

NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rulemaking 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.

NOTICE OF PUBLIC INFORMATION DEPARTMENT OF HEALTH SERVICES

[M13-252]

- 1. Title and its heading:** 9, Health Services
Chapter and its heading: 10, Department of Health Services - Health Care Institutions: Licensing
Article and its heading: 4, Nursing Care Institutions

2. The public information relating to the listed Section:

Arizona Revised Statutes (A.R.S.) §§ 36-132(A)(17) and 36-405 authorize the Department to license and regulate health care institutions. A.R.S. § 36-405(A) requires the Department to adopt rules setting minimum standards and requirements for the construction, modification, and licensing of health care institutions to protect the public health, safety, and welfare. Under A.R.S. § 36-405(B)(1), the Department classifies and sub-classifies health care institutions based on six statutory licensing criteria. A.R.S. § 36-407(A) prohibits a person from establishing or maintaining a health care institution unless that person holds a current and valid license issued by the Department.

Laws 2013, Ch. 10, § 13 requires the Department to adopt rules regarding health care institutions that reduce monetary or regulatory costs on persons or individuals, including streamlining the regulation process and facilitate licensure of integrated health programs that provide both behavioral and physical health services. The Department has reviewed the rules in 9 A.A.C. 10, Article 10, and has revised the rules to be consistent with current practice and to provide consistency within health care institution licensing rules. The Department received an exception from the Governor's rulemaking moratorium, established by Executive Order 2012-03, for this rulemaking. The rules conform to current rulemaking format and style requirements of the Governor's Regulatory Review Council and the Office of the Secretary of State. The Department amended rules for licensing of nursing care institutions and has posted on the Department web site: (<http://www.azdhs.gov/ops/oacr/rules/rulemakings/active/index.php>). This Notice of Public Information provides notice that the Department has posted the draft rules and is soliciting comments from interested persons.

3. The name, address, and telephone number of agency personnel to whom questions and comments on the rules may be addressed:

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or

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4. The web site where persons may obtain information about the rulemaking:

<http://www.azdhs.gov/ops/oacr/rules/rulemakings/active/index.php>