

**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 AMERICAN INDIAN RIGHT TO VOTE DAY ***

[M14-205]

WHEREAS, American Indian people have lived in what is now Arizona since time immemorial and today, 22 federally recognized Tribes, Nations, Communities and Pueblo call Arizona home; and

WHEREAS, although today we recognize that the members of these tribes are citizens of their respective tribal nations, citizens of Arizona, and citizens of the United States of America, such was not always the case; and

WHEREAS, despite the fact that before World War I, American Indians who lived on reservations in Arizona were not considered citizens of the United States and were thus exempt from the draft, more than 8,000 American Indians served in the United States armed forces during World War I; and

WHEREAS, in response to these valuable contributions, and with the advocacy of American Indian leaders, Congress passed the Indian Citizenship Act in 1924, which guaranteed certain citizenship rights to American Indians; and

WHEREAS, in World War II, Code talkers used their Native languages to help win victory in the Pacific theatre; and

WHEREAS, Congress passed the Nationality Act of 1940, reaffirming the citizenship of American Indians; and

WHEREAS, together, American Indian leaders and Congressmen worked together to confirm the rights of American Indians to vote; and

WHEREAS, Arizona law now recognizes the right of American Indian citizens to vote in state elections.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim July 15, 2014 as

*** ARIZONA AMERICAN INDIAN RIGHT TO VOTE 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 July in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

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* **ARIZONA PREPAREDNESS MONTH** *

[M14-194]

WHEREAS, the residents of Arizona are called to action to be prepared for any type of emergency, where they live, work, and play; and

WHEREAS, the threat of natural and human-caused incidents has reminded us of the spirit of resilience that binds us tighter as a whole community; and

WHEREAS, the State of Arizona and its residents often endure monsoon rains, flash floods, wildfires and extreme heat, which can threaten public health and safety, damage property and infrastructure, strain resources and impact state commerce; and

WHEREAS, residents are encouraged to be resilient and prepared for emergencies in their homes, businesses, and schools, by developing family communication plans and disaster preparedness kits, and by being informed of, and ready to respond and recover from potential hazards; and

WHEREAS, State agencies, State employees, and volunteer agencies should be prepared to outreach, educate, and inspire preparedness in others, as well as provide help during and after a disaster; and

WHEREAS, emergencies and disasters can strike without warning, making it imperative that businesses, schools and industry "Make a Plan," "Build a Kit," "Be Informed," and "Get Involved" to ready the whole community; and

WHEREAS, the State of Arizona has partnered with Arizona Citizen Corps Councils, the Arizona Department of Homeland Security, the Arizona Department of Emergency and Military Affairs, and the Arizona Department of Health Services, and the American Red Cross Grand Canyon Chapter, among others, to participate in community resilience planning, and take steps to increase public activities in preparing for emergencies so our citizens will know what to do to be safe and mitigate damage in an emergency.

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

* **ARIZONA PREPAREDNESS MONTH** *

and, I further encourage all residents to develop their own emergency preparedness plans.

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-first day of July in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

* **CENTRAL SERVICE WEEK** *

[M14-193]

WHEREAS, Central Service Technicians are responsible for processing surgical instruments, supplies, and equipment; and

WHEREAS, serving in settings ranging from hospitals to ambulatory surgical centers, Central Service Technicians provide support to patient care services; and

WHEREAS, Central Service Department tasks include decontaminating, cleaning, processing, assembling, sterilizing, storing, and distributing the medical devices and supplies needed for patient care; and

WHEREAS, the Central Service Department of a healthcare facility is the heart of all activity surrounding instruments, sup-

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plies, and equipment required for operating rooms, endoscopy suites, ICU, birth centers, and other patient care areas; and

WHEREAS, Central Service Technicians play a most important role in patient care arenas, and are responsible for first-line processes to prevent patient infections; and

WHEREAS, Central Service Week recognizes the contribution Central Service Technicians make to patient safety and the opportunities and challenges facing the profession.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim October 12 – 18, 2014 as

*** CENTRAL SERVICE 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-first day of July in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

ATTEST:
Ken Bennett
Secretary of State

*** POLLUTION PREVENTION WEEK ***

[M14-195]

WHEREAS, Arizonans take great pride in the natural wonders of our State and want both a vibrant economy and a clean environment; and

WHEREAS, Arizonans support innovative and cost effective programs that result in environmentally responsible economic growth; and

WHEREAS, pollution prevention not only protects the quality of our air, water and land, but also emphasizes energy efficiency, water conservation, and other best practices that will reduce impacts to the environment; and

WHEREAS, a strong pollution prevention program based on sound science will decrease the number and types of contaminants adversely affecting Arizona's children and the public; and

WHEREAS, investments in pollution prevention increases operational efficiency and can save businesses and taxpayers money; and

WHEREAS, by focusing attention on pollution prevention, efficiency, and innovation, the State of Arizona will be better positioned to meet the challenges of global economic competitiveness; and

WHEREAS, National Pollution Prevention Week is an opportunity for government and the private sector to recognize the benefits of pollution prevention and to work collaboratively to plan for a prosperous future.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim September 15 – 19, 2014 as

*** POLLUTION PREVENTION WEEK ***

and, I further urge all applicable state agencies, businesses and citizens of Arizona to make pollution prevention a priority in our 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 twenty-first day of July in the year Two Thousand and Fourteen, and of the Independence of the United States of America the Two Hundred and Thirty-ninth.

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.

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- 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