

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 RECOVERY MONTH \*

[M14-231]

**WHEREAS**, having good behavioral health is essential to one's overall health and well-being; and

**WHEREAS**, the first symptoms of mental illness typically precede a mental and/or substance use disorder by two to four years, offering a window of opportunity to intervene early and often; and

**WHEREAS**, early treatment for mental illnesses can help delinquent adolescents avoid violent futures; and

**WHEREAS**, to improve health in our communities it is important that everyone learns to recognize the signs of a problem and guide those in need to appropriate treatment and recovery support services; and

**WHEREAS**, scientific research shows that treatment can help patients addicted to drugs to stop using, to avoid relapse, and to successfully recover their lives; and

**WHEREAS**, research shows that for every \$1.00 invested in prevention and early treatment programs, \$2.00 to \$10.00 could be saved in health costs, criminal and juvenile justice costs, educational costs, and lost productivity; and

**WHEREAS**, people in recovery can achieve a healthy lifestyle and contribute in many positive ways to our communities; and

**WHEREAS**, the benefits of preventing and treating mental and/or substance use disorders are significant and valuable to individuals, families, communities, and the State of Arizona; and

**WHEREAS**, to help more people achieve and sustain long-term recovery, the State of Arizona joins the Substance Abuse and Mental Health Services Administration, the Arizona Department of Health Services and its partners and contracting organizations and invites all residents of Arizona to observe, support and participate in the 25<sup>th</sup> anniversary of Recovery Month.

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

\* ARIZONA RECOVERY MONTH \*

and, I further call upon the citizens of this great State to observe this month with appropriate programs, activities, and ceremonies to support this year's theme, "*Join the Voices for Recovery: Speak Up, Reach Out!*"

**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 August 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**

**\* MASSING OF THE COLORS AND SERVICE OF REMEMBRANCE DAY \***

[M14-225]

**WHEREAS**, it is fitting that we honor the American patriots who made the supreme sacrifice in the wars and conflicts in which our country has engaged and to the heroes of 9/11; and

**WHEREAS**, it is most appropriate that a period of time be set aside and consecrated during which we may revere and honor the memory of these honored dead, pay due homage to their valor, deeds, and sacrifice, and reflect upon their high service to our community and our nation; and

**WHEREAS**, it is for us, the living, to rededicate ourselves to the preservation of the heritage, traditions, and ideals for which these patriots gave their lives that our flag may forever wave in freedom and our people never suffer the burden of oppression; and

**WHEREAS**, the 50th Annual Massing of the Colors and Service of Remembrance is made possible by the Phoenix Chapter of the Military Order of the World Wars.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim September 14, 2014 as

**\* MASSING OF THE COLORS AND SERVICE OF REMEMBRANCE DAY \***

and, I further urge all Arizonans to honor and revere the memory of all those who have died on the battlefield in defense of our beloved land, in the preservation of the ideals on which our Nation was founded, and upon which it has endured.

**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 thirty-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**

**\* POW/MIA RECOGNITION DAY \***

[M14-214]

**WHEREAS**, throughout American history members of America's armed forces have made uncommon sacrifices as Prisoners of War (POW), serving their country under conditions of extreme hardship, while remaining steadfast even when their treatment violated fundamental standards of morality and international codes of conduct; and

**WHEREAS**, Americans held as POW and Americans Missing in Action (MIA) have earned our respect for their courage and devotion to the United States; and

**WHEREAS**, we honor our POW who, in the act of serving our Nation, relinquished their freedom to protect the liberty we enjoy; and

**WHEREAS**, we also honor those MIA, and should not forget the pain and suffering of war that continues for their families and friends and for all of us; and

**WHEREAS**, because we must not neglect to honor the men and women who have served their country so faithfully, the United States Congress established the third Friday in the month of September as America's Annual National POW/MIA Recognition Day.

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

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**\* POW/MIA RECOGNITION DAY \***

and, I further call upon all Arizonans to join with Americans across the Nation in honoring all present and former American POW and MIA, and their families; and I call upon state and local officials, active military, national guard and reserves, veterans, historians, educators, and private organizations to observe this day by flying the POW/MIA Flag (the Flag of Hope), and by conducting appropriate ceremonies or activities in honor of these heroes.

**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 fifteenth 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**

**\* TRUCK DRIVER APPRECIATION WEEK \***

[M14-232]

**WHEREAS**, professional truck drivers in the United States safely and securely deliver the products essential to homes, communities, hospitals, schools and businesses across Arizona and our nation; and

**WHEREAS**, professional truck drivers deliver more than two-thirds of all United States freight tonnage; and

**WHEREAS**, the more than 3.1 million men and women professional truck drivers who serve this nation are among the safest of all drivers and are dedicated to safety on our highways and in our workplaces; and

**WHEREAS**, the men and women professional truck drivers of the state of Arizona safely deliver more than 356,000 tons of freight each day to Arizona communities that depend on professional truck drivers to receive these goods; and

**WHEREAS**, the professional truck drivers who keep the shelves of our local supermarkets fully stocked, deliver medicine and medical supplies to hospitals and clinics, and deliver goods at every stage of production – from raw materials to the store shelf – should be honored; and

**WHEREAS**, in recognition of the importance of professional truck drivers to our national well-being and the economic value of the trucking industry to Arizona, it is proper to honor the men and women truck drivers for their past and future contributions.

**NOW, THEREFORE, I**, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim September 14 – 20, 2014 as

**\* TRUCK DRIVER APPRECIATION WEEK \***

and, I further urge Arizonans to join in giving proper recognition of the invaluable contributions of professional truck drivers to the expansion and health of our economy, and to the dedicated professional truck drivers who drive countless miles every day in the safest manner possible.

**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 August 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.
  - 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

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- 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**