

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.

*** ARIZONA SCHOOL CHOICE WEEK ***

[M14-23]

WHEREAS, every student in Arizona should have access to the highest-quality education possible; and

WHEREAS, Arizona recognizes the critical role that an effective and accountable system of education plays in preparing all students in Arizona to be successful adults in a global economy; and

WHEREAS, Arizona offers an array of high-quality public schools, public charter schools, private schools, and homeschooling options; and

WHEREAS, Arizona has thousands of dedicated, effective professionals teaching in our public, private and charter schools who deserve our support and commendation; and

WHEREAS, research demonstrates that providing students with multiple schooling options improves their academic performance; and

WHEREAS, School Choice Week is a nationally-celebrated event when we join with millions of parents, educators, schools, and organizations around the country to raise awareness of the need for effective educational options that challenge and motivate all our students to succeed.

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

*** ARIZONA SCHOOL CHOICE 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-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

*** ARIZONA SCIENCE AND TECHNOLOGY MONTH ***

[M14-24]

WHEREAS, Arizona is an intellectual center and emerging world leader for advances in Aerospace, Aviation and Defense, Semiconductor and Electronics, Information Technology, Optics, Life Science, Health Science, Renewable Energy and Telecommunications; and

WHEREAS, new jobs in Arizona are growing most rapidly in areas that require strong foundations in science, technology, engineering, and mathematics, and is experiencing a critical shortage of workers who are skilled in these areas, limiting our State's ability to compete in the global marketplace; and

WHEREAS, Arizona is now focused on ushering in the next generation of great scientific and technological leaders and

Arizona Administrative Register / Secretary of State
Governor's Executive Orders/Proclamations

must cultivate the scientific talents of all its students; and

WHEREAS, given the growing threat to America's preeminence in science and technology, public celebrations of science, technology and education, such as the Arizona SciTech Festival Initiative, are critical to raising student and public awareness of the impact science and technology have on our lives, and to inspire the next generation of scientific leaders.

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

*** ARIZONA SCIENCE AND TECHNOLOGY MONTH ***

and, I further encourage all Arizonans to extend their support to students of all ages who are interested in science and technology.

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 fourteenth 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

*** ARIZONA WEIGHTS & MEASURES WEEK ***

[M14-27]

WHEREAS, on March 2, 1799, the Congress of the United States enacted its first Weights and Measures Law, citing the necessity of standard weights and measures, the need of weights and measures as a public service, and the need of examining weights and measures devices and the need of uniformity, since all business and commerce function on a weight or measure; and

WHEREAS, the State of Arizona has recognized this need by establishing a Department of Weights and Measures to administer and enforce all laws governing the uniformity of weights and measures standards and to regulate all commercial practices in the area of quantity determination; and

WHEREAS, said Department of Weights and Measures has continued to perform its duties to ensure equity in all commercial transactions for the protection of all citizens of the State of Arizona, whether they are the buyer or the seller.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim March 1 - 7, 2014 as

*** ARIZONA WEIGHTS & MEASURES WEEK ***

and, I further encourage our citizenry to take cognizance of and recognize the Arizona Department of Weights and Measures for its invaluable contributions made to the economic welfare of the communities of this state.

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 fourteenth 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

Governor's Executive Orders/Proclamations

*** COLON CANCER AWARENESS MONTH ***

[M14-31]

WHEREAS, colorectal cancer is the second leading cause of cancer deaths in the United States and in Arizona; and

WHEREAS, there were 2,403 Arizonans diagnosed with colorectal cancer in 2011, comprising nine percent of all new cancer cases; and

WHEREAS, surgical cure was usually possible in about 39% of these cases because the cancer was discovered before it had spread, and

WHEREAS, the Colon Cancer Alliance – Central Arizona Chapter is a non-profit, non-partisan advocacy group working to reduce the impact of colorectal cancer in Arizona by providing current information and support to patients, survivors, supporters, and caregivers, and working to promote general community awareness and education to aid in the prevention and early detection of colorectal cancer; and

WHEREAS, colorectal cancer often has no symptoms in the earliest and most beatable stages, and often does not show symptoms until the disease is in advanced stages; and

WHEREAS, colorectal cancer can be prevented or cured through early detection; and

WHEREAS, Arizona will observe Colon Cancer Awareness Month with events taking place throughout the State, including activities to educate colorectal cancer patients, survivors, the healthcare community and to raise public awareness of colorectal cancer.

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

*** COLON CANCER AWARENESS MONTH ***

and, I further encourage all citizens to learn about the signs and symptoms of this disease and discuss preventative testing with your medical team.

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-third 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

*** RONALD REAGAN DAY ***

[M14-35]

WHEREAS, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, union leader, corporate spokesman, Governor of California and President of the United States; and

WHEREAS, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America; he was re-elected to his second term earning the confidence of nearly sixty percent of the electorate and was victorious in 49 of the 50 states in the general election – a record unsurpassed in the history of American presidential elections; and

WHEREAS, in 1981, when Ronald Reagan was inaugurated as President of the United States, he inherited a disillusioned nation shackled by rampant inflation and high unemployment; and

WHEREAS, during Mr. Reagan's presidency, he worked in a bipartisan manner to enact his bold agenda of restoring

Arizona Administrative Register / Secretary of State
Governor's Executive Orders/Proclamations

accountability and common sense to government which led to an unprecedented economic expansion and opportunity for millions of Americans; and

WHEREAS, President Reagan's commitment to the nation's children helped lower crime and drug use in our neighborhoods; and

WHEREAS, President Reagan's commitment to our Armed Forces contributed to the restoration of pride in America, values cherished by the free world, and prepared America's Armed Forces to meet the challenges of the 21st Century; and

WHEREAS, President Reagan's vision of "peace through strength" led to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing human rights for millions of people; and

WHEREAS, February 6, 2014 marks the 103rd anniversary of Ronald Reagan's birth and the tenth since his passing.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 6, 2014 as

*** RONALD REAGAN 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 fourteenth 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

*** TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH ***

[M14-36]

WHEREAS, teen dating violence crosses race, gender, and socioeconomic lines; and

WHEREAS, one in three adolescent girls in the United States is a victim of physical, emotional, or verbal abuse from a dating partner and females between the ages 16 - 24 are more vulnerable to intimate partner violence than any other age group – at a rate almost triple the national average; and

WHEREAS, in Arizona 13.6% of students who participated in the 2012 Youth Survey stated that they were hit, slapped, pushed, shoved or in some way physically assaulted by a boyfriend or girlfriend in the past 12 months; and

WHEREAS, a 2013 national study found that 41% of females and 37% of males reported experience with teen dating violence as a victim, and almost 35% of females and 29% of males, as a perpetrator at some point in their lifetime; and

WHEREAS, a violent relationship during adolescence can have serious ramifications for victims, including placing them at higher risk for substance abuse, eating disorders, risky sexual behavior, suicide, and adult revictimization; and

WHEREAS, only 33% of teens tell someone they were being physically or sexually abused by a dating partner and 81% of parents surveyed either believe dating violence is not a problem or admit they do not know it is a problem; and

WHEREAS, by providing young people with education about healthy relationships, building relationship skills, and by changing attitudes that support violence, we recognize that dating violence can be prevented; and

WHEREAS, it is essential to raise awareness among communities and to provide training for teachers, counselors, and school staff so that they may recognize when youth are exhibiting signs of dating violence.

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

*** TEEN DATING VIOLENCE PREVENTION AND AWARENESS MONTH ***

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-third 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

TERMINATION OF EMERGENCY

*** Wallow Fire Emergency-Greenlee County ~ PCA 73002 ***

[M14-42]

WHEREAS, a wildfire broke out in the Apache-Sitgreaves National Forest in Greenlee County on May 29, 2011; and

WHEREAS, the fire burned over 200,000 acres and became the state's largest wildfire on record; and

WHEREAS, numerous homes and public infrastructure were threatened; and

WHEREAS, a State of Emergency was declared on June 6, 2011 to address public health and safety concerns, support costs not covered by the fire management assistance grants, and provide recovery support necessary following suppression of the fires; and

WHEREAS, the Governor's Emergency Funds were expended pursuant to A.R.S. § 35-192, and

WHEREAS, pursuant to A.R.S. § 26-303(F), the Governor is authorized to proclaim the termination of emergency.

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, do hereby terminate the declaration of the State of Emergency of June 6, 2011. All unexpended funds allocated to the emergency shall revert to the Governor's Emergency Fund in accordance with A.R.S. § 35-192(F)(4).

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 fifth day of February in the Year Two Thousand 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.
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