

THORPE FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1418

(Reference to GOVERNMENT AND HIGHER EDUCATION Committee amendment)

1 Page 1, line 11, after "MUSEUM" insert "PURSUANT TO TITLE 41, CHAPTER 4.1, ARTICLE
2 4 AND SECTION 41-865"

3 Line 13, strike the colon

4 Line 14, strike "1."

5 Line 16, strike "(a)" insert "1."; strike the period

6 Strike lines 17 and 18, insert ", WHICH SHALL CONTAIN:

7 (a) THE AMOUNT OF THE PROPOSED FEE INCREASE.

8 (b) A LIST OF THE PERSONS WHO WILL BE DIRECTLY AFFECTED BY, BEAR THE
9 COSTS OF OR DIRECTLY BENEFIT FROM THE PROPOSED FEE INCREASE.

10 (c) AN ANALYSIS OF EACH OF THE FOLLOWING:

11 (i) THE RATIONALE FOR THE PROPOSED FEE INCREASE WITH A DESCRIPTION OF
12 THE STATUTORY RESPONSIBILITIES THAT THE STATE MUSEUM INTENDS TO FULFILL WITH
13 THE PROPOSED FEE INCREASE.

14 (ii) AN EXPLANATION OF THE SERVICES THAT THE STATE MUSEUM WILL PROVIDE
15 WITH THE PROPOSED FEE INCREASE TO THIS STATE, POLITICAL SUBDIVISIONS, OTHER
16 AGENCIES AND BUSINESSES.

17 (iii) A DESCRIPTION OF ANY EFFORTS TO AVOID FEE INCREASES OR TO REDUCE
18 THE COSTS OR REGULATORY BURDEN, OR BOTH, TO THE BUSINESSES, PERSONS AND
19 CONSUMERS THAT WILL BE DIRECTLY AFFECTED BY THE PROPOSED FEE INCREASE.

20 (d) A DESCRIPTION OF THE METHODOLOGY USED TO CALCULATE THE PROPOSED
21 FEE INCREASE AND A DETAILED EXPLANATION OF THE COSTS INCLUDED IN THE FEE
22 METHODOLOGY.

1 2. BE PROVIDED TO THE ARIZONA BOARD OF REGENTS FOR SUBMITTAL TO THE
2 SECRETARY OF STATE FOR PUBLICATION IN THE REGISTER PURSUANT TO SECTION
3 41-1013.

4 E. IN ADDITION TO THE DUTIES PRESCRIBED IN SUBSECTION D OF THIS
5 SECTION, THE DIRECTOR OF THE STATE MUSEUM SHALL:

6 1. AT THE SAME TIME THE ARIZONA BOARD OF REGENTS SUBMITS NOTICE OF THE
7 PROPOSED FEE INCREASE TO THE SECRETARY OF STATE PURSUANT TO SUBSECTION D,
8 PARAGRAPH 2 OF THIS SECTION, NOTIFY BY REGULAR MAIL, FAX OR E-MAIL EACH
9 PERSON WHO HAS MADE A TIMELY REQUEST TO THE STATE MUSEUM FOR NOTIFICATION OF
10 PROPOSED FEE CHANGES, PROPOSED POLICY CHANGES OR ANY OTHER PROPOSED CHANGE
11 RELATING TO THE STATE MUSEUM. THE STATE MUSEUM MAY PURGE THE LIST OF PERSONS
12 WHO HAVE REQUESTED THESE NOTIFICATIONS ONCE EACH YEAR."

13 Page 1, line 23, after "DAYS" insert "AFTER PUBLICATION BY THE SECRETARY OF STATE
14 IN THE REGISTER"

15 Page 2, line 5, after the period insert "THE REVISED DRAFT SHALL INCLUDE A SUMMARY
16 AND RESPONSE TO ANY COMMENTS RECEIVED DURING THE PUBLIC COMMENT PERIOD AND A
17 SUMMARY OF THE ALTERNATIVES THAT WERE CONSIDERED AND A RATIONALE FOR WHY
18 THOSE ALTERNATIVES WERE NOT SELECTED."

19 Line 6, after "COMMENT" insert "FOR AT LEAST TWENTY DAYS"

20 Line 7, strike "FOR AT LEAST TWENTY DAYS"

21 Between lines 13 and 14, insert:

22 "F. ANY PROPOSAL SUBMITTED BY THE STATE MUSEUM TO THE ARIZONA BOARD OF
23 REGENTS TO INCREASE FEES SHALL INCLUDE THE INFORMATION PRESCRIBED IN
24 SUBSECTIONS D AND E OF THIS SECTION.

25 Sec. 2. Section 41-1013, Arizona Revised Statutes, is amended to read:
26 41-1013. Register

27 A. The secretary of state shall publish the register at least once
28 each month, including the information ~~which~~ THAT is provided under subsection
29 B of this section and ~~which~~ THAT is filed with the secretary of state during
30 the preceding thirty days. The secretary of state shall publish an index to
31 the register at least twice each year.

32 B. The register shall contain:

- 1 1. A schedule of the time, date and place of all hearings on proposed
2 repeals, makings or amendments of rules.
- 3 2. Each governor's executive order.
- 4 3. Each governor's proclamation of general applicability,~~—~~ and each
5 statement filed by the governor in granting a commutation, pardon or reprieve
6 or stay or suspension of execution where a sentence of death is imposed.
- 7 4. A summary of each attorney general's opinion.
- 8 5. Each governor's appointment of state officials and board and
9 commission members.
- 10 6. A table of contents.
- 11 7. The notice and agency summary of each docket opening.
- 12 8. The full text and accompanying preamble of each proposed rule.
- 13 9. The full text and accompanying preamble of each final rule.
- 14 10. The full text and accompanying preamble of each emergency rule.
- 15 11. Supplemental notices of a proposed rule.
- 16 12. Proposed and final notices of expedited ~~rule-making~~ RULEMAKING and
17 notices that an objection was received regarding a proposed expedited ~~rule~~
18 ~~making~~ RULEMAKING.
- 19 13. A summary of council action on each rule.
- 20 14. The full text of any exempt final rule filed with the secretary of
21 state pursuant to section 41-1005, subsection C.
- 22 15. The notice and a summary of substantive policy statements and
23 notice and a summary of any guidance document publication or revision
24 submitted by an agency. The notice for a substantive policy statement shall
25 contain the website address where the full text of the document is available,
26 if practicable.
- 27 16. Notices of oral proceedings, public workshops or other meetings on
28 an open ~~rule-making~~ RULEMAKING docket.
- 29 17. A PROPOSAL TO INCREASE FEES FOR SERVICES PERFORMED BY THE STATE
30 MUSEUM PURSUANT TO SECTION 15-1631.
- 31 C. The register shall be available by subscription and for ~~single-copy~~
32 SINGLE-COPY purchase. The charge for each register or periodic subscription

1 shall be a reasonable charge, not to exceed all costs of production and
2 distribution of the register.

3 D. For purposes of this section, full text publication in the register
4 includes all new, amended or added language and ~~such~~ existing language ~~as~~
5 **THAT** the proposing agency deems necessary for a proper understanding of the
6 proposed rule. Rules that are undergoing extensive revision may be reprinted
7 in whole. Existing rule language **THAT IS** not required for understanding
8 shall be omitted and marked "no change".

9 Sec. 3. Arizona board of regents; report; delayed repeal

10 A. Not later than twelve months after the effective date of this act,
11 the Arizona board of regents shall submit a report to the governor, the
12 president of the senate and the speaker of the house of representatives that
13 summarizes the progress achieved by the Arizona board of regents in the
14 implementation of this act. The Arizona board of regents shall submit a copy
15 of this report to the secretary of state.

16 B. This section is repealed from and after December 31, 2017."

17 Amend title to conform

BOB THORPE

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