

# Arizona Board of Technical Registration

Five-Year-Rules Review Report

A.A.C. Title 4, Chapter 30  
Article 1. General Provisions  
Article 2. Registration Provisions  
Article 3. Regulatory Provisions

Prepared for the

**GOVERNOR'S REGULATORY REVIEW  
COUNCIL**

March 28, 2014

This report summarizes the result of a review of the 41 sections and 2 appendices under which the Board of Technical Registration operates. Pursuant to A.A.C. R1-6-301(A), the following concise analysis is submitted for Council consideration:

1. General Statute Authorizing the Rules:

All of the rules are generally authorized by A.R.S. § 32-106(A)(1), which provides that the Board shall adopt rules for the conduct of its meetings and performance of duties imposed upon it by law.

2. Objective of the Rules:

All the Board's rules were promulgated to give notice to the public of the Board's requirements with regard to the practices of architecture, engineering, land surveying, landscape architecture, geology, assaying, home inspection, drug lab remediation for workers and supervisors, and the alarm industry.

3. Effectiveness of the Rules in Achieving Their Objectives:

The following rules are effective in meeting their stated objectives:

R4-30-102	Home Inspection Definitions
R4-30-103	Drug Laboratory Site Remediation Definitions
R4-30-107	Registration and Certification Expiration Dates
R4-30-120	Complaint Review Process
R4-30-121	Investigation of Violations
R4-30-122	Issuance of Subpoenas
R4-30-123	Informal Compliance Procedures
R4-30-126	Service of Board Decisions; Rehearing of Board Decisions
R4-30-201	Registration as an Architect, Assayer, Engineer, Geologist, Landscape Architect or Land Surveyor
R4-30-202	In-training Designation
R4-30-202.01	Remediation Specialist Certification
R4-30-203	Waiver of Examination
R4-30-204	Examinations
R4-30-208	Education and Work Experience
R4-30-209	Time Frames for Professional Registration, Certification, or In-training Designation
R4-30-210	Time-frames for Approval to Sit for the Professional, Certification, or In-training Examination
R4-30-214	Architect Registration
R4-30-221	Engineering Branches Recognized
R4-30-222	Engineer-in-training Designation
R4-30-224	Engineer Registration
R4-30-242	Geologist-in-training Designation
R4-30-244	Geologist Registration

R4-30-247	Home Inspector Certification
R4-30-252	Landscape Architect-in-training Designation
R4-30-254	Landscape Architect Registration
R4-30-262	Assayer-in-training Designation
R4-30-264	Assayer Registration
R4-30-270	Drug Laboratory Site Remediation Firm Registration
R4-30-271	Onsite Supervisory Certification and Renewal
R4-30-272	Onsite Worker Registration
R4-30-282	Land Surveyor-in-training Designation
R4-30-284	Land Surveyor Registration
R4-30-301.01	Home Inspector Rules of Professional Conduct
R4-30-302	Electrical Plans
R4-30-303	Securing Seals
R4-30-304	Use of Seals
R4-30-305	Drug Laboratory Site Remediation Best Standards and Practices
R4-30-306	Securing and Using Identifying Markers
Appendix A	Sample Seals
Appendix B	Sample Expiration Date Notification

4. Consistency of the Rules With State and Federal Statutes and Rules, and a Listing of the Statutes or Rules Used in Determining the Consistency:

There are no directly applicable federal statutes or rules with which the Board's rules must be consistent. To the extent necessary, Board rules are consistent with those of the Office of the Secretary of State. All of the rules have previously been determined to be consistent with the following state statutes that are applicable to actions taken and work conducted by the Board. There are, however, new statutes and conditions applicable to the regulation of the alarm industry that will eventually impact consistency that the Board has considered in its review, as well as rulemaking requirements under A.R.S. § 41-1008 that may impact the Board.

A.R.S. § 41-1001, *et seq.*, the Arizona Administrative Procedure Act;  
A.R.S. § 41-1092, *et seq.*, Uniform Administrative Hearing Procedures;  
A.R.S. § 38-431, *et seq.*, commonly known as "The Open Meeting Law;"  
A.R.S. § 39-101, *et seq.*, commonly known as "The Public Records Law;"  
A.R.S. § 12-901, *et seq.*, Judicial Review of Administrative Decisions; and

The following rules are consistent with the Board's own governing statutes A.R.S. § 32-101, *et seq.*, and other rules:

R4-30-101	Definitions
R4-30-102	Home Inspection Definitions
R4-30-103	Drug Laboratory Site Remediation Definitions
R4-30-107	Registration and Certification Expiration Dates
R4-30-120	Complaint Review Process
R4-30-121	Investigation of Violations

R4-30-122	Issuance of Subpoenas
R4-30-123	Informal Compliance Procedures
R4-30-126	Service of Board Decisions; Rehearing of Board Decisions
R4-30-201	Registration as an Architect, Assayer, Engineer, Geologist, Landscape Architect or Land Surveyor
R4-30-202	In-training Designation
R4-30-202.01	Remediation Specialist Certification
R4-30-203	Waiver of Examination
R4-30-204	Examinations
R4-30-208	Education and Work Experience
R4-30-210	Time-frames for Approval to Sit for the Professional, Certification, or In-training Examination
R4-30-214	Architect Registration
R4-30-221	Engineering Branches Recognized
R4-30-222	Engineer-in-training Designation
R4-30-224	Engineer Registration
R4-30-242	Geologist-in-training Designation
R4-30-244	Geologist Registration
R4-30-247	Home Inspector Certification
R4-30-252	Landscape Architect-in-training Designation
R4-30-254	Landscape Architect Registration
R4-30-262	Assayer-in-training Designation
R4-30-264	Assayer Registration
R4-30-270	Drug Laboratory Site Remediation Firm Registration
R4-30-271	Onsite Supervisory Certification and Renewal
R4-30-272	Onsite Worker Registration
R4-30-282	Land Surveyor-in-training Designation
R4-30-284	Land Surveyor Registration
R4-30-301	Rules of Professional Conduct
R4-30-301.01	Home Inspector Rules of Professional Conduct
R4-30-302	Electrical Plans
R4-30-303	Securing Seals
R4-30-304	Use of Seals
R4-30-305	Drug Laboratory Site Remediation Best Standards and Practices
R4-30-306	Securing and Using Identifying Markers
Appendix A	Sample Seals
Appendix B	Sample Expiration Date Notification

5. Agency Enforcement Policy, including whether the rule is currently being enforced and, if so, whether there are any problems with enforcement:

### Article 1. General Provisions

The following rules that comprise Article 1 (General Provisions) are fairly and consistently enforced and no problems have arisen with respect to their enforcement.

R4-30-101	Definitions
R4-30-102	Home Inspection Definitions
R4-30-103	Drug Laboratory Site Remediation Definitions
R4-30-106	Fees
R4-30-107	Registration and Certification Expiration Dates
R4-30-120	Complaint Review Process
R4-30-121	Investigation of Violations
R4-30-122	Issuance of Subpoenas
R4-30-123	Informal Compliance Procedures
R4-30-126	Service of Board Decisions; Rehearing of Board Decisions

## Article 2. Registration Provisions

The rules setting forth the requirements and procedures for registration and certification comprise Article 2 (Registration Provisions). There is a similarity and uniformity to the rules that facilitates a group treatment of them for purposes of discussing factor #5.

The following rules are currently being enforced fairly and consistently and no problems have arisen with regard to their enforcement:

R4-30-201	Registration as an Architect, Assayer, Engineer, Geologist, Landscape Architect or Land Surveyor
R4-30-202	In-training Designation
R4-30-202.01	Remediation Specialist Certification
R4-30-203	Waiver of Examination
R4-30-204	Examinations
R4-30-208	Education and Work Experience
R4-30-209	Time Frames for Professional Registration, Certification, or In-training Designation
R4-30-210	Time-frames for Approval to Sit for the Professional, Certification, or In-training Examination
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R4-30-244	Geologist Registration
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R4-30-252	Landscape Architect-in-training Designation
R4-30-254	Landscape Architect Registration
R4-30-262	Assayer-in-training Designation
R4-30-264	Assayer Registration
R4-30-270	Drug Laboratory Site Remediation Firm Registration
R4-30-271	Onsite Supervisor Certification and Renewal
R4-30-272	Onsite Worker Certification and Renewal

R4-30-282	Land Surveyor-in-training Designation
R4-30-284	Land Surveyor Registration

### Article 3. Regulatory Provisions

The following rules are being enforced fairly and consistently as presently written and no problems have arisen with respect to enforcement:

R4-30-301	Rules of Professional Conduct
R4-30-301.01	Home Inspector Rules of Professional Conduct
R4-30-302	Electrical Plans
R4-30-303	Securing Seals
R4-30-304	Use of Seals
R4-30-305	Drug Laboratory Site Remediation Best Standards and Practices
R4-30-306	Securing and Using Identifying Markers
Appendix A	Sample Seals
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6. Clarity, Conciseness, and Understandability:

The following rules are clear, concise, and understandable as they are currently written:

R4-30-101	Definitions
R4-30-102	Home Inspection Definitions
R4-30-103	Drug Laboratory Site Remediation Definitions
R4-30-106	Fees
R4-30-107	Registration and Certification Expiration Dates
R4-30-120	Complaint Review Process
R4-30-121	Investigation of Violations
R4-30-122	Issuance of Subpoenas
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R4-30-202.01	Remediation Specialist Certification
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R4-30-264	Assayer Registration
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R4-30-304	Use of Seals
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7. Written Criticisms:

The Board has not received any written criticisms of these rules during the last five years.

8. Economic, Small Business, and Consumer Impact:

In order to assess the economic impact of the Board rules, it is important to understand what the Board does and the nature of its operations. The Board is charged with protecting the health, safety and welfare of the public. The Board examines, registers, and issues licenses to applicants for certain occupations and professions. It charges application fees to support these functions. Many of these fees are paid by the applicants' employers. The Board's licensing fees are appreciably lower than those charged to applicants for registration by other state regulatory boards. The Board's licensing and registration requirements carry no appreciable economic impact on consumers, small business, or the economy.

The Board amended 10 rules in 2012-2013. None of those rule changes had a noticeable economic impact on the public. No other state government agencies incurred any substantial economic impact as a result of any rulemakings.

9. The following rules impose the least burden and costs to persons regulated by the rule, including paperwork and other compliance costs necessary to achieve the underlying

regulatory objective. The probable benefits of these rules also outweigh the probable costs of the rules.

R4-30-101	Definitions
R4-30-102	Home Inspection Definitions
R4-30-103	Drug Laboratory Site Remediation Definitions
R4-30-106	Fees
R4-30-107	Registration and Certification Expiration Dates
R4-30-120	Complaint Review Process
R4-30-121	Investigation of Violations
R4-30-122	Issuance of Subpoenas
R4-30-123	Informal Compliance Procedures
R4-30-126	Service of Board Decisions; Rehearing of Board Decisions
R4-30-201	Registration as an Architect, Assayer, Engineer, Geologist, Landscape Architect or Land Surveyor
R4-30-202	In-training Designation
R4-30-202.01	Remediation Specialist Certification
R4-30-203	Waiver of Examination
R4-30-204	Examinations
R4-30-208	Education and Work Experience
R4-30-209	Time Frames for Professional Registration, Certification, or In-training Designation
R4-30-210	Time-frames for Approval to Sit for the Professional, Certification, or In-training Examination
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R4-30-284	Land Surveyor Registration
R4-30-301	Rules of Professional Conduct
R4-30-301.01	Home Inspector Rules of Professional Conduct
R4-30-302	Electrical Plans
R4-30-303	Securing Seals
R4-30-304	Use of Seals
R4-30-305	Drug Laboratory Site Remediation Best Standards and Practices



R4-30-306                    Securing and Using Identifying Markers  
Appendix A                    Sample Seals  
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10. There has been no analysis submitted to the agency by another person that compares the rules impact on this state's business competitiveness to the impact on businesses in other states for the following rules;

R4-30-101                    Definitions  
R4-30-102                    Home Inspection Definitions  
R4-30-103                    Drug Laboratory Site Remediation Definitions  
R4-30-106                    Fees  
R4-30-107                    Registration and Certification Expiration Dates  
R4-30-120                    Complaint Review Process  
R4-30-121                    Investigation of Violations  
R4-30-122                    Issuance of Subpoenas  
R4-30-123                    Informal Compliance Procedures  
R4-30-126                    Service of Board Decisions; Rehearing of Board Decisions  
R4-30-201                    Registration as an Architect, Assayer, Engineer, Geologist,  
Landscape Architect or Land Surveyor  
R4-30-202                    In-training Designation  
R4-30-202.01                    Remediation Specialist Certification  
R4-30-203                    Waiver of Examination  
R4-30-204                    Examinations  
R4-30-208                    Education and Work Experience  
R4-30-209                    Time Frames for Professional Registration, Certification, or In-  
training Designation  
R4-30-210                    Time-frames for Approval to Sit for the Professional, Certification,  
or In-training Examination  
R4-30-214                    Architect Registration  
R4-30-221                    Engineering Branches Recognized  
R4-30-222                    Engineer-in-training Designation  
R4-30-224                    Engineer Registration  
R4-30-242                    Geologist-in-training Designation  
R4-30-244                    Geologist Registration  
R4-30-247                    Home Inspector Certification  
R4-30-252                    Landscape Architect-in-training Designation  
R4-30-254                    Landscape Architect Registration  
R4-30-262                    Assayer-in-training Designation  
R4-30-264                    Assayer Registration  
R4-30-270                    Drug Laboratory Site Remediation Firm Registration  
R4-30-271                    Onsite Supervisory Certification and Renewal  
R4-30-272                    Onsite Worker Registration  
R4-30-282                    Land Surveyor-in-training Designation  
R4-30-284                    Land Surveyor Registration  
R4-30-301                    Rules of Professional Conduct

R4-30-301.01	Home Inspector Rules of Professional Conduct
R4-30-302	Electrical Plans
R4-30-303	Securing Seals
R4-30-304	Use of Seals
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11. In the analysis of the rules, the Board found that there are not directly applicable federal laws. Therefore, the Board finds that the rules are not more stringent than any corresponding federal law.
12. In the analysis of the rules, the Board found that registration reasonably falls under the definition of general permit under A.R.S. 41 § 1001(10) and that all rules are in compliance with A.R.S. § 32-1037.
13. The agency completed the course of action indicated in the agency’s previous five-year review for R4-30-122, R4-30-212, R4-30-214, R4-30-301 and R4-30-305.
14. Proposed Course of Action:

The Board plans amend R4-30-106, R4-30-107, R4-30-203, R4-30-209 and R4-30-301 of its 41 rules sections and two appendices. See the analysis of individual rules section of this report, below, for a discussion of specific changes that are proposed.

### *Analysis of Individual Rules*

#### **R4-30-101 Definitions**

1. Authorization: Specific authority: A.R.S. § 32-106(A)(1)
2. Objective of the rule: The objective of this rule is to provide definitions for terms that are used throughout the Board’s rules.
3. Effectiveness: Currently, the rule does not provide the Board with a clear way to discipline a licensee or deny an applicant for registration who has been convicted of sexually related offenses as defined in A.R.S. § 13-1401et seq. or substance abuse/chemical dependency related crimes as defined in A.R.S. § 13-3401, or other crimes that take place outside of a work site without finding that the crime is reasonably related to the profession. Such an amendment would better protect the public from potentially dangerous licensees.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-102 Home Inspections Definitions**

1. Authorization: Specific authority: A.R.S. §§ 32-106(A)(1),(9), 32-111(D).
2. Objective of the rule: The objective of this rule is to provide definitions for terms that are used throughout the Board's rules related to home inspectors.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-103 Drug Laboratory Site Remediation Definitions**

1. Authorization: Specific authority: A.R.S. §§ 32-106(A)(1),(9), and 32-112(D)
2. Objective of the rule: The objective of this rule is to provide definitions for terms that are used throughout the Board's rules related to drug laboratory site remediation.
14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

#### **R4-30-106 Fees**

1. Authorization: Specific authority: A.R.S. § 32-124, A.R.S. § 32-122.05 and A.R.S. § 32-122.06
2. Objective of the rule: The objective of this rule is to set forth all the fees the Board charges that have to be established by rule.
3. Effectiveness: The fees that the Board currently imposes are no longer effective because they no longer cover the cost of the services provided.
4. Consistency: Although the Board is exempt from the requirements of A.R.S. Title 41 Chapter 6 in establishing a schedule for certain fees under A.R.S. § 32-124, A.R.S. § 41-1008 may require the Board to reflect the exempt fees in rule within two years. The rule amendment would be required to be consistent with A.R.S. § 41-1008.
14. Proposed course of action: If the Board retains jurisdiction over the alarm industry, it plans to amend this rule to include the Alarm Industry fees for certification and renewal, and to update fees for services that cost the Board more to produce than is currently charged to those requesting those services. The estimated submission of the final rulemaking package is July of 2017, contingent on regulation of the alarm industry remaining with the Board.
8. Economic Impact: Fees will only be increased proportionally to more accurately account for and recoup the Board's costs for the services it offers to the public. It is not expected to have any negative impact upon the public or the licensed populations that the Board serves.

#### **R4-30-107 Registration and Certification Expiration Dates**

1. Authorization: Specific authority: A.R.S. §§ 32-123, 32-127, 32-122.05 and 32-122.06.
2. Objective of the rule: The objective of this rule is to set forth the annual and triennial registration expiration dates for registrants.
6. Clarity, Conciseness and Understandability: The Board was given authority to regulate the alarm industry effective in 2013. Adding language to the rule explaining the two year expiration of alarm agent certifications and firm certifications, and the one year requirement that alarm agents and controlling persons must submit fingerprints for criminal background will help to notify the licensed population and assist them with conforming to statutory licensing requirements.
14. Proposed course of action: The Board plans to amend this rule to account for the expiration of alarm industry certifications if it retains jurisdiction over the industry. The estimated submission of the final rulemaking package is July of 2017, contingent on regulation of the alarm industry remaining with the Board.
8. Economic Impact: There is no economic impact anticipated for the alarm industry applicants.

#### **R4-30-120 Complaint Review Process**

1. Authorization: Specific authority: A.R.S. §§ 32-128(C),(D), and (E)
2. Objective of the rule: The objective of this rule is to set forth the Board's complaint review process.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-121 Investigation of Violations**

1. Authorization: Specific authority: A.R.S. §§ 32-128 and 32-129
2. Objective of the rule: The objective of this rule is to set forth the Board's investigative powers and explain the confidential nature of the investigations.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-122 Issuance of Subpoenas**

1. Authorization: Specific authority: A.R.S. § 32-106(A)(6)

2. Objective of the rule: The objective of this rule is to set forth the requirements for the Board to issue a subpoena.

14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

#### **R4-30-123 Informal Compliance Procedures**

1. Authorization: Specific authority: A.R.S. §§ 32-106(A)(5) and 32-128(G)

2. Objective of the rule: The objective of this rule is to set forth the Board's informal compliance procedures, i.e. the settlement process.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-126 Service of Board Decisions; Rehearing of Board Decisions**

1. Authorization: Specific authority: A.R.S. § 32-106(A)(5)

2. Objective of the rule: The objective of this rule is to set forth the parameters of the Board's rehearing process and the conditions under which a request for a rehearing or review of the Board's decisions may be granted.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-201 Registration as an Architect, Assayer, Engineer, Geologist, Landscape Architect or Land Surveyor**

1. Authorization: Specific authority: A.R.S. § 32-122.01

2. Objective of the rule: The objective of this rule is to set forth the Board's requirements for registration.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-202 In-training Designation**

1. Authorization: Specific authority: A.R.S. § 32-122

2. Objective of the rule: The objective of this rule is to set forth the requirements for in-training designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-202.01 Remediation Specialist Certification**

1. Authorization: Specific authority: A.R.S. § 32-131
2. Objective of the rule: The objective of this rule is to set forth the requirements for certification as a drug laboratory remediation specialist.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-203 Waiver of Examination**

1. Authorization: Specific authority: A.R.S. § 32-126
2. Objective of the rule: The objective of this rule is to set forth the conditions under which the Board may waive the professional examination and the in-training examinations. The rule supplements the statute by providing applicants with specific requirements needed to verify their licensing information. As an example, waiver of examination may be contingent not only on whether the applicant has passed a prior examination, but also on the competencies demonstrated by the examination.
6. Clarity, Conciseness and Understandability: Although the rule is reasonably clear, applicants who are registered in other jurisdictions and who wish to seek a waiver of examination requirements would benefit from additional detail to assist in the application process, such as clarification of current examination requirements.
14. Proposed course of action: The Board plans to amend this rule to more clearly explain how candidates for registration may qualify for a waiver of required examinations. The estimated submission of the final rulemaking package is July of 2017.
8. Economic Impact: The Board does not anticipate and economic impact on applicants or the Board.

#### **R4-30-204 Examinations**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123
2. Objective of the rule: The objective of this rule is to establish 1) when the Board will give examinations; 2) how applicants may request a re-grade and review of their examinations; 3) how long the results of parts of an examination are acceptable by the Board; 4) how long the Board will hold open an application, and 5) how applicants may withdraw their applications.
14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

**R4-30-208 Education and Work Experience**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, 32-123 and 32-131
2. Objective of the rule: The objective of this rule is to set forth the terms of the credit given to applicants by the Board for educational and work experience.
14. Proposed course of action: The Board has no plans to amend this rule.

**R4-30-209 Time-frames for Professional Registration, Certification, or In-training Designation**

1. Authorization: Specific authority: A.R.S. § 41-1073
2. Objective of the rule: The objective of this rule is to set forth the time frames for professional registration, certification or in-training designation.
4. Consistency: The Board was given authority to regulate the alarm industry beginning in 2013. The Board now needs to establish the alarm firm and agent application timeframes to be consistent with the Board's other regulated professions and occupations and timeframe laws.
14. Proposed course of action: The Board plans to amend this rule to provide notice to the public regarding the timeframes required to process alarm firm and agent applications for certification if it retains jurisdiction over the industry. The estimated submission of the final rulemaking package is July of 2017, contingent on regulation of the alarm industry remaining with the Board.
8. Economic Impact: The Board does not anticipate an economic impact to the alarm firms or agents.

**R4-30-210 Time-frames for Approval to Sit for the Professional, Certification, or In-training Examination**

1. Authorization: Specific authority: A.R.S. § 41-1073
2. Objective of the rule: The objective of this rule is to establish the time-frames for approval to sit for the professional, certification or in-training examination.
14. Proposed course of action: The Board has no plans to amend this rule.

**R4-30-214 Architect Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the registration requirements for the architect designation.

14. Proposed course of action: the Board has no plans to amend this rule. It was amended in 2013.

#### **R4-30-221 Engineering Branches Recognized**

1. Authorization: Specific authority: A.R.S. §§ 32-106(B) and 32-123(A)

2. Objective of the rule: The objective of this rule is to set forth branches of engineering that the Board recognizes and for which the Board provides proficiency designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-222 Engineer-in-training Designation**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the engineer-in-training designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-224 Engineer Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the engineer designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-242 Geologist-in-training Designation**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the geologist-in-training designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-244 Geologist Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123



2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the geologist designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-247 Home Inspector Certification**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.02, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific certification requirements for the home inspector designation.

14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

#### **R4-30-252 Landscape Architect-in-training Designation**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the landscape architect-in-training designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-254 Landscape Architect Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the landscape architect designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-262 Assayer-in-training Designation**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the assayer-in-training designation.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-264 Assayer Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the assayer designation.

14. Proposed course of action: The Board has no plans to amend this rule.

**R4-30-270 Drug Laboratory Site Remediation Firm Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-141(E) and 32-101(B)(19)

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the drug laboratory site remediation firms.

14. Proposed course of action: The Board has no plans to amend this rule.

**R4-30-271 Onsite Supervisor Certification and Renewal**

1. Authorization: Specific authority: A.R.S. §§ 32-122.03 and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific certification and renewal requirements for the on-site supervisor designation.

14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

**R4-30-272 Onsite Worker Certification and Renewal**

1. Authorization: Specific authority: A.R.S. §§ 32-122.04 and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific certification and renewal requirements for the on-site worker designation.

14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

**R4-30-282 Land Surveyor-in-training Designation**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123

2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the land surveyor-in-training designation.

14. Proposed course of action: The Board has no plans to amend this rule.

**R4-30-284 Land Surveyor Registration**

1. Authorization: Specific authority: A.R.S. §§ 32-122, 32-122.01, and 32-123
2. Objective of the rule: The objective of this rule is to set forth the specific registration requirements for the land surveyor designation.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-301 Rules of Professional Conduct**

1. Authorization: Specific authority: A.R.S. § 32-106(F)
2. Objective of the rule: The objective of this rule is to set forth the standards of professional conduct for all registrants.
3. Effectiveness: Currently, the rule does not provide the Board with a clear way to discipline a licensee or deny an applicant for registration who has been convicted of sexually related offenses as defined in A.R.S. § 13-1401et seq. or substance abuse/chemical dependency related crimes as defined in A.R.S. § 13-3401et seq., or other crimes that take place outside of a work site without finding that the crime is reasonably related to the profession. Such an amendment would better protect the public from potentially dangerous licensees.
14. Proposed course of action: The Board plans to amend this rule to remove archaic language requiring that crimes be reasonably related to the professions it regulates. The estimated submission of the final rulemaking package is July of 2017.
8. Economic Impact: The rule change may have a limited impact on the number of criminal offense related investigations the Board conducts, the number of disciplinary actions imposed on licensees and the number of Orders requiring monitoring

#### **R4-30-301.01 Home Inspector Rules of Professional Conduct**

1. Authorization: Specific authority: A.R.S. § 32-106(F)
2. Objective of the rule: The objective of this rule is to set forth the standards of professional conduct for all home inspector registrants.
14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-302 Electrical Plans**

1. Authorization: Specific authority: A.R.S. §§ 32-122.01, and 32-101(B)(16) and (17)
2. Objective of the rule: The objective of this rule is to establish the thresholds of work that must be performed by registrants. Registrants are required to submit plans to a

reviewing municipalities, counties and state permitting authorities for approval and/or permit purposes.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-303    Securing Seals**

1. Authorization: Specific authority: A.R.S. §§ 32-106(A)(2) and 32-125

2. Objective of the rule: The objective of this rule is to describe the dimensions of a professional seal and how a registrant may acquire a seal.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-304    Use of Seals**

1. Authorization: Specific authority: A.R.S. § 32-125

2. Objective of the rule: The objective of this rule is to set forth when a professional registrant must seal professional documents.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **R4-30-305    Drug Laboratory Site Remediation Best Standards and Practices**

1. Authorization: Specific authority: A.R.S. § 32-131, A.R.S. § 12-900 and A.R.S. § 12-1000(D)

2. Objective of the rule: The objective of this rule is to set forth the standards of professional conduct of drug laboratory site remediation registrants.

14. Proposed course of action: The Board has no plans to amend this rule. It was amended in 2013.

#### **R4-30-306    Securing and Using Identifying Markers**

1. Authorization: Specific authority: A.R.S. § 32-106(F)

2. Objective of the rule: The objective of this rule is to require registered land surveyors to use certain identifying markers on survey points.

14. Proposed course of action: The Board has no plans to amend this rule.

#### **Appendix A    Sample Seals**

1. Authorization: Specific authority: A.R.S. § 32-125
2. Objective of the rule: The objective of this rule is to set forth acceptable samples of seals for registrants, including measurements, and how the signature is to be provided on the seal.
14. Proposed course of action: The Board has no plans to amend this rule.

## **Appendix B Sample of Expiration Date Notification**

1. Authorization: Specific authority: A.R.S. § 32-125
2. Objective of the rule: The objective of this rule is to set forth samples of how the expiration date is to be placed near the seal.
14. Proposed course of action: The Board has no plans to amend this rule.

*The Board hereby certifies that it is in compliance with the requirement in A.R.S. § 41-1091, regarding Substantive Policy Statements. All the Board's substantive policy statements are available for public review on its website, [www.azbtr.gov](http://www.azbtr.gov), and are on file with the Arizona Secretary of State's Office.*