well as adopting pets from local animal welfare organizations are important in helping to eliminate animal overpopulation; and

**WHEREAS**, service animals assist people with disabilities everyday by performing such tasks as escorting their blind and visually impaired partners, alerting their deaf and hearing-impaired partners to sounds, picking up dropped or requested items, opening doors, pulling wheelchairs, providing support and responding to medical condition; and

**WHEREAS**, animals bring joy to many people across Arizona by providing companionship, therapy, service, work, protection, and inspiration; and

**WHEREAS**, Arizona Week for the Animals is bringing together organizations and agencies including libraries, animal shelters, humane societies, zoos and sanctuaries in cities across Arizona in scheduled events to help celebrate the joy, service and love that animals bring to our lives.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 10 – 17, 2012 as

**\* ARIZONA WEEK FOR THE ANIMALS \***

**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-second day of October in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* ARIZONA WILD WEST DAYS \***

[M12-425]

**WHEREAS**, historic preservation of the Great State of Arizona is a very vital part of our culture and a key to our treasured past; and

**WHEREAS**, the heart of western culture has always been a part of the Arizona tradition; and

**WHEREAS**, preserving, protecting and enhancing the culture and history of Arizona for present and future generations through participation, promotion and education of historic events and people of our State is the mission of the Western Parade in the Town of Cave Creek; and

**WHEREAS**, the Town of Cave Creek is one of Arizona's main western historic attractions of the Wild West in both business presence and through many events; and

**WHEREAS**, it is critical that Arizona maintain its strong western roots and Wild West Days continue to keep the spirit alive and well in Cave Creek and for Arizona.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2 – 4, 2012 as

**\* ARIZONA WILD WEST DAYS \***

**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 tenth day of October in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* BLINDNESS AWARENESS MONTH \***

[M12-422]

**WHEREAS**, more than two-thirds of adults that are visually impaired in the United States are over 65 years of age; and nearly 20.5 million Americans age 40 and older are diagnosed with cataracts, which is the leading cause of blindness in the United States; and

**WHEREAS**, long-term exposure to ultraviolet radiation from both the sun and artificial UV rays can damage the eye, affecting surface tissues and internal structures and lead to cataracts, skin cancer around the eyelids and other eye disorders; and

**WHEREAS**, across the globe, some 37 million people are blind and 124 million severely visually impaired; however, the World Health Organization estimates that 75 percent of all blindness can be treated, cured, or prevented by highly cost-effective means; and

**WHEREAS**, wearing sunglasses to protect the eyes can minimize the damaging effects of UV radiation by blocking UV rays from entering the eye; and

**WHEREAS**, the economic effect of visual disorders and disabilities in the United States as far back as 2003 was estimated to be \$68 billion; and

**WHEREAS**, the State of Arizona supports the significant efforts to promote public awareness in steps to prevent, treat, and cure blindness and other serious visual impairments.

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

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**\* BLINDNESS AWARENESS MONTH \***

and call upon officials of this State to observe the month with appropriate activities and programs.

**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-eighth day of September in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* BREAST CANCER AWARENESS MONTH \***

[M12-423]

**WHEREAS**, a woman receives a diagnosis of breast cancer every two minutes, making this disease the most frequently diagnosed cancer among women in the U.S., other than skin cancer; and

**WHEREAS**, Metastatic Breast Cancer occurs when the cancer has traveled to other parts of the body and curative treatment is not yet available; and

**WHEREAS**, by the end of 2012, approximately 4,470 new cases of invasive breast cancer are projected to occur among women in the State of Arizona, and about 780 will die from the disease; and

**WHEREAS**, through research and advocacy, significant advances have been made in the fight against breast cancer, including an increase in five-year relative survival rates for localized breast cancer from 74 percent to 98 percent; and

**WHEREAS**, the 2.5 million breast cancer survivors living in the U.S. today are a testament to courage, as well as to the importance of promoting awareness about breast cancer, providing information, funding research, following recommended screening guidelines, and offering treatment to those who are affected; and

**WHEREAS**, the efforts of various organizations have made a major contribution to spreading breast cancer awareness to both women and men in all communities in this State through outreach, education and screening programs, and have empowered women with the life-saving message of early detection and the importance of having annual mammograms; and

**WHEREAS**, screening rates are declining and a recent study reveals that among women over the age of 40 with health insurance, less than 50 percent receive the recommended annual screening; and

**WHEREAS**, the State of Arizona recognizes the importance of working together and supporting events such as Breast Cancer Awareness Month.

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

**\* BREAST CANCER AWARENESS MONTH \***

and encourage women to make a renewed commitment to following recommended screening guidelines and to make a mammogram appointment, and organizations and health practitioners in this State are encouraged to use this opportunity to promote awareness about breast cancer and proper breast health and to encourage annual mammograms.

**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**

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

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

**\* BULLYING PREVENTION MONTH \***

[M12-426]

**WHEREAS**, bullying is a physical, verbal, sexual, or emotional harm or intimidation directed at a person or group of people; and

**WHEREAS**, bullying occurs in neighborhoods, playgrounds, schools, and through technology, such as the Internet; and

**WHEREAS**, various researchers have concluded that bullying is the most common form of violence, affecting millions of American children and adolescents every year; and

**WHEREAS**, children who bully are at greater risk of engaging in more serious violent behaviors; and

**WHEREAS**, targets of bullying are more likely to acquire physical, emotional, and learning problems and students who are repeatedly bullied often fear such activities as riding the bus, going to school, and attending community activities; and

**WHEREAS**, a large percentage of children who are bullied believe that adult help is infrequent and ineffective.

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

**\* BULLYING PREVENTION MONTH \***

and encourage all Arizona schools, parents, recreation programs, religious institutions, and community organizations to engage in a variety of awareness and prevention activities designed to make our communities safer for all children and adolescents.

**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 sixteenth day of October in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* CARING FOR OUR CHILDREN AND YOUTH DAY\***

[M12-419]

**WHEREAS**, awareness of the needs of our children and youth strengthens communities and builds support for children and their families to meet those needs; and

**WHEREAS**, countless individuals and organizations work diligently to support children and youth where their needs are the greatest, but there is also room for others to work with these young people; and

**WHEREAS**, the success of our children and youth requires partnership among government, faith-based and community-based organizations, schools, social service agencies and families; and

**WHEREAS**, investing in our children and youth takes on many forms such as becoming a foster or adoptive family, becoming a mentor to a child, or providing nutrition to children and youth who are food insecure; and

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**WHEREAS**, successful children are foundational for successful communities and a successful Arizona.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 5, 2012 as

**\* CARING FOR OUR CHILDREN AND YOUTH 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-seventh day of September in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* GERMAN-AMERICAN DAY \***

[M12-421]

**WHEREAS**, in 1983, President Ronald Reagan proclaimed October 6<sup>th</sup> as German-American Day in honor of the tri-centennial arrival of the first German immigrants to the United States; and

**WHEREAS**, Congress passed a resolution designating October 6, 1987, as German-American Day followed by Public Law 100-104 which was signed by President Reagan; and

**WHEREAS**, each year since 1987, such day is proclaimed in honor of the contributions made by German immigrants to the life and culture of the United States; and

**WHEREAS**, German-Americans have made great contributions to invention, science, politics and numerous other fields; and

**WHEREAS**, such noteworthy contributions should be recognized and celebrated every year.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 6, 2012 as

**\* GERMAN-AMERICAN 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-eighth day of September in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* MEMORY SCREENING DAY \***

[M12-428]

**WHEREAS**, November is National Alzheimer's Disease Awareness Month and November 13, 2012 is National Memory Screening Day; and

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**WHEREAS**, countless people in Arizona and millions of people in America are afflicted with memory loss, and without intervention the numbers will continue to dramatically increase; and

**WHEREAS**, early memory screening is a valuable tool for health aging and should be available to anyone who wants or needs it; and

**WHEREAS**, the Alzheimer's Research and Prevention Foundation, a non-profit organization, is dedicated to conducting research, and providing services and education to help prevent memory loss; and

**WHEREAS**, the Alzheimer's Prevention Foundation International, in partnership with the Family Services and Tucson Jewish Community Center, will provide free memory screenings, education on memory loss prevention, and information about community resources at the 9th Annual Tucson Memory Screening Day.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 13, 2012 as

**\* MEMORY SCREENING 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 sixteenth day of October in the year Two Thousand and Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-Seventh.

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

**\* RED RIBBON WEEK \***

**WHEREAS**, the Red Ribbon Campaign was established by Congress in 1988 to encourage a drug-free lifestyle and to promote involvement in drug prevention and reduction efforts; and

**WHEREAS**, the consequences of drug abuse and addiction continue to have a profound effect on individuals, families and communities nationwide; and

**WHEREAS**, substance abuse prevention efforts can be a catalyst for creating healthier communities and promoting an improved quality of life; and

**WHEREAS**, governments and community leaders know that citizen support is one of the most effective tools in the effort to reduce the use of illegal drugs in our communities; and

**WHEREAS**, celebrating Red Ribbon Week is a unified way for communities to take a stand against drugs and show intolerance for illicit drug use and the consequences to all Americans; and

**WHEREAS**, the red ribbon has been chosen as a symbol commemorating the work of Enrique "Kiki" Camarena, a U.S. Drug Enforcement Administration agent who was murdered in the line of duty, and represents the belief that one person can make a difference.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 23 – 31, 2012 as

**\* RED RIBBON WEEK \***

and encourage Arizonans to demonstrate their ardent opposition to drugs by wearing a red ribbon and participating in community anti-drug events.

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

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

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

**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

**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



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- 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**