

**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, Proclamations of General Applicability, and ceremonial dedications 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 PROBLEM GAMBLING AWARENESS WEEK ***

[M13-355]

WHEREAS, many forms of legalized gaming exist in Arizona, including the Arizona Lottery, Indian Gaming, pari-mutuel racing, bingo, charitable gambling, amusement gambling, and social gambling; and

WHEREAS, Arizona's Indian gaming provides substantial funds for problem gambling programs throughout the State; and

WHEREAS, the Arizona Department of Gaming's Office of Problem Gambling administers problem gambling funds to provide and support effective problem gambling prevention, education, and treatment programs throughout Arizona; and

WHEREAS, since 1998, the Arizona Lottery has had a formal statewide responsible gambling program; and

WHEREAS, beginning in 1999, the Arizona Legislature has continuously appropriated Arizona Lottery revenues to be used specifically for problem gambling programs; and

WHEREAS, the Arizona Council on Compulsive Gambling, Inc., an Arizona non-profit, has provided compulsive gambling, education, awareness, and prevention programs in Arizona since 1994; and

WHEREAS, the National Council on Problem Gambling and the Association of Problem Gambling Service Administrators have declared the week of March 2nd through March 8th as National Problem Gambling Awareness Week; and

WHEREAS, through programming and education, potential and existing gambling related problems can be addressed by individuals, organizations, and state and tribal governments.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 2 - 8, 2014 as

*** ARIZONA PROBLEM GAMBLING 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 second day of December in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** CATHOLIC SCHOOLS WEEK ***

[M13-350]

WHEREAS, Catholic schools are committed to providing young students of all races and creeds with an education that emphasizes academic and moral values as well as teaching respect and love for God, country and fellow human beings; and

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WHEREAS, Catholic schools provide opportunities for a quality education to children of all faiths, ethnicities and social economic levels; and

WHEREAS, each year, people nationwide celebrate Catholic Schools Week to recognize the accomplishments of Catholic primary and secondary schools across the country, with this year's theme being "*Catholic Schools Communities of Faith, Knowledge and Service*".

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim January 26 - February 1, 2014 as

* **CATHOLIC SCHOOLS WEEK** *

and, I further urge Arizonans to participate in the wide range of activities that will be held in our community to exemplify the best of Catholic education.

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-fifth day of November in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

EXECUTIVE ORDER 2013-09
Establishing The Arizona Office of Grants and Federal Resources

[M13-341]

WHEREAS, grants are a key component of the State of Arizona's budget; and

WHEREAS, grants, particularly federal grants, have a significant effect on the Arizona economy and the fiscal interests of the citizens of Arizona; and

WHEREAS, the maximum benefits from grant programs are only achieved by reducing unnecessary administrative costs while simultaneously improving program performance and outcomes, increasing overall results, while ensuring integrity, transparency, and accountability in the process; and

WHEREAS, Arizona should fully explore cost and regulatory burden matters before entering into grant partnerships with organizations; and

WHEREAS, the State of Arizona should be wise, thorough, competitive, consistent and strategic in securing available grants and other federal resources; and

WHEREAS, in 1982, President Reagan issued Executive Order 12372, "Intergovernmental Review of Federal Programs," which provided states with an opportunity to review and coordinate proposed federal resources; and

WHEREAS, Executive Order 12372 enables each state to designate an entity to establish a clearinghouse for seeking federal grants; and

WHEREAS, a state clearinghouse for seeking grants should be created to (1) eliminate duplicative administration and costs; (2) ensure proposals are in accordance with state plans, policies, programs, objectives, and procedures; (3) determine if the proposed project is fiscally and programmatically prudent; (4) provide critical information for state accounting and other business systems; and (5) provide information to state government and businesses concerning proposed activities that

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may affect them.

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 the State of Arizona do hereby establish the "OFFICE of GRANTS and FEDERAL RESOURCES (GFR) and order as follows:

- 1) The Arizona Department of Administration (ADOA) shall house and provide all administrative support to the GFR as needed.
- 2) The GFR shall work to support the Governor's Office of Strategic Planning and Budget (OSPB) with their responsibilities as they relate to A.R.S. § 41-723.
- 3) The GFR shall serve as the single point of contact (SPOC) for grant applications by the State.
 - a. The GFR shall have a complete process to identify, review, and track all proposals for assistance in accordance with applicable federal and state laws.
 - b. The GFR shall capture all grant information electronically in order to provide critical information to the state accounting system or the business systems.
 - c. The GFR shall review the best practices of other States' SPOC that have been designated to participate in the intergovernmental review process with the United States Office of Management and Budget (OMB).
- 4) The GFR shall research, document, and make recommendations concerning legal and statutory authorities, including any obstacles, for grant applications and awards to the State of Arizona.
- 5) The GFR shall establish methods to communicate and collaborate with state agencies involved in grant applications.
- 6) The GFR shall develop, implement, and maintain an Arizona State Grants Management Manual.
- 7) The GFR shall provide training, technical assistance, and professional development to state grant professionals including the implementation of an Arizona Certified Grant Professional designation.
- 8) The GFR shall provide oversight for all federal grant transparency reporting, including but not limited to, American Recovery and Reinvestment Act (ARRA) Section 1512, Federal Funding Accountability and Transparency Act (FFATA), and the recently introduced Digital Accountability and Transparency Act (DATA) or other similar reporting requirements.
- 9) The GFR shall establish and maintain a statewide OMB Circular A-133 Single Audit Clearinghouse.
- 10) The GFR shall research and document concerning trends in findings of Arizona's Annual Single Audit report as they pertain to grants and make recommendations on how to resolve existing findings, prevent new findings, and in general reduce the number of findings per grant dollars expended.
- 11) The GFR shall develop and implement statewide performance measures related to grants and issue a report to OSPB on these measures annually.
- 12) The GFR may establish partnerships and working relationships with private and local government entities to enhance Arizona's ability to procure and manage grants.
- 13) All Executive Branch agencies, boards, and commissions are authorized and directed to cooperate with the GFR in implementing the provisions of this order.
- 14) This Executive Order shall take effect immediately upon signature.

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-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

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 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.

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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