

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, 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.

*** AMERICAN INDIAN DISABILITIES AWARENESS DAY ***

[M14-08]

WHEREAS, individuals from all backgrounds and cultures including American Indians and their families are affected by life impacting disabilities and the need for rehabilitation services; and

WHEREAS, the State of Arizona has a long history of encouraging opportunities for individuals with disabilities to function independently and productively; and

WHEREAS, these opportunities include the ability to vote, to volunteer, to work, and to engage in fulfilling lives, meaningful relationships, and rewarding careers; and

WHEREAS, all Arizonans are encouraged to support and aid the critical efforts to help improve the opportunities and resources for those living with disabilities, so that they may freely strive to realize their full potential without fear of physical limitations.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 27, 2014 as

*** AMERICAN INDIAN DISABILITIES 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 eighth day of January in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** GEOCACHING DAY IN ARIZONA ***

[M14-09]

WHEREAS, the State of Arizona with its diverse landscapes and climates lends itself to exploring nature on a grand scale; and

WHEREAS, the State of Arizona has encouraged its residents to explore the many facets of our wonderful State; and

WHEREAS, geocaching is a globally recognized outdoor adventure activity involving people of all age ranges and walks of life; and

WHEREAS, geocaching provides the incentive for people to come together and celebrate the outdoors and the family adventure; and

WHEREAS, Global Positioning Systems were developed and tested over the lands of Arizona, and at the Yuma Proving Grounds and the Marine Corps Air Station of Yuma, Arizona; and

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WHEREAS, South West Arizona Geocachers have developed the City of Yuma into a destination of geocaching activity and created an abundant amount of clever geocaches; and

WHEREAS, geocaching increases tourism, promotes physical activity, and discovering the great outdoors once again; and

WHEREAS, hundreds of spirit-filled adventures will gather at one of Yuma's beautiful city parks to come together in camaraderie to share their geocaching adventures.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 9, 2014 as

*** GEOCACHING DAY IN ARIZONA ***

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 eighth day of January in the year Two Thousand and Fourteen and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** VIETNAM VETERANS DAY ***

WHEREAS, United States military personnel of the Army, Marine Corps, Navy, Air Force and Coast Guard endured a long and difficult mission which officially began on August 5, 1964 and the last American troops were withdrawn on March 29, 1973; and

[M14-10]

WHEREAS, during that period, 2.5 million members of our Armed Forces participated in the Vietnam War sustaining a high degree of permanent injuries and loss of life, including 613 casualties from the State of Arizona; and

WHEREAS, proudly serving with allegiance, the sacrifices of Vietnam Veterans have been essential to preserving the principles that define our great country and they continue to inspire us; and

WHEREAS, our citizens have the utmost respect for the Vietnam Veterans, and those who lost their lives are likewise commemorated as they gave themselves in the name of freedom and the rights of all Americans; and

WHEREAS, we pay tribute to them for their valiant efforts, reflective of the strength and character they demonstrate, and welcome the opportunity to acknowledge and thank them for their defense of freedom and democracy, extending our admiration and heartfelt gratitude for such meaningful contributions to our Nation, this State, and their home communities.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 29, 2014 as

*** VIETNAM VETERANS DAY ***

and, I further call upon all Arizonans to remember the sacrifice, deeds, courage, and commitment of all Vietnam Veterans.

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 eighth day of January in the year Two Thousand and Fourteen, and of the Independence of the

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United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

* 2-1-1 ARIZONA DAY *

[M14-11]

WHEREAS, Community Information and Referral Services has been providing health and human services information and referrals since 1964 through its mission "To serve as Arizona's key source of integrated information that brings people and services together to meet vital needs"; and

WHEREAS, Community Information and Referral Services' vision is for all Arizonans to be easily connected to available health and human services in their communities; and

WHEREAS, 2-1-1 is the federal number assigned for 24/7 health and human services information and referrals since 2000; and

WHEREAS, 2-1-1 Arizona is a service of Community Information and Referral Services as designated by the Arizona Corporation Commission in July 2010 to provide statewide easy access to all Arizonans regarding health and human services available in their communities; and

WHEREAS, 2-1-1 Arizona provided over 1.34 million service requests in 2013; and

WHEREAS, the available services through 2-1-1 Arizona are invaluable to the continued health and well-being of many Arizonans.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 11, 2014 as

* 2-1-1 ARIZONA 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 second day of January in the year Two Thousand and Fourteen, 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