



Arizona Medical Board

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DRAFT MINUTES FOR JOINT LEGISLATION AND RULES COMMITTEE MEETING

Held on Friday, June 7, 2013

**AT: Gainey Ranch Golf Club, 7600 Gainey Club Drive
Scottsdale AZ 85258**

Committee Members

Jodi A. Bain, Esq., Chair

Jody L. Jenkins, M.D.

Gordi S. Khera, M.D., F.A.C.C.

Harold Magalnick, M.D.

CALL TO ORDER

Ms. Bain called the meeting to order at 3:10 p.m.

ROLL CALL

The following Committee members were present: Ms. Bain, Dr. Jenkins, and Dr. Khera. The following Committee member was absent: Dr. Magalnick.

NON-TIME SPECIFIC

I. BRIEF COMMENTS REGARDING THE COMMITTEE'S PURPOSE AND GOALS WITH DISCUSSION

The Committee discussed its purpose which includes addressing how the Board can interact with Board staff and the State Legislature in developing a smooth working relationship and have the agency function most efficiently. Ms. Bain stated that the Committee's goal is to have the Board members more involved in the rulemaking and legislative process in an effort to make the Board transparent to the community. The Committee will also make recommendations and comments to the full Board, who will make final determinations.

II. RULES – ARIZONA ADMINISTRATIVE CODE, TITLE 4, CHAPTER 16, ARTICLES 1 & 2: UPDATE AND DISCUSSION

Lisa Wynn, Executive Director, introduced Kathleen Phillips, Rule Writer, to the Committee. Ms. Wynn stated that Ms. Phillips has worked with the Board for a number of years and has vast knowledge and experience in the art of rulemaking. Ms. Phillips reported that the proposed draft rules are currently in the beginning stages of the rulemaking process. Ms. Bain informed the Committee that a more complete version of the proposed draft rules will be submitted to the full Board for review and approval in August 2013.

III. LEGISLATION: UPDATE AND DISCUSSION

Ms. Bain informed the Committee that the Board is provided with a tracking report from the Board's lobbyist, which details pending legislation that may potentially affect the Board. She stated that House Bill 2409 addresses the report filed by the Ombudsman Citizen's Aide, and that it is currently undergoing the legislative process.

IV. PROCEDURES, TIMING & ISSUES RELATED TO LEGISLATION AND RULES: DISCUSSION

Ms. Phillips provided the Committee with a brief explanation into the process of rule writing. She stated that the Governor's Regulatory Review Council (GRRC), which is separate from the Governor's Office, reviews the rules. The process involves proposing the change and writing the draft rule packet, filing a docket opening to announce the proposed rule writing, completing an economic impact statement, filing a notice of rulemaking in a publication to the register at the Secretary of State's Office, and holding a hearing for public comments no sooner than thirty days of the publication. Subsequent to the hearing, changes can be made to the draft rules that are not substantial and then the draft is submitted to GRRC within 120 days. GRRC then reviews the proposal and provides feedback on the draft. Once the draft is finalized, GRRC will hold a meeting to approve the rules which become effective within sixty days. Ms. Phillips stated that if substantial changes are made to the draft rules following the public comment hearing, supplemental proposed rulemaking will need to be submitted and the hearing will need to be held again.

V. CALL TO PUBLIC

Eric Evans and Tenley Oberhaus addressed the Committee during the Call to Public.

VI. FUTURE MEETINGS DISCUSSION

The Committee planned to meet again at the Board's next Regular Session Meeting in August 2013.

VII. ADJOURNMENT

The meeting adjourned at 3:53 p.m.



Lisa S. Wynn, Executive Director