

THE GOVERNOR'S REGULATORY REVIEW COUNCIL

Annual Report

Under A.R.S. § 41-1051(F)

**Kathy I. Zadari, Esq.
GRRC Administrator
July 31, 2009**

THE GOVERNOR'S REGULATORY REVIEW COUNCIL

July 1, 2008 through June 30, 2009

The duties and responsibilities of the Governor's Regulatory Review Council (Council) are set forth in the Arizona Administrative Procedure Act (APA), A.R.S. § 41-1001 *et seq.*

COUNCIL RESPONSIBILITIES

Under the Arizona APA, the Council is required to:

1. Review and approve or return, in whole or in part, a rule, preamble, and economic, small business, and consumer impact statement submitted by an agency (A.R.S. § 41-1052(B));
2. Schedule a periodic review of each agency's rules and approve or return, in whole or in part, the agency's report on its review (A.R.S. § 41-1056(B));
3. Receive reports of compliance with time-frame rules from agencies that issue licenses and report results to the governor, president of the senate, and speaker of the house of representatives (A.R.S. § 41-1078);
4. Receive and hear appeals regarding an agency's practice or substantive policy statement (A.R.S. § 41-1033(B));
5. Receive and hear appeals regarding the economic, small business, and consumer impact statement of an agency's rules (A.R.S. § 41-1056.01(D));
6. Receive and hear appeals regarding an agency delegation agreement (A.R.S. § 41-1081);
7. Receive certifications of compliance with A.R.S. § 41-1091 from all agency heads (A.R.S. 41-1091(D)); and
8. Receive reports from agencies regarding their progress toward completing the courses of action established in their five-year-review reports (A.R.S. § 41-1056(H)).

COUNCIL ACTIVITIES

1. Review and Act upon Submitted Rules

A.R.S. § 41-1052 requires an agency to submit and obtain Council's approval of a Notice of Final Rulemaking (rule package), which consists of a rule, preamble, and economic, small business, and consumer impact statement, before the rule package is filed with the Secretary of State. In 2008-2009, agencies submitted 74 Notices of Final Rulemaking for review and action by the Council. This number represents a decrease in rulemaking from prior years (agencies submitted 95 Notices of Final Rulemaking in 20087-2008), and is the result of the directive for a regulatory moratorium issued by Governor Brewer on January 22, 2009, and in effect through October 16, 2009.¹ In these 74 Notices of Final Rulemaking, the agencies repealed 113 rules, made 159 new rules, amended 404 existing rules, and renumbered 107 existing rules, for a total of 783 rulemaking actions.² This total compares with 810 rulemaking actions in 2007-2008.

In accordance with A.R.S. § 41-1051(F)(1), a list of agency rules approved by Council under A.R.S. § 41-1052 during year fiscal year 2008-2009 is attached to this report as Appendix A.³

From January 22, 2009 through June 30, 2009, GRRC considered and approved only 6 Notices of Final Rulemaking from agencies that had been granted an exception under the Governor's directive.

When the Governor's regulatory moratorium was issued on January 22, 2009, GRRC had 17 Notices of Final Rulemaking pending, and the Council was precluded from acting on these rule packages unless the submitting agencies first obtained an exception from the Governor's office to proceed.⁴ The table in Appendix C lists these 17 rule packages, and provides information regarding their disposition, to date. As the table notes, agencies did receive the exception to proceed for 4 of these 17 rule packages, and they withdrew 5 of these rule packages. As of the date of this report, 8 of these rule packages remain pending with GRRC, until the agencies either obtain an exception to proceed, or withdraw them.

2. Schedule and Act upon Five Year Review Reports

A.R.S. § 41-1056 requires each agency to review all of its rules at least once every five years to determine whether any rule should be amended or repealed and to summarize its findings in a report to Council. During this year, the Council received and approved 58 Five Year Review Reports. These reports included agencies' reviews of 1,539 rules. In these reports,

¹ As of this writing, it is uncertain whether the Governor's directive will be extended beyond October 16, 2009, and/or whether a legislative moratorium on rulemaking will be in effect after that date.

² Data include articles, sections, appendices and tables.

³ The February 3, 2009 GRRC meeting was cancelled at the request of the Governor's staff.

⁴ The Governor's directives of January 22, 2009, April 30, 2009 and June 30, 2009 all indicate that both formal and informal rulemaking activities are subject to the moratorium.

agencies determined that certain of their rules need to be repealed or amended, and provided the Council with a schedule of when the planned rulemakings would be completed.⁵

3. Receive Reports on Progress toward Completing the Courses of Action Established in Five Year Review Reports

A.R.S. § 41-1056(H) requires agencies to report on their progress toward completing the courses of action established in their Five Year Review Reports, by June 30 of each year.

It should be emphasized that many agencies indicated they were unable to meet their proposed target dates for rulemaking, due to the Governor's regulatory moratorium, **which included both formal and informal rulemaking activities**. As the attached data indicate in Appendix B, numerous agencies noted that they had begun rulemaking activities prior to January 2009, but have not been able to proceed with either Notices of Proposed or Final Rulemaking, because of the constraints set forth in the moratorium. Where this is the case, a symbol "¥" has been denoted. Further, a number of agencies indicated that they were required to withdraw or terminate rulemaking activities that had been begun, as a result of the moratorium. These instances are denoted with a symbol "****".

Additionally, the moratorium effectively placed a "freeze" on a number of Notices of Final Rulemaking that had been submitted to GRRC prior to January 22, 2009, and which the Council has been, to date, precluded from considering. As of the writing of this report, 8 Notices of Final Rulemaking remain in this category, as discussed above.

Appendix B lists the agencies reporting progress toward completion of those courses of action, as well as those reporting a lack of progress;⁶ however, the data in Appendix B should be reviewed within the context of the directives set forth in the Governor's regulatory moratorium.

The proposed courses of action contained in Appendix B are described as: (1) Completed, (2) Some Progress, or (3) No Progress. Agency activity is described as "Completed" where the rulemaking process was completed, and date of publication provided. Agency activity is described as "Some Progress" where, at minimum, a Notice of Docket Opening was filed. Agency activity is described as "No Progress" where a Notice of Docket Opening has not yet been filed, or has expired.⁷ However, there may have been significant reasons or circumstances why progress has not yet been made (in addition to the constraints contained in the Governor's moratorium); a list of endnotes following the table in Appendix B sets forth the explanation of these circumstances noted by the agencies.

⁵ Many of these reports indicate agencies' statements that they have been unable to proceed or continue with proposed rulemaking since January 2009, due to the Governor's moratorium.

⁶ Progress Reports for Five Year Review Reports submitted to the Council from July 2004 to June 2009 are summarized in Appendix B.

⁷ Unless a specific number of rules is indicated, the descriptions "Completed", "Some Progress", or "No Progress" in Appendix B apply to all rules discussed in the agency's Five Year Review Report.

4. Receive Reports of Compliance with Time-frame Rules

In accordance with A.R.S. § 41-1078(B), in November 2008, the Council submitted a report regarding agencies' compliance with their time-frame rules during the 2007-2008 fiscal year to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

5. Receive and Hear Appeals Regarding (a) an Agency's Practice or Substantive Policy Statement, (b) Regarding the Economic, Small Business, and Consumer Impact Statement of an Agency's Rules, and/or (c) Regarding an Agency Delegation Agreement

Appeal of an Agency Delegation Agreement

No appeal was made to Council regarding an agency delegation agreement, for fiscal year 2008-2009.

Appeal of an Agency Practice or Substantive Policy Statement

No appeal was made to Council regarding an agency practice or substantive policy statement, for fiscal year 2008-2009.

Appeal of an Agency Economic, Small Business, and Consumer Impact Statement

No appeal was made to Council regarding the economic, small business, and consumer impact statement of an agency's rules, for fiscal year 2008-2009.

6. Receive Certifications of Compliance with the Substantive Policy Statement Directory Requirement

A.R.S. § 41-1091 requires all agencies to publish annually a directory summarizing the subject matter of all currently applicable rules and substantive policy statements. The directory, rules, substantive policy statements, and any materials incorporated by reference must be kept in one location and open to public inspection. Under A.R.S. § 41-1091(D), an agency head is required annually to certify to the Council that the agency is in compliance with this requirement. All agencies required to submit A.R.S. § 41-1091 certifications did so, for fiscal year 2008-2009.

ADDITIONAL RESPONSIBILITIES OF COUNCIL STAFF

GRRC staff assists the Council members in meeting their statutory duties and responsibilities as outlined in Items 1 – 6 above.

In addition to the monthly review and analysis GRRC staff provides to Council for Notices of Final Rulemaking and Five Year Review Reports, GRRC staff also provides a number of important professional services for the State of Arizona, including:

- (1) Providing “courtesy reviews” of draft rulemaking materials for over ninety Arizona State agencies;
- (2) Preparing and submitting Council’s Annual Reports;
- (3) Conducting monthly seminars for State agency personnel, to instruct and assist them with their rulewriting and reporting requirements;
- (4) Assisting agencies with any necessary revisions for Notices of Final Rulemaking and Five Year Review Reports placed on Council’s agenda;
- (5) Providing occasional assistance to the office of the Arizona Ombudsman-Citizens’ Aide in resolving rulemaking issues;
- (6) Overseeing the scheduling of two monthly meetings pursuant to the requirements of Arizona’s Open Meeting Law, A.R.S. § 38-431 *et seq.*;⁸
- (7) Assisting the Arizona Department of Public Safety with writing administrative rules for Arizona’s school bus drivers and school buses, pursuant to the statutory directive set forth in A.R.S. § 28-900; and
- (8) Conducting review and analyses of agencies’ statutes and administrative rules, to assist the Arizona Auditor General with its periodic reviews of agencies.

Duties noted in this final section require an expended discussion. GRRC staff has received a marked increase in requests for assistance from the Arizona Auditor General’s office in the past several months.⁹ Specifically, the Auditor General’s office has requested that GRRC staff attorneys review and analyze some 256 statutes and 542 rules for the following agencies: (1) Department of Liquor Licenses & Control; (2) Department of Health Services; (3) Department of Juvenile Corrections; (4) Arizona Lottery; (5) Department of Housing; and (6) Board of Chiropractic Examiners.¹⁰ By way of comparison, GRRC staff received only 1 such request from the Auditor General the previous fiscal year.

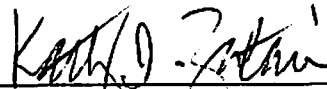
⁸ The new Council chair appointed by Governor Brewer in March 2009 has increased the Council’s monthly public meetings from once monthly to twice monthly.

⁹ GRRC staff’s reviews are done under the auspices of the general counsel’s office for the Auditor General, and GRRC staff attorneys provide no legal opinions in these analyses.

¹⁰ These requests have been submitted to GRRC staff from February 2009 – July 2009.

Therefore, although the total number of Notices of Final Rulemaking was fewer this past fiscal year than in previous years, these additional assignments to GRRC staff have increased its agency workload and responsibilities this past fiscal year. It should be noted that GRRC staff is pleased to provide this assistance to the Auditor General's office, and stands ready to assist all State agencies with any regulatory matters submitted to GRRC. GRRC staff strives to serve as a valuable resource for all State agency personnel who handle agency rulewriting or other Arizona APA-related responsibilities.

Respectfully submitted this 31st day of July, 2009.



Kathy I. Zatarj, Esq.
GRRC Administrator

Appendix A

**RULES SUBMITTED TO GRC FOR REVIEW AND ACTION
JULY 2008 THROUGH JUNE 2009
JULY 2008**

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ACCOUNTANCY Title 4, Chapter 1, Article 4, Regulation	R-08-0706 7/01/08					R4-1-453	1			1			
ADMINISTRATION Title 2, Chapter 5, Article 1, General	R-08-0709 7/01/08					R2-5-101	1			1			
ARIZONA EMERGENCY RESPONSE COMMISSION Title 8, Chapter 4, Article 1, Emergency Planning and Community Right to Know	R-08-0708 7/01/08							Article 1, R8-4-101 through R8-4-110	11	11			
ENVIRONMENTAL QUALITY Title 18, Chapter 2, Article 10, Motor Vehicles; Inspections and Maintenance	R-08-0714 7/01/08					R18-2-1006, R18-2-1009 through R18-2-1011, R18-2-1019, and R18-2-1027	7			7			
											0	0	0

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ENVIRONMENTAL QUALITY Title 18, Chapter 4, Article 1, General Requirements; Article 2, Maximum Contaminant Levels and Monitoring Requirements; Monitoring Assistance Program; Article 3, Treatment Techniques; Article 4, Special Monitoring Requirements; Article 7, Consumer Confidence Reports	R-08-0713 7/01/08	R18-4-101 through R18-4-107, R18-4-109, R18-4-110, R18-4-113, Appendix A, R18-4-201, R18-4-202, R18-4-204 through R18-4-209, R18-4-211 through R18-4-220, R18-4-301.02 through R18-4-304, R18-4-306 through R18-4-317, Appendix A, Appendix B, Article 4, R18-4-401 through R18-4-403, Article 7, R18-4-701 through R18-4-710, and R18-4-801	59	R18-4-108, R18-4-112, R18-4-114, R18-4-115 through R18-4-125, R18-4-201 through R18-4-212, Table 1, R18-4-213 through R18-4-214, R18-4-215 through R18-4-226, R18-4-301, R18-4-301.01, Table 1, R18-4-304, R18-4-305	43	Article 1, Article 2, R18-4-202 through R18-4-208, R18-4-211 through R18-4-214, R18-4-218, R18-4-219, Article 3, R18-4-301, and R18-4-305	21	R18-4-101 through R18-4-114, R18-4-118, R18-4-119, R18-4-121 through R18-4-125, R18-4-302, R18-4-303	23	146			
STATE FIRE SAFETY COMMITTEE Title 4, Chapter 36, Article 2, Arizona State Fire Code; and Article 3, International Fire Code Modifications	R-08-0707 7/01/08					R4-36-303	1	R4-36-202	1	2			
SUBTOTAL		REPEAL	59	RENUMBER	43	AMEND	31	NEW SEC.	35	168	0	0	0
TOTAL RULES										168			
TOTAL RULEMAKING ACTIVITY YEAR TO DATE										168			

**RULES SUBMITTED TO GRC FOR REVIEW AND ACTION
JULY 2008 THROUGH JUNE 2009
AUGUST 2008**

AGENCY Title, Chapter, Article	GRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ECONOMIC SECURITY Title 6, Chapter 17, Article 1	R-08-0805 8/05/08					R6-17-102	1				1		
INSURANCE Title 20, Chapter 6, Article 3, Financial Provisions and Procedures	R-08-0710 8/05/08	R20-6-303	1					R20-6-303	1		2		
PHARMACY Title 4, Chapter 23, Article 1, Administration; Article 5	R-08-0810 8/05/08					R4-23-110	1	R4-23-501 through R4-23-505	5		6		
PHARMACY Title 4, Chapter 23, Article 4, Professional Practices	R-08-0802 8/05/08					R4-23-411	1				1		
PHARMACY Title 4, Chapter 23, Article 1, Administration; Article 4, Professional Practices	R-08-0801 8/05/08					R4-23-110 and R4-23-404	2				2		

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
PHYSICAL THERAPY Title 4, Chapter 24, Article 2, Article 3	R-08-0806 8/05/08			R4-24-304 through R4-24-310	6	R4-24-201, R4-24-203, R4-24-204, R4-24-207, R4-24-208, Article 3, R4-24-302, R4-24-305 through R4-24-311	13	R4-24-304, R4-24-312	2	21			
RESPIRATORY CARE EXAMINERS Title 4, Chapter 45, Article 2	R-08-0807 8/05/08					R4-45-214	1	R4-45-218	1	2			
SUBTOTAL		REPEAL	1	RENUMBER	6	AMEND	19	NEW SEC.	9	35	0	0	0
TOTAL RULES		35								35			
TOTAL RULEMAKING ACTIVITY YEAR TO DATE		203								203			

**RULES SUBMITTED TO GRRC FOR REVIEW AND ACTION
JULY 2008 THROUGH JUNE 2009
SEPTEMBER 2008**

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
AHCCCS Title 9, Chapter 28, Article 8, TEFRA Liens and Recoveries; Article 9, First and Third-Party Liability and Recoveries	R-08-0916 9/09/08					R9-28-901, R9-28-910, R9-28-911, R9-28-912, R9-28-913, R9-28-914, R9-28-915, R9-28-916, R9-28-917, R9-28-918, and R9-28-919	11	R9-28-801, R9-28-802, R9-28-803, R9-28-804, R9-28-805, R9-28-806, R9-28-807, Article 8, R9-28-801.01	8	19			
CITRUS RESEARCH COUNCIL Title 3, Chapter 9, Article 5	R-08-0911 9/09/08					R3-09-506	1			1			
DISPENSING OPTICIANS Title 4, Chapter 20, Article 1, General	R-08-0901 9/09/08					R4-20-110, R4-20-118	2			2			

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ECONOMIC SECURITY Title 6, Chapter 17, Article 1, General Assistance Program; Purpose and Definitions	R-08-0805 9/09/08					R6-17-102	1			1			
GRAIN RESEARCH AND PROMOTION COUNCIL Title 3, Chapter 9, Article 2	R-08-0912 9/09/08					R3-9-201, R3-9-202, R3-9-203, R3-9-204, and R3-9- 205	5			5			

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
HEALTH SERVICES Title 9, Chapter 7, Article 1, Definitions; Article 2, Eligibility; Article 3 Referral; Enrollment; Application; Re- Determination; Termination; Article 4, Covered Medical Services; Article 5, Covered Support Services; Article 6 Member Payment; Article 7, Member Appeals	R-08-0913 9/09/08	R9-7-303, R9-7-304, R9-7-402, R9-7-501, Article 6, R9-7-601	6	R9-7-304, R9-7-305, R9-7-306, R9-7-307, R9-7-308, R9-7-402, R9-7-403, R9-7-404, R9-7-405, R9-7-406, R9-7-407, R9-7-408, R9-7-409, R9-7-410, R9-7-411, R9-7-412, R9-7-413, R9-7-414, R9-7-415, R9-7-416, R9-7-417, R9-7-418, R9-7-419, R9-7-420, R9-7-421, R9-7-501, R9-7-502, R9-7-503, R9-7-504, R9-7-505, R9-7-506, R9-7-602, R9-7-603, and R9-7-604	34	R9-7-101, R9-7-201-203, Article 3, R9-7-301, R9-7-302, R9-7-304, R9-7-305, R9-7-306, R9-7-307, R9-7-308, R9-7-401, R9-7-402, R9-7-403, R9-7-404, R9-7-405, R9-7-406, R9-7-407, R9-7-408, R9-7-409, R9-7-410, R9-7-411, R9-7-412, R9-7-413, R9-7-414, R9-7-415, R9-7-416, R9-7-417, R9-7-418, R9-7-419, R9-7-501, R9-7-503, R9-7-504, R9-7-505, R9-7-701	35	R9-7-303	1	76			
LETTUCE RESEARCH COUNCIL Title 3, Chapter 9, Article 1	R-08-0910 9/09/08					R3-9-101, R3-09-106	2			2			

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
PHARMACY Title 4, Chapter 23, Article 4, Professional Practices	R-08-0802 9/09/08					R4-23-411	1			1			
PHARMACY Title 4, Chapter 23, Article 4, Professional Practices	R-08-0907 9/09/08					R4-23-415	1			1			
PHARMACY Title 4, Chapter 23, Article 2 Pharmacist Licensure	R-08-0904 9/09/08					R4-23-202, R4-23-203, R4-23-302, R4-23-407	4			4			
PHARMACY Title 4, Chapter 23, Article 3, Intern Training & Pharmacy Intern Preceptors; Article 6, Permits & Distribution of Drugs	R-08-0905 9/09/08					R4-23-301, R4-23-601, R4-23-613, R4-23-1003	4			4			
PHARMACY Title 4, Chapter 23, Article 6, Permits and Distribution of Drugs	R-08-0906 9/09/08					R4-23-615	1			1			
REVENUE Title 15, Chapter 5, Article 22 Transaction Privilege Tax-Administration	R-08-0902 9/09/08					R15-5-2211	1			1			

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
TRANSPORTATION Title 17, Chapter 5, Article 2, Motor Carriers	R-08-0909 9/09/08	R17-5-208	1			R17-05-201, R17-05-202, R17-05-203, R17-05-204, R17-05-205, R17-05-206, R17-05-207	7	R17-5-208	1	9			
VETERINARY MEDICAL EXAMINING BOARD Title 3, Chapter 11, Article 1 General; Article 2, Application and Examination for Licensure; Article 3, Temporary Permitees; Article 4, Continuing Education Requirements; Article 5, Standards of Practice; Article 6, Veterinary Technicians; Article 7, Veterinary Medical Premises and Equipment	R-08-0915 9/09/08	R3-11-303	1			R3-11-101, R3-11-103, R3-11-107, R3-11-108, Table 1, R3- 11-203, R3- 11-401, R3- 11-402, R3- 11-403, R3- 11-501, R3- 11-502, R3- 11-606, R3- 11-607, and R3-11-701	14			15			
SUBTOTAL		REPEAL	8	RENUMBER	34	AMEND	90	NEW SEC.	10	142	0	0	0
RULES SUBMITTED		142								142			
TOTAL RULEMAKING ACTIVITY YEAR TO DATE		345								345			

**RULES SUBMITTED TO GRC FOR REVIEW AND ACTION
JULY 2008 THROUGH JUNE 2009
OCTOBER 2008**

AGENCY Title, Chapter, Article	GRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
AGRICULTURE Title 3, Chapter 4, Article 2, Quarantine	R-08-1005 10/07/2008					R3-4-233	1			1			
ENVIRONMENTAL QUALITY Title 18, Chapter 14, Article 2, Public Water System Design Review Fees	R-08-1004 10/07/08							Article 2, R18-14-201, R18-14-202, Table 1	4	4			
HEALTH SERVICES Title 9, Chapter 20, Article 7, Level 1 Specialized Transitional Agency	R-08-1003 10/07/08					R9-20-701	1			1			
TRANSPORTATION Title 17, Chapter 4, Article 4, Driver Licenses	R-08-1002 10/07/08							R17-4-414	1	1			
SUBTOTAL		REPEAL	0	RENUMBER	0	AMEND	2	NEW SEC.	5	7	0	0	0
RULES SUBMITTED		7								7			
TOTAL RULEMAKING ACTIVITY YEAR TO DATE		352								352			

RULES SUBMITTED TO GRC FOR REVIEW AND ACTION
JULY 2008 THROUGH JUNE 2009
NOVEMBER 2008

AGENCY Title, Chapter, Article	GRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ADMINISTRATION Title 2, Chapter 5, Article 4, Personnel Administration	R-08-1107 11/04/08					Article 4, R2-5-401, R2-5-403, R2-5-404, R2-5-405, R2-5-410, R2-5-411, R2-5-413, R2-5-414	9			9			
AHCCCS Title 9, Chapter 22, Article 5, General Provisions and Standards	R-08-1004 11/04/08					R9-22-501, R9-22-502, R9-22-503, R9-22-504, R9-22-509, R9-22-512, R9-22-518, R9-22-521, R9-22-522	9	R9-22-505	1	10			
AHCCCS Title 9, Chapter 31, Article 5, Children's Health Insurance Program	R-08-1002 1/04/08					R9-31-501, R9-31-502	2			2			
AHCCCS Title 9, Chapter 28, Article 5, Arizona Long-	R-08-1003 11/04/08					R9-28-501, R9-28-503, R9-28-505	3	R9-28-501.01	1	4			

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
PHARMACY Title 4, Chapter 23, Article 1, Administration; Article 4, Professional Practices; Article 6, Permits and Distribution of Drugs	R-08-1006 11/04/08					R4-23-110	1	R4-23-412, R4-23-413 and R4-23- 617	3	4			
PHARMACY Title 4, Chapter 23, Article 1, Administration; Article 12, Prescription Medication Donation Program	R-08-1005 11/04/08					R-08-1005	1	Article 12, R4-23-1201, R4-23-1202, R4-23-1203, R4-23-1204, R4-23-1205, R4-23-1206, R4-23-1207, R4-23-1208, R4-23-1209, R4-23-1210 and R4-23- 1211	12	13			

AGENCY Title, Chapter, Article	GRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
REVENUE Title 15, Chapter 3, Article 2, General; Article 3, Taxes on Tobacco Products; Article 4, Liquor Tax on Alcoholic Beverages; Article 5, Administration	R-08-1101 11/04/08					R15-3-201, Article 3, R15- 3-301, R15-3- 302, R15-3- 303, R15-3- 304, R15-3- 305, R15-3- 307, R15-3- 308, R15-3- 310, R15-3- 311, R15-3- 312, R15-3- 314, R15-3- 315, R15-3- 316, Article 4, R15-3-401, R15-3-402, R15-3-403, R15-3-406, R15-3-407, R15-3-408, R15-3-410, and R15-3- 501	24	R15-3-309, R15-3-404, R15-3-313 R15-3-405	4	28			
VETERINARY MEDICAL EXAMINING BOARD Title 3, Chapter 11, Article 1, General Provisions	R-08-1108 11/04/08					R3-11-105	1			1			
SUBTOTAL		REPEAL	0	RENUMBER	0	AMEND	50	NEW SEC.	21	71	0	0	0

RULES SUBMITTED TO GRC FOR REVIEW AND ACTION

JULY 2008 THROUGH JUNE 2009

DECEMBER 2008

AGENCY Title, Chapter, Article	GRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ARIZONA CRIMINAL JUSTICE COMMISSION Title 10, Chapter 4, Article 4, Drug and Gang Enforcement Account Administrative Program	R-08-1207 12/02/08			R10-4-402, R10-4-403, R10-4-404 and R10-4-406	4	Article 4, R10-4-401, R10-4-403, R10-4-404 and R10-4-406	5	R10-4-402 and R10-4-405	2	11			
BEHAVIORAL HEALTH EXAMINERS Title 4, Chapter 6, Article 3, Licensure; Article 8, License Renewal and Continuing Education	R-08-1203 12/02/08					R4-6-305 and R4-6-801	2			2			
EMERGENCY AND MILITARY AFFAIRS Title 8, Chapter 2, Article 7, Registration of Emergency Workers	R-08-1211 12/02/08							Article 7, R8-2-701, R8-2-702, R8-2-703 and R8-2-704	5	5			

EMERGENCY AND MILITARY AFFAIRS Title 8, Chapter 5, Article 1, Project ChalleNGe	R-08-1213 12/02/08						Article 1, R8-5-101, R8-5-102, R8-5-103, R8-5-104, R8-5-105 and R8-5- 106	7	7			
ENVIRONMENTAL QUALITY Title 18, Chapter 5, Article 1, Classification of Water and Wastewater Facilities and Certification of Operators	R-08-1217 12/02/08					R18-5-105 and R18-5- 109	2		2			

ENVIRONMENTAL QUALITY Title 18, Chapter 11, Article 1, Water Quality Standards for Surface Waters	R-08-1204 12/02/08	Table 1, Table 2, Table 3, Table 4 and Table 5	5	Table 6, Table 9, table 10, Table 11, Table 12, Table 13, Table 14, Table 15, Table 18, Table 19, Table 21, Table 22, Table 23, Table 24, Table 25 and Table 26	16	R18-11-101,102, R18-11-107, 108, 109, 110, 111, 112, 113, 114, R18-11-116, 117, 118, R18-11-121, 122, 123, Appendix A, Table 7, Table 8, Table 9, Table 10, Table 11, Table 12, Table 13, Table 14, Table 15, Table 16, Table 17, Table 18, Table 20, Table 21, Table 22, Table 23, Table 24, Table 25, Table 26 and Appendix B	37	R18-11- 107.01, R18-11- 108.01, R18-11- 108.02, R18-11- 108.03 and R18-11- 115, Table 1, Table 2, Table 3, Table 4, Table 5, Table 6 and Table 19, Appendix C	13	71			
HEALTH SERVICES Title 9, Chapter 10, Article 2, Hospitals	R-08-1216 12/02/08					R9-10-201, R9-10-202 and R9-10- 203	3	R9-10-234	1	4			
HEALTH SERVICES Title 9, Chapter 6, Article 1, General	R-08-1215 12/02/08					R9-6-102	1			1			
HEALTH SERVICES Title 9, Chapter 6, Article 1, General	R-08-1205 12/02/08							R9-6-103	1	1			

INDUSTRIAL COMMISSION Title 20, Chapter 5, Article 1, Workers' Compensation Practice and Procedure	R-08-1206 12/02/08					R20-5-101	1			1		
LAND DEPARTMENT Title 12, Chapter 5, Article 4, Sales	R-08-1201 12/02/08					R12-5-408	1			1		
NURSING BOARD Title 4, Chapter 19, Article 1, Definitions and Time-Frames; Article 4, Regulation; Article 5, Advanced Practice Nursing; Article 8, Certified Nursing Assistants	R-08-1001 12/02/08	R4-19-402	1			R4-19-101, R4-19-102, Table 1, R4- 19-401, R4- 19-403, R4- 19-404, R4- 19-509, and R4-19-814	8	R4-19-402, R4-19-405	2	11		

PUBLIC SAFETY Title 13, Chapter 9, Article 1, General Provisions; Article 2, Concealed-Weapons Permit: Application; Renewal; Responsibilities; Article 3; Firearms-Safety Training: Organizations and Instructors; Article 4, Certificate of Firearms Proficiency; Article 5, Leosa-Recognized Instructors; Article 6, Hearings and Disciplinary Proceedings	R-08-1212 12/02/08				R13-9-101, R13-9-102, R13-9-103, R13-9-104, Table 1, Article 2, R13-9-201, R13-9-202, R13-9-203, R13-9-204, R13-9-206, R13-9-208, R13-9-302, R13-9-305, R13-9-307, R13-9-308, R13-9-309, R13-9-310, R13-9-402, R13-9-403, R13-9-404, R13-9-501, R13-9-502 and R13-9- 601	24			24				
SUBTOTAL		REPEAL	6	RENUMBER	20	AMEND	84	NEW SEC.	31	141	0	0	0
TOTAL RULES SUBMITTED		141									141		
TOTAL RULEMAKING ACTIVITY YEAR TO DATE		564									564		

**RULES SUBMITTED TO GRRRC FOR REVIEW AND ACTION
 JULY 2008 THROUGH JUNE 2009
 JANUARY 2009**

AGENCY Title, Chapter, Article	GRRRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
ADMINISTRATION Title 2, Chapter 5, Article 1, General; Article 4, Benefits	R-09-0108 010609	R2-5-415, R2-5-416, R2-5-417, R2-5-418, R2-5-419, R2-5-420, R2-5-421 and R2-5- 422	8	R2-5-415 and R2-5- 423	2	Article 1, R2-5-101, R2-5-415 and Article 4	4			14			

ADMINISTRATION Title 2, Chapter 6, Article 1, General Provisions; Article 2, Insurance Plans; Article 3, Eligibility Criteria; Article 4, Appeals and Grievances	R-09-0105 010609						Article 1, Article 2, Article 3, Article 4, R2-6-101, R2-6-102, R2-6-103, R2-6-104, R2-6-105, R2-6-106, R2-6-107, R2-6-108, R2-6-201, R2-6-202, R2-6-203, R2-6-204, R2-6-205, R2-6-301, R2-6-302, R2-6-303, R2-6-401 and R2-6-402	22	22			
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AHCCCS Title 9, Chapter 28, Article 13, Freedom to Work	R-09-0110 010609	R9-28-1309, R9-28-1310, R9-28-1311, R9-28-1312, R9-28-1314, R9-28-1315, R9-28-1317, R9-28-1318, R9-28-1319 and R9-28-1322	10		R9-28-1301, R9-28-1302, R9-28-1303, R9-28-1304, R9-28-1305, R9-28-1307, R9-28-1308, R9-28-1313, R9-28-1316, R9-28-1320	10	R9-28-1309	1	21			
AHCCCS Title 9, Chapter 22 Article 19 Freedom to Work	R-09-0109 010609	R9-22-1909, R9-22-1910, R9-22-1911, R9-22-1912, R9-22-1914, R9-22-1916, R9-22-1917 and R9-22-1920	8		R9-22-1902, R9-22-1903, R9-22-1904, R9-22-1905, R9-22-1907, R9-22-1908, R9-22-1913, R9-22-1915 and R9-22-1919	9	R9-22-1909	1	18			

AHCCCS Chapter 22, Article 10, First and Third-party Liability and Recoveries	Title 9, R-09-0103 010609				R9-22-1001, R9-22-1002, R9-22-1003, R9-22-1004, R9-22-1007, R9-22-1008	6		6			
ECONOMIC SECURITY Title 6, Chapter 3, Article 18, Benefits	R-08-1202 12/02/08				R6-3-1810	1		1			
ENVIRONMENTAL QUALITY Title 18, Article 7, Chapter 4, Greenfields Pilot Program	R-09-0101 010609	Article 4 and R18-7-401	2					2			
ENVIRONMENTAL QUALITY Title 18, Chapter 2, Article 6, Emissions From Existing and New Nonpoint Sources	R-08-1214 12/02/08				R18-2-608	1		1			

ENVIRONMENTAL QUALITY Title 18, Chapter 2, Article 2, Ambient Air Quality Standards; Area Designations; Classifications; Article 7, Existing Stationary Source Performance Standards	R-08-1218 010609	Appendix 10 and Appendix 11	2			R18-2-216, R18-2-703, R18-2-708, R18-2-711, R18-2-712, R18-2-713, R18-2-715, R18-2-716, R18-2-717, R18-2-719, R18-2-720, R18-2-721, R18-2-722, R18-2-724 and R18-2- 730	15			17		
HEALTH SERVICES Title 9, Chapter 6, Article 1, General	R-09-0106 010609	Exhibit I-A	1			R9-6-101	1			2		
PHARMACY Title 4, Chapter 23, Article 2, Pharmacist Licensure	R-09-0104 010609					R4-23-205	1			1		

PUBLIC SAFETY Title 13, Chapter 1, Article 1, Criminal History Records	R-09-0106 010609			R13-1-109 and R13-1-111	2	R13-1-101, R13-1-102, R13-1-106, R13-1-108 and R13-1-111	5	R13-1-109 and R13-1-110	2	9			
TRANSPORTATION Title 17, Chapter 8, Article 5, Electronic Fuel Tax Reporting	R-08-1208 12/02/08							Article 5, R17-8-501, R17-8-502, R17-8-503, R17-8-504, R17-8-505 and R17-8-506	7	7			
TRANSPORTATION Title 17, Chapter 8, Article 4, Electronic Funds Transfers	R-08-1209 12/02/08							Article 4, R17-8-401, R17-8-402, R17-8-403, R17-8-404 and R17-8-405	6	6			

TRANSPORTATION Title 17, Chapter 1, Article 4, Electronic Funds Transfer	R-08-1210 12/02/08	Article 4, R17-1-401, R17-1-402, R17-1-403, R17-1-404, R17-1-405, R17-1-406 and R17-1- 407	8							8			
SUBTOTAL		REPEAL	39	RENUMBER	4	AMEND	53	NEW SEC.	39	135	0	0	0
TOTAL RULES SUBMITTED										135		135	
TOTAL RULEMAKING ACTIVITY YEAR TO DATE												699	

**RULES SUBMITTED TO GRC FOR REVIEW AND ACTION
 JULY 2008 THROUGH JUNE 2009
 MAY 2009**

AGENCY Title, Chapter, Article	GRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
INDUSTRIAL COMMISSION Title 20, Chapter 5, Article 5, Elevator Safety	R-09-0203 050509					R20-5-502, R20-5-504, R20-5-505, R20-5-506, R20-5-507, R20-5-508, R20-5-509, R20-5-510 and R20-5- 511	9	R20-5-513	1	10			
AGRICULTURE Title 3, Chapter 2, Article 9, Egg and Egg Product Control						R3-2-901, R3-2-903 and R3-2- 906	3	R3-2-907 and R3-2- 909	2	5			
SUBTOTAL		REPEAL	0	RENUMBER	0	AMEND	12	NEW SEC.	3	15	0	0	0
TOTAL RULES SUBMITTED		15								15			
TOTAL RULEMAKING ACTIVITY YEAR TO DATE		714								714			

**RULES SUBMITTED TO GRC FOR REVIEW AND ACTION
 JULY 2008 THROUGH JUNE 2009
 JUNE 2009**

AGENCY Title, Chapter, Article	GRC Docket	RULEMAKING ACTIVITY								COUNCIL ACTION			
		Repeal	#	Renumber	#	Amend	#	New Section	#	Approved	W/Chgs.	Returned	Tabled
INSURANCE Title 20, Chapter 6, Article 11, Incorporation by Reference and Modifications; Applicability	R-090601 060209					R20-6-1101	1			1			
INDUSTRIAL COMMISSION OF ARIZONA Title 20, Chapter 5, Article 1, Workers' Compensation Practice and Procedures	R-09-0303 070709					R20-5-106 and R20-5- 164	2			2			

Includes Council action for Articles, Rules, Tables and/or Appendices

RADIATION REGULATORY AGENCY Title 12, Chapter 1, Article 1, General Provisions; Article 2, Registration, Installation, and Service of Ionizing Radiation-producing Machines; and Certification of Mammography Facilities; Article 3, Radioactive Material Licensing; Article 4, Standards for Protection Against Ionizing Radiation; Article 6, Use of X-rays in the Healing Arts; Article 9, Particle Accelerators; Article 11, Industrial Uses of X-rays, Not Including Analytical X-ray Systems; Article 12, Administrative Provisions; Article 14, Registration of	R-09-0302 060209				R12-1-101, 102, 103, R12-1-201, R12-1-203, R12-1-205, 206, 207, Appendix A, R12-1-302, 303, R12-1-306, R12-1-310, 311, R12-1-313, R12-1-323, 324, R12-1-403, R12-1-419, R12-1-422, R12-1-431, 432, R12-1-434, 435, R12-1-440, R12-1-443, R12-1-446, 447, 448, 449, R12-1-602, R12-1-603, R12-1-604, R12-1-605, R12-1-606, R12-1-607, R12-1-608, R12-1-610, R12-1-611, R12-1-612, R12-1-614, R12-1-902, R12-1-904, R12-1-905, R12-1-907, R12-1-910, R12-1-911, R12-1-913, Appendix A, R12-1-1142, R12-1-1215, R12-1-1401, R12-1-1502, R12-1-1504, R12-1-1505, R12-1-1506, R12-1-1507, R12-1-1508 and R12-1-1713	59	R12-1-454, R12-1-1503, R12-1-1510, R12-1-1511, R12-1-1512, and R12-1-1515	6	65			
INSURANCE Title 20, Chapter 6, Article 11, Medicare Supplemental Insurance	R-09-0601 060209				R20-6-1101	1			1			
SUBTOTAL		REPEAL	0	RENUMBER	0	AMEND	63	NEW SEC.	6	69	0	0
TOTAL RULES SUBMITTED		69									69	
TOTAL RULEMAKING ACTIVITY YEAR TO DATE		783									783	

Includes Council action for Articles, Rules, Tables and/or Appendices

Appendix B

**REPORT TO THE GOVERNOR'S REGULATORY REVIEW COUNCIL
ON AGENCIES' PROGRESS TOWARD COMPLETING COURSES OF ACTION
ESTABLISHED IN FIVE-YEAR-REVIEW REPORTS
July 2009**

Agency	Title	Chapter	Article	Date Approved By Council	Target Date for Action	Progress Made
Board of Accountancy	4	1	1-4	Mar2009	Dec2009	No Progress [†]
Acupuncture Board of Examiners	4	8	1-5	Feb2006	Sep2006	Completed
Dept. of Administration	2	5	1-5, 7-9	Sep2006	Dec2009	Some Progress
Dept. of Administration	2	10	1-6	Nov2006	Dec2010/Nov2012	No Progress [‡]
Dept. of Administration	17	9	1	Apr2005	Dec2006	Completed
Dept. of Administration						

Dept. of Agriculture	3	2	1-10	Apr2007	Dec2010	Completed for 5 Rules; No Progress for Remaining Rules‡
Dept. of Agriculture	3	3	11	Nov2004	Jan2006	Completed
Dept. of Agriculture	3	3	1-4	Jan2009	Nov2009	No Progress‡*¥
Dept. of Agriculture	3	3	7, 8, 9, 10	Jul2008	Nov2009	No Progress‡*¥
Dept. of Agriculture	3	4	1-4	Apr2009	Nov2009	No Progress‡*¥
Dept. of Agriculture	3	5	1	Jan2008	Dec2008	No Progress*¥
Dept. of Agriculture	3	9	2	Aug2008	Oct2008	Completed
Dept. of Agriculture	3	9	5	Mar2009	Oct2009	No Progress‡*¥
Board of Appraisal	4	46	1-6	Apr2009	Jan2010/Mar2010	No Progress¥
AHCCCS	9	22	1	May2007	Nov2004/Oct2011	Completed
AHCCCS	9	22	2	Oct2007	Jul2010	Some Progress
AHCCCS	9	28	4	Mar2004	May2005	No Progress*
AHCCCS	9	22	5	Jun2008	Jan2011	Completed
AHCCCS	9	22	6	Sep2007	Feb2010	No Progress‡
AHCCCS	9	22	10	May2008	Dec2010	Completed
AHCCCS	9	22	11	Dec2008	Oct2011	Completed
AHCCCS	9	28	11	Oct2004	Oct2005	Completed
AHCCCS	9	22	1&12	Oct2004	Oct2005	Completed
AHCCCS	9	22	19	Aug2008	Jan2011	Completed
AHCCCS	9	22	20	Jul2006	Jul2008	Completed
AHCCCS	9	28	1	Nov2007	Jul2010	No Progress‡
AHCCCS	9	28	2	Nov2007	Jul2010	No Progress‡
AHCCCS	9	28	4	May2009	Jan2012	No Progress‡¥
AHCCCS	9	28	13	Aug2008	Jan2011	Completed
AHCCCS	9	31	5	Jun2008	Jan2011	Completed
AHCCCS	9	31	14, 16, 17	Jul2007	Dec2009	Some Progress
AHCCCS	9	28	5	Jun2008	Jan2011	Completed
AHCCCS	9	28	6	Sep2007	Feb2010	No Progress‡
AHCCCS	9	28	9	May2008	Feb2011	Completed
AHCCCS	9	31	2,3	Jul2007	Dec2009	Completed for 3 Rules; No Progress on Remainder‡
AHCCCS	9	29	1-6	Oct2008	Aug2013	Some Progress¥

Bd. Athletic Training	4	49	1-4	Jun2006	Jun2008	No Progress***
Boxing Comm.	4	3	1-4	Mar2007	Dec2008	No Progress
Dept. Bldg. & Fire Safety	4	36	2	Jun2006	Sep2006	Completed
Dept. Bldg. & Fire Safety (Mfg Hous)	4	34	1-10	May2007	Dec2007	Completed
Bd. Chiropractic Exam'r.	4	7	1,3,5,8,9,11,13	Mar2006	Jan2008	Completed
Cit. Clean Elect. Comm.	2	20	1-2	Mar2006	Jul2007	Completed for All But 1 Rule***
Cit. Clean Elect. Comm.	2	20	3	Mar2006	Jul2007	Completed
Cotton Res./Prot. Council	3	9	3	Oct2004	Nov1999	Completed
Comm Deaf/Hard of Hrng	9	26	1-3	Dec2007	Dec2008	No Progress*¥
Bd. of Dental Examiners	4	11	13,17	Aug2008	Dec2009	No Progress‡¥
Dept. of Econ. Security	6	1	1,2,4,5	May2009	Jul2010	No Progress‡¥
Dept. of Econ. Security	6	2	1	Feb2005	Dec2005	No Progress¥
Dept. of Econ. Security	6	4	1-4&6	Jul2004	Dec2005	Some Progress
Dept. of Econ. Security	6	5	24,55,58-60	Mar2007	Aug2007/2010	No Progress*¥
Dept. of Econ. Security	6	5	65-67,69-70,74-75,80	Oct2006	May2007/2009	Completed for Article 74; No Progress for Remainder**
Dept. of Econ. Security	6	5	52&56	Feb2005	Oct2005/Dec2006	No Progress¥
Dept. of Econ. Security	6	6	1,3-20	Jan2006	Oct2007	No Progress¥
Dept. of Econ. Security	6	8	1-2	Mar2008	Dec2008	Some Progress¥
Dept. of Econ. Security	6	11	1-2	May2009	Nov2010	No Progress‡¥
Dept. of Econ. Security	6	12	1-12	Dec2007	Oct2008	No Progress¥

Dept. of Econ. Security	6	13	6&9	Feb2005	Aug2005	No Progress¥
Dept. of Econ. Security	6	14	1	May2005	Dec2006	No Progress*¥
Dept. of Econ. Security	6	3	14, 15, 17, 18, 50, 51, 52, 53, 54, 55	Jun2007	Jun2008/Mar2009	Completed for Article 18 1 Rule; Some Progress for Article 14; No Progress for Remainder*¥
Dept. of Econ. Security	6	17	1-9	May2009	Oct2009	No Progress¥†
Emerg./Military Affairs	8	2	1&3	Jul2007	Jan2009	No Progress†¥¥
Dept. of Environ. Quality	18	2	14	Dec2006	Jun2008	No Progress*
Dept. of Environ. Quality	18	1	1-2	Dec2007	Dec2007	No Progress***
Dept. of Environ. Quality	18	2	6,8	Aug2003/Mar2008	Dec2003/Dec2005/Jan2008	Completed for 10 Rules in Article , Some Progress for Remainder; No Progress for Article 8**¥
Dept. of Environ. Quality	18	2	10	Aug2008	Jan2009/Apr2009/Nov2012	Some Progress¥
Dept. of Environ. Quality	18	2	15	Sep2006	None Noted	Completed
Dept. of Environ. Quality	18	2	16	Aug2008	Dec2008	No Progress¥
Dept. of Environ. Quality	18	4	1-4	Apr2004	Jan2006	Some Progress
Dept. of Environ. Quality	18	7	4-6	Jul2007	May2008/Dec2010	Completed for Article 4; No Progress for Remainder*
Dept. of Environ. Quality	18	16	2	Jul2007	None Noted	No Progress¥
Dept. of Environ. Quality	18	4	1-4, 6-8	Dec2007	Jul2008	Completed
Dept. of Environ. Quality	18	8	2	Mar2005	Dec2005	Some Progress¥
Dept. of Environ. Quality	18	13	3,11-14,16	Apr2005	Dec2005/Oct2009	No Progress for Article 3**Some Progress for

Dept. of Environ. Quality	18	5	4, 5	Feb2007	Aug2008/Aug2009	Articles 11 & 13; No Progress for Remainder¥ No Progress¥
Dept. of Environ. Quality	18	12	6	Sep2005	Dec2005	Completed
Dept. of Environ. Quality	18	11	1, 4 & 5	Jan2006	Aug/Oct2006	Some Progress on Articles 1 & 4; No Progress on Article 5¥
Dept. of Environ. Quality	18	11	6	Mar2008	Nov2008	No Progress¥
Dept. of Environ. Quality	18	14	1	Jul2006	Jun2007	No Progress¥
Dept. of Environ. Quality	18	2	1-5, 7, 9 & 11	Sep2006	Nov2006/Dec2009	Some Progress on Articles 1-5, 7, 9 & 11¥; Completed for 10 Rules
Dept. of Environ. Quality	18	2	13	Aug2008	None Noted	No Progress
Dept. of Environ. Quality	18	2	12	Feb2008	None Noted	No Progress
Dept. of Financial Institutions	20	4	9, 18, 19	Sep2004	Jun2006	No Progress*
Dept. of Financial Institutions	20	4	6, 7, 8, 9, 10, 11	Dec2004	Sep2005/Dec2006	No Progress***
Dept. of Financial Institutions	20	4	12, 14, 15, 16	Nov2005	Dec2006/Jun2007	No Progress*
Bd. Fun. Dir./Embalmer	4	12	1-6	Sep2006	Jul2008	No Progress*¥
Game & Fish	12	4	1	Dec2008	Jul2009/Apr2011	Some Progress
Game & Fish	12	4	2	Nov2008	Apr2011	No Progress‡
Game & Fish	12	4	3	Jul2007	Dec2008	No Progress*¥
Game & Fish	12	4	4	May2009	Jun2011	No Progress‡
Game & Fish	12	4	6	May2007	Dec2008	No Progress*¥
Game & Fish	12	4	5&7	Jan2006	Jun2006	Completed

GADA	20	8	1&2	Oct2008	Feb2009	Some Progress ¥
GITA	2	18	1-3	Oct2004	Oct2004	Completed
Dept. of Health Services	9	1	1-4	Aug2004	Feb2006	Completed for All But 2 Rules; No Progress for Remainder*** ¥
Dept. of Health Services	9	4	1	Nov2004	Jun2005	Completed
Dept. of Health Services	9	4	2, 3 & 5	Oct2004	Dec2007/Aug2006	Completed for Article 5; No Progress on Remainder* ¥
Dept. of Health Services	9	5	1-6	Jul2008	Oct2008	Some Progress ¥
Dept. of Health Services	9	6	4 & 9	Oct2004	Apr2006	Completed
Dept. of Health Services	9	6	7	Mar2008	Dec2008	Some Progress ¥
Dept. of Health Services	9	8	1	Nov2006	Jan2008	Completed
Dept. of Health Services	9	8	3	Jul2007	Jul2009	Some Progress ¥
Dept. of Health Services	9	8	5	Jul2007	Jul2009	Some Progress ¥
Dept. of Health Services	9	8	6	Jul2007	Jul2009	No Progress*** ¥
Dept. of Health Services	9	8	8	Feb2008	Jun2009	No Progress ¥
Dept. of Health Services	9	8	13	Jul2007	Jul2009	Some Progress ¥
Dept. of Health Services	9	10	1	Jun2005	Mar2008	Some Progress ¥
Dept. of Health Services	9	10	2	Jun2008	Sep2008/Apr2009/Apr2010	Completed for 3 Rules; Some Progress for Remainder ¥
Dept. of Health Services	9	10	5	May2004	Oct2005	No Progress ¥
Dept. of Health Services	9	10	8	Sep2008	Dec2011	No Progress ¥
Dept. of Health Services	9	10	7	May2009	Jan2010	No Progress ¥
Dept. of Health Services	9	10	9	Feb2006	Dec2008	No Progress*
Dept. of Health Services	9	10	11	Nov2004	Dec2005	No Progress ¥
Dept. of Health Services	9	10	14	Nov2004	Mar2007	No Progress* ¥
Dept. of Health Services	9	10	17	Mar2006	Nov2006	No Progress†† ¥
Dept. of Health Services	9	11	1-5	Jun2006	Dec2006/Mar2007	Completed
Dept. of Health Services	9	13	1	Nov2007	Jul2009	Some Progress ¥
Dept. of Health Services	9	14	6	May2006	Sep2007	Completed
Dept. of Health Services	9	14	7	Aug2006	Nov2006	Completed
Dept. of Health Services	9	15	1-3	May2006	Dec2008	No Progress** ¥
Dept. of Health Services	9	16	1	Nov2006	Aug2007/2008	No Progress ¥

Dept. of Health Services	9	16	3	Dec2006	Jul2007	No Progress¥
Dept. of Health Services	9	18	1	Jun2006	Aug2006	Completed
Dept. of Health Services	9	19	1-4	Mar2005	Sep2007	Completed for Article 3; Some Progress for Article 2; No Progress for Remainder***¥
Dept. of Health Services	9	20	1-5, 8-10, 12 & 15	Aug2005	Oct2007	Some Progress on Article 15; No Progress for Remainder*
Dept. of Health Services	9	20	1-15	Mar2009	Apr2009/2011-2014	No Progress†¥
Dept. of Health Services	9	21	1-5	Mar2009	Jan2012	No Progress†¥
Dept. of Health Services	9	24	1-3	Dec2004	Feb2006	Completed
Dept. of Health Services	9	25	1-4, 7-13	Jan2008	Aug2009/Sep2008	Some Progress on Articles 9-12; No Progress for Remainder†¥
Health Facilities Authority	4	35	1-6	April 2008	Feb2009	No Progress¥
Bd. Homeopath. Med. Ex.	4	38	1,3,& 4	May2004	Jul/Dec2004	Completed for 1 Rule; Some Progress for Remainder
Industrial Commission	20	5	1,2	Jun2009 (filed)	Jul2010	No Progress†¥
Industrial Commission	20	5	3	Jun2009	Dec2010	No Progress†¥
Industrial Commission	20	5	4	Jun2009	Dec2009	Completed
Industrial Commission	20	5	6	Apr2009	Jul2010	No Progress†¥
Industrial Commission	20	5	7	Apr2009	Dec2011	No Progress†
Industrial Commission	20	5	8	Jun2005	Jun2007	No Progress***
Industrial Commission	20	5	10	Jun2005	Dec2001	Completed
Dept. of Insurance	20	6	4-6	Mar2006	Jun2007	No Progress¥
Dept. of Insurance	20	6	7,8	Jun2008	Dec2008/Jan2009	No Progress¥
Dept. of Insurance	20	6	1-3	Feb2007	Dec2007	Completed for Article 2; No Progress on Remainder¥

Land Department	12	5	23	May2005	Dec2006	No Progress
Land Department	12	5	20	Feb2005	Jan2006	No Progress
Land Department	12	5	21	Feb2005	Jan2006	Completed
Land Department	12	5	22	Jul2004	May2005	No Progress
Land Department	12	5	17-19	May2007	Jul2008	No Progress
Land Department	12	5	7-9, 11	Nov2007	Jul2008	No Progress
Land Department	12	5	3&4	Mar2009	Sep2004/Jun2010	Completed for Arti
Land Dept. Bd. App.	12	5	23	May2005	Dec2006	Completed
LEMSC	13	5	1-8	Jul2005	May2006	Completed
Dept. Liquor Lic/Control	19	1	1-3	Mar2006	Jul2007	Some Progress*¥
Medical Board	4	16	1-7	Nov2005	Jun2006	Completed for Articles 1, 4, 5, 6, & 7; No Progress for Articles 2 & 3¥
Med. Radiol. Tech. Bd.	12	2	1, 5, 6	Sep2004	Dec2005	Completed
Naturopathic Board	4	18	1, 2, 4, 5, 6, 7	Feb2008	Jul2010	No Progress‡
Bd. of Nursing	4	19	4-5	Jul/Dec2006	Jun2006/Dec2007	Some Progress for Article 4; No Progress for Article 4&5±±†
Bd. of Nursing	4	19	1	Jul2005	Jun2006	Completed
Bd. of Nursing	4	19	4	Dec2006	Dec2007	Completed¥
Bd. Exam'r Nurs. Care	4	33	4	Dec2004	Jul2006	Completed
Occup. Ther. Exam'r. Bd.	4	43	1-4	May2003	Jun2004	No Progress*¥
Oil & Gas Conserv. Com.	12	7	1	Feb2007	Jan2008	Completed
Bd. of Disp. Opticians	4	20	1	Feb2007	Jun2007	Completed

Board of Optometry	4	21	1-5	Jan2004	Jan2008	No Progress ¥
Bd. Osteopathic Examr's	4	22	1	Apr2005	Dec2006	Completed for 1 Rule; No Progress for Remainder of Rules
State Parks Board	12	8	1&3	Nov2004	Jan2006	Completed
State Parks Board	12	8	1-3	Mar2007	Jan2006	Completed
Personnel Board	2	5.1	1	Feb2008	Apr2009	No Progress ¥
Board of Pharmacy	4	23	7,9&10	Aug2005	Sep2006/Jun2007	Completed
Board of Pharmacy	4	23	6	Aug2008	Dec2008/Dec2010	Completed for 2 Rules; No Progress on Remainder ¥
Board of Pharmacy	4	23	1,2,4	Jul2007	Dec2008	Completed
Board of Physical Therapy	4	24	1&2	Oct2004	Jun2006	Completed
Reg. Bd. Phys. Asst.	4	17	1-4	May2005	Jun2006	No Progress [†]
Bd. Priv. Post-Sec. Ed.	4	39	1-6	Nov2006	Aug2008	No Progress
Bd. of Podiatry Examiners	4	25	1-6	Sep2008	Jun2009	No Progress ¥
Dept. of Public Safety	13	1	1	Dec2003	Nov2004	Completed
Dept. of Public Safety	13	6	1	May2006	Jun2006	Completed
Dept. of Public Safety	13	10	1	May2006	Jun2006	Completed
Dept. of Public Safety	13	3	1-13	July 2005	May2006	Completed
Dept. of Racing	19	2	1&3	May2006	Dec2007	Some Progress
Radiation Reg. Agency	12	1	4	Nov2004	Jun2005	Completed for All but 1 Rule; No Progress for Remainder**

Radiation Reg. Agency	12	1	6,12,14	Oct2005	Dec2006	Completed*¥
Radiation Reg. Agency	12	1	9	Sep2005	Jun2006	Completed
Radiation Reg. Agency	12	1	1 & 15	Sep2006	Mar2007	Completed
Radiation Reg. Agency	12	1	13	Apr2007	Sep2007/Feb2009	Completed
Radiation Reg. Agency	12	1	3	Apr2008	Oct2008	Completed
Dept. of Real Estate	4	28	4,7,8 & 12	Sep2004	Dec2005	No Progress*
Dept. of Revenue	15	2	1-2 Subch A	Feb2005	Mar2006	No Progress
Dept. of Revenue	15	2	1-6 Subch C	Feb2005	Mar2006	No Progress
Dept. of Revenue	15	2	1-10 Subch D	Feb2005	Mar2006	No Progress
Dept. of Revenue	15	2	1-3 Subch E	Feb2005	Mar2006	No Progress
Dept. of Revenue	15	2	1-2 Subch F	Feb2005	Mar2006	No Progress
Dept. of Revenue	15	3	3-5	Oct2003	Aug2004	Some Progress
Dept. of Revenue	15	4	1-5	Dec2008	Sep2009‡	No Progress
Dept. of Revenue	15	7	2,3&6	Dec2005	Oct2006	Completed
Dept. of Revenue	15	5	1&4	Jun2006	May2007	Completed for 13 Rules; No Progress on Remainder
Dept. of Revenue	15	10	1-4	Jul2005	Mar2006	No Progress
Dept. of Revenue	15	12	1-2	Feb2005	Oct2005	Completed
Dept. of Revenue	15	5	6, 9, 10, 11, 13, 14, 15, 16, 17, 18.1, 20 & 21	Dec2006	Nov2007	Completed for 1 Rule; Some Progress on 2 Rules; No Progress on Remainder¥
Dept. of Revenue	15	5	22 & 23	Jun2007	Dec2008	Completed for 1 Rule; No Progress for Remainder
School Facilities Board	7	6	2-7	Sep2005	Jan2006	Completed for 1 Rule; No Progress for Remainder¥
State Retirement System	2	8	1	Sep2005	Jun/Sep2006	No Progress*
Ofc. of Pest Mgt.	4	29	1-5	Jun2006	Jun2007	Completed
Bd. Tech. Registration	4	30	1-3	Jun2004	Jan2005	Completed for All But 1 Rule

Dept. of Transportation	17	3	7	Nov2004	Dec2006	Some Progress¥
Dept. of Transportation	17	1	1-5	May2009	Dec2010	No Progress‡¥
Dept. of Transportation	17	2	1-2	Dec2004	Dec2005	Completed
Dept. of Transportation	17	4	2,3 & 6	Jun2008	Dec2009	Completed for 1 Rule; No Progress for Remainder¥
Dept. of Transportation	17	6	1-5	Jun2008	Dec2008	Some Progress¥
Dept. of Transportation	17	7	1-8	Mar2009	Dec2009	No Progress‡¥
Dept. of Transportation	17	4	5	Jun2005	Aug2006	Completed for 3 Rules; Some Progress on Remainder¥
Dept. of Transportation	17	4	4	Nov2007	Dec2009	Completed for 1 Rule; No Progress for Remainder¥
Dept. of Transportation	17	5	2-4	Mar2006	Feb2006/May2007	Completed for 3 Rules; No Progress for Remainder¥
Dept. of Transportation	17	5	5-7	Aug2005	Aug2005/Dec2007	Completed
Unif. Plumb. Code Com.	4	48	1	May2004	Jan2005	Some Progress
Veterinary Med. Ex. Bd.	3	11	1-9	Dec2004	Feb2006	Completed
WIFA	18	15	1-7	Nov2007	Sep2009	No Progress‡
Water Qual. App. Bd.	2	17	1	Aug2003	Dec2004	No Progress¥
Dept. of Water Resources	12	15	1,2,7,8, 12 & 13	Jun2006	Dec2006	Completed for All Rules Except for Article 7; No Progress for Article 7¥
Dept. Weights/Measures	20	2	1, 2, 3, 4, 5, 6, 7, 9	Oct2006	Sep2008/Nov2008	Completed

Appendix - Footnotes

*Budgetary/Staffing/Resource Constraint

**Rulemaking Activity Incorporated/Supplemented in Later Rulemaking Package

†Agency to Convene Task Force/Other Internal Committee for Further Review of Rules

‡Target Date After July 2009

±Agency to Expand/Supplement Proposed Action in Original Rulemaking

±±Further Action by Third Parties Needed to Proceed with Rulemaking

††Agency to Take Other Action Based on Statutory Changes/Issues Since Rulemaking

***Agency Decided that Proposed Changes Were Not Necessary or Required and/or Terminated Rulemaking Based on Stakeholder Response & Comment, or Legal Opinion

†††Courtesy Review Completed

¥ Agency Unable to Proceed or Continue with All or Part of a Rulemaking, Due to Governor's Regulatory Moratorium

Appendix C

Status of Rule Packages Submitted to GRRC¹

(Notices of Final Rulemaking Packages Submitted by Agencies
prior January 22, 2009 to Present)

Agency	NFRM	Dated Filed With GRRC	Date of Council Approval ²	Keep NFRM On Hold (Y/N)
1. Board of Homeopathic/Integrated Med. Examr.	Title 4 Chapter 38 Articles 1, 3, 4	12/08/2008		Yes
2. Greater AZ Development Authority (GADA)	Title 20 Chapter 8 Articles 1, 2	12/15/2008		Yes
3. Game & Fish Commission	Title 12 Chapter 4 Article 10	12/18/2008		Yes
4. Department of Revenue	Title 15 Chapter 5 Articles 2, 18.1	12/22/2008		Yes
5. Department of Revenue	Title 15 Chapter 10 Article 1	12/31/2008		Yes
6. Department of Insurance	Title 20 Chapter 6 Article 2	12/22/2008		No (NFRM Withdrawn) ³
7. Arizona State Lottery	Title 19 Chapter 3 Article 2	01/16/2009		Yes
8. AHCCCS	Title 9 Chapter 31 Articles 3,4	01/20/2009		Yes
9. AHCCCS	Title 9 Chapter 28 Article 5	01/20/2009		Yes

¹ All 17 Notices of Final Rulemaking contained in this table had been received in the GRRC staff office before January 22, 2009 (date of Governor's directive containing regulatory moratorium), but had not been acted upon by Council as of that date.

² As of July 31, 2009.

³ All Notices of Final Rulemaking noted here as "Withdrawn" were at the request of the submitting agency and not by GRRC staff.

10. Radiation Regulatory Agency	Title 12 Chapter 1 Articles 1, 2, 3, 4, 6, 9, 11, 12, 14, 15, 17	01/13/09	(Council Approval - 06/02/2009) ⁴	
11. Industrial Commission	Title 20 Chapter 5 Article 5	12/18/2009	(Council Approval - 05/05/2009)	
12. Dept. of Transportation	Title 17 Chapter 3 Article 7	12/19/2009		No (NFRM Withdrawn)
13. Industrial Commission	Title 20 Chapter 5 Article 1	01/15/2009	(Council Approval - 06/02/2009)	
14. AHCCCS	Title 9 Chapter 22 Article 2	01/20/2009		No (NFRM Withdrawn)
15. AHCCCS	Title 9 Chapter 28 Article 2	01/20/2009		No (NFRM Withdrawn)
16. AHCCCS	Title 9 Chapter 22 Article 14	01/20/2009		No (NFRM Withdrawn)
17. Dept. of Agriculture	Title 3 Chapter 2 Article 9	01/20/2009	(Council Approval - 05/05/2009)	

⁴ All references to "Council Approval" are for Notices of Final Rulemaking for which the submitting agencies obtained an exception from the Governor's office to proceed during the pendency of the Governor's rulemaking moratorium.