

**GOVERNOR'S REGULATORY REVIEW COUNCIL
NOTICE OF PUBLIC MEETING AND AGENDA
FOR APRIL 7, 2015**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to members of the Governor's Regulatory Review Council and to the general public that the Governor's Regulatory Review Council will hold a regular meeting, open to the public on **Tuesday, April 7, 2015 at 9:00 a.m.** in the Pharmacy Boardroom located at 1616 West Adams, Suite 120 in the Land Department building. For additional information, call the Governor's Regulatory Review Council office at (602) 542-2058.

Attention Agencies, Boards, and Commissions: Please be advised that a change in A.R.S. § 41-1056(A) now includes rules made pursuant to an exemption from the A.P.A. or any part of the A.P.A. in the five-year-review report process. Accordingly, GRRC plans to add exempt rules of each agency to its five-year-review report schedule. **Please be aware that each agency that makes exempt rules is required to provide a copy of the rules to GRRC so the rules may be scheduled for a five-year-review report.** A.R.S. § 41-1005(C). If you believe this requirement does not apply to your agency, please seek legal advice and notify GRRC of the legal grounds which you believe removes your agency from being subject to these requirements.

Attention Agencies, Boards, and Commissions: Please be advised that GRRC's new rules are effective October 5, 2013. As such, certain requirements for filing rules and reports have changed. One such change is that Agencies, Boards, and Commissions are now required to file final approved rules with the Secretary of State themselves after the Council has approved the rules. GRRC staff will no longer file approved rules with the Secretary of State. GRRC Certificates of Approval, which must be included with the rulemaking for filing with the Secretary of State, will generally be available from GRRC Staff after the Council Meeting at which the rules are approved. The new GRRC rules outlining submission requirements and filing procedures can be accessed [on the GRRC web site](#) or by request from the GRRC office. Please contact GRRC at (602) 542-2058 with any questions or concerns regarding this notice.

Attention Governor's Regulatory Review Council visitors (including agency personnel and members of the public): The Arizona Department of Administration has implemented new building security measures at 100 N. 15th Ave., Phoenix, AZ 85007. All visitors who do not have a badge granting access to the building must go to the Badging Office on the first floor to be admitted as a guest. Due to the new security measures, agency personnel who routinely submit documents or who wish to attend seminars should either verify that their badges grant access to the building or schedule visits in advance with GRRC. Please contact GRRC at (602) 542-2058 with any questions or concerns regarding admittance to the building.

At its discretion, the Council may consider and act upon any agenda item out of order. Members of the Council may appear by telephone. At its discretion, the Council may take one or more items by consent if the items are unlikely to generate controversy. An item may be removed from this consent agenda upon request by any member of the Council, a representative of the relevant agency, or a member of the public.

Under A.R.S. §38-431.03(A)(3), the Governor's Regulatory Review Council may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice

on any item on the agenda.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting (602) 542-2058. Requests should be made as early as possible to allow time to arrange the accommodation.

A copy of the material provided to Council members (with the exception of material relating to possible executive sessions) is available for public inspection at the Council's office, located at 100 N. 15th Avenue, Suite 402, Phoenix, AZ 85007.

The agenda for the meeting is as follows: (This agenda is subject to change up to 24 hours before the meeting.)

A. CALL TO ORDER

1. Pledge of Allegiance

B. DISCLOSURE OF CONFLICTS OF INTEREST

C. CONSENT AGENDA ITEMS

1. Council Meeting Minutes 3/3/2015

2. Study Session Minutes 3/31/2015

3. Five-Year Review Reports:

3.1 ARIZONA DEPARTMENT OF AGRICULTURE (F-15-0301)

Title 3, Chapter 6, Article 1, Marketing

3.2 ARIZONA DEPARTMENT OF AGRICULTURE (F-15-0302)

Title 3, Chapter 1, Article 1, Administration; Article 2, Practice and Procedure Contested Cases and Appealable Agency Actions; Article 3, Public Participation in Rulemaking

3.3 ARIZONA RADIATION REGULATORY AGENCY (F-15-0307)

Title 12, Chapter 1, Article 2, Registration, Installation and Service of Ionizing Radiation-Producing Machines; And Certification of Mammography Facilities

3.4 ARIZONA DEPARTMENT OF VETERANS' SERVICES (F-15-0308)

Title 4, Chapter 40, Article 1, Definitions; Article 2, General Provisions; Article 3, Application and Admission Process; Article 5, Resident Support; Article 6, Resident Responsibilities and Conduct; Article 7, Involuntary Resident Discharge; Article 8, Resident Trust Fund; Article 9, Appeal Process

3.5 BOARD OF BEHAVIORAL HEALTH EXAMINERS (F-15-0401)

Title 4, Chapter 6, Article 1, Definitions; Article 2, General Provisions; Article 3, Licensure; Article 4, Social Work; Article 5, Counseling; Article 6, Marriage and Family Therapy; Article 7, Substance Abuse Counseling; Article 8, License Renewal and Continuing Education; Article 9, Appeal of Licensure or License Renewal Ineligibility; Article 10, Disciplinary Process for Unprofessional Conduct; Article 11, Standards of Practice

3.6 ARIZONA DEPARTMENT OF TRANSPORTATION (F-15-0402)

Title 17, Chapter 5, Article 5, Motor Carrier Financial Responsibility

4. Rules:

4.1 ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (R-15-0204)

Title 18, Chapter 2, Article 7, Existing Stationary Source Performance Standards

Repeal: R18-2-733, R18-2-733.01

Amend: R18-2-701, R18-2-734

4.2 RADIATION REGULATORY AGENCY-MEDICAL RADIOLOGIC TECHNOLOGY BOARD OF EXAMINERS (R-15-0302)

Title 12, Chapter 2, Article 1, General Provisions; Article 2, Application and Certification of Technologists; Article 3, Licensing Time-frames; Article 4, Schools of Practical Radiologic Technology; Article 5, Nuclear Medicine Technologist; Article 6, Practical Technologist in Bone Densitometry

Repeal: R12-2-104, R12-2-201, R12-2-202, R12-2-203, R12-2-204, R12-2-205, R12-2-206, R12-2-207, R12-2-301, R12-2-401, R12-2-402, R12-2-403, R12-2-404, R12-2-405, R12-2-406, Article 5, R12-2-501, R12-2-502, R12-2-503, R12-2-504, R12-2-505, R12-2-506, Article 6, R12-2-601, R12-2-602, R12-2-603, R12-2-604, R12-2-605

Amend: R12-2-101, R12-2-102, Article 2, Article 3, Article 4

New Section: R12-2-104, R12-2-201, R12-2-202, R12-2-203, R12-2-204, R12-2-205, R12-2-206, R12-2-207, R12-2-208, R12-2-301, R12-2-302, R12-2-303, R12-2-304, R12-2-305, R12-2-401, R12-2-402, R12-2-403, R12-2-404, R12-2-405, R12-2-406

**4.3 BOARD OF EXAMINERS OF NURSING CARE INSTITUTION
ADMINISTRATORS AND ASSISTED LIVING FACILITY MANAGERS (R-
15-0303)**

Title 4, Chapter 33, Article 1, General Provisions; Article 2, Nursing Care
Institutions Administrator Licensing; Article 3, Administrator-in-Training Program,
Article 4, Assisted Living Facility Manager Certification

Amend: R4-33-101, R4-33-108, R4-33-203, R4-33-208, R4-33-302, R4-33-
401, R4-33-402, R4-33-407, R4-33-408

New Section: R4-33-212 and R4-33-411

**4.4 ARIZONA DEPARTMENT OF FIRE, BUILDING AND LIFE SAFETY
(R-15-0305)**

Title 4, Chapter 36, Article 4, Permissible Consumer Fireworks

Amend: R4-36-401

4.5 ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY (R-14-1101)

Title 18, Chapter 2, Article 2, Ambient Air Quality Standards; Area Designations;
Classifications; Article 3, Permits and Permit Revisions; Article 9, New Source
Performance Standards; Article 11, Federal Hazardous Air Pollutants; Appendix 2,
Test Methods and Protocols

Amend: R18-2-210, R18-2-333, R18-2-901, R18-2-1101, Appendix 2

(*Note: ADEQ rules have not received an exemption from the Governor's
office pursuant to Executive Order 2015-01 and are not ripe for action, thus
the agency requested the rules be returned to the agency.)

D. CONSIDERATION AND APPROVAL OF FIVE-YEAR-REVIEW REPORTS:

The Council will consider five-year review reports filed under A.R.S. §41-1056 and may
approve or return the reports, in whole or in part. The Council may request information
from the agency or members of the public.

(None.)

E. CONSIDERATION AND APPROVAL OF RULES:

The Council will consider rule packages filed under A.R.S. §41-1052 and may approve or
return the packages, in whole or in part. The Council may request information from the
agency or members of the public.

(None.)

F. ADJOURNMENT