

Exhibit G

QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM COMMITTEE

DEPARTMENT/AGENCY Arkansas Department of Health
DIVISION Administrative-Advisory Board for Interpreters between Hearing Individuals
and Individuals who are Deaf, Deafblind, Hard of Hearing, or Oral Deaf
DIVISION DIRECTOR Ann Purvis
CONTACT PERSON Elizabeth Pitman
ADDRESS 4815 West Markham, Slot 31, Little Rock, Arkansas 72205
PHONE NO. (501) 280-4034 FAX NO. (501) 661-2357 E-MAIL sarah.pitman@arkansas.gov
NAME OF PRESENTER AT COMMITTEE MEETING Robert Brech
PRESENTER E-MAIL Robert.Brech@arkansas.gov

INSTRUCTIONS

- A. Please make copies of this form for future use.
- B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.
- C. If you have a method of indexing your rules, please give the proposed citation after "Short Title of this Rule" below.
- D. Submit two (2) copies of this questionnaire and financial impact statement attached to the front of two (2) copies of the proposed rule and required documents. Mail or deliver to:

Donna K. Davis
Administrative Rules Review Section
Arkansas Legislative Council
Bureau of Legislative Research
One Capitol Mall, 5th Floor
Little Rock, AR 72201

- Rules Governing the Advisory Board for Interpreters between Hearing Individuals and Individuals who are Deaf, Deafblind, Hard of Hearing, and Oral Deaf & Rules Governing the Licensure of Provisional and Qualified Interpreters
1. What is the short title of this rule? 1) the operation of the Advisory Board for Interpreters; 2) ensuring an interpreting agency provides only licensed qualified interpreters; 3) explaining conflicts of interest for members of the Advisory Board; 4) creating a code of professional conduct; and 5) establishing licensure guidelines for qualified and provisional interpreters
 2. What is the subject of the proposed rule? 1) the operation of the Advisory Board for Interpreters; 2) ensuring an interpreting agency provides only licensed qualified interpreters; 3) explaining conflicts of interest for members of the Advisory Board; 4) creating a code of professional conduct; and 5) establishing licensure guidelines for qualified and provisional interpreters
 3. Is this rule required to comply with a federal statute, rule, or regulation? Yes No
If yes, please provide the federal rule, regulation, and/or statute citation. _____
 4. Was this rule filed under the emergency provisions of the Administrative Procedure Act? Yes No
If yes, what is the effective date of the emergency January 31, 2014

rule?

When does the emergency rule
expire?

May 31, 2014

Will this emergency rule be promulgated under the permanent provisions
of the Administrative Procedure Act?

Yes

No

5. Is this a new rule? Yes No

If yes, please provide a brief summary explaining the regulation. 1) the operation of the Advisory Board for Interpreters; 2) ensuring an interpreting agency provides only licensed qualified interpreters; 3) explaining conflicts of interest for members of the Advisory Board; 4) creating a code of professional conduct; and 5) establishing licensure guidelines for qualified and provisional interpreters

Does this repeal an existing rule? Yes No

If yes, a copy of the repealed rule is to be included with your completed questionnaire. If it is being replaced with a new rule, please provide a summary of the rule giving an explanation of what the rule does. _____

Is this an amendment to an existing
rule?

Yes

No

If yes, please attach a mark-up showing the changes in the existing rule and a summary of the substantive changes. **Note: The summary should explain what the amendment does, and the mark-up copy should be clearly labeled "mark-up."**

6. Cite the state law that grants the authority for this proposed rule? If codified, please give the Arkansas Code citation. Ark. Code Ann. § 20-14-801 et seq. (Act 1314 of 2013)

7. What is the purpose of this proposed rule? Why is it necessary? The Proposed Rule implements the requirements of Act 1314 of 2013, which requires the Advisory Board to establish rules to govern the Board's activities and the licensure of qualified and provisional interpreters.

8. Please provide the address where this rule is publicly accessible in electronic form via the Internet as required by Arkansas Code § 25-19-108(b). www.healthy.arkansas.gov

9. Will a public hearing be held on this proposed rule? Yes No

If yes, please complete the following:

Date: January 31, 2014

Time: 2:00 p.m.

Place: ADH-Lab Training Room (4815 West
Markham, Little Rock, Arkansas)

10. When does the public comment period expire for permanent promulgation? (Must provide a date.)

January 31, 2014

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Arkansas Department of Health
DIVISION Administrative-Advisory Board for Interpreters between Hearing Individuals and Individuals who are Deaf, Deafblind, Hard of Hearing, and Oral Deaf
PERSON COMPLETING THIS STATEMENT Elizabeth Pitman
TELEPHONE NO. (501) 280-4034 **FAX NO.** (501) 661-2357 **EMAIL:** sarah.pitman@arkansas.gov

To comply with Ark. Code Ann. § 25-15-204(e), please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Rules Governing the Advisory Board for Interpreters between Hearing Individuals and Individuals who are Deaf, Deafblind, Hard of Hearing, and Oral Deaf & Rules Governing the Licensure of Provisional and Qualified Interpreters

1. Does this proposed, amended, or repealed rule have a financial impact? Yes No
2. Is the rule based on the best reasonably obtainable scientific, technical, economic, or other evidence and information available concerning the need for, consequences of, and alternatives to the rule? Yes No
3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? Yes No

If an agency is proposing a more costly rule, please state the following:

- (a) How the additional benefits of the more costly rule justify its additional cost;

- (b) The reason for adoption of the more costly rule;

- (c) Whether the more costly rule is based on the interests of public health, safety, or welfare, and if so, please explain; and;

- (d) Whether the reason is within the scope of the agency's statutory authority; and if so, please explain.

4. If the purpose of this rule is to implement a federal rule or regulation, please state the following:

- (a) What is the cost to implement the federal rule or regulation?

Current Fiscal Year

Next Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____

General Revenue _____
Federal Funds _____
Cash Funds _____

Special Revenue _____
Other (Identify) _____

Special Revenue _____
Other (Identify) _____

Total _____

Total _____

(b) What is the additional cost of the state rule?

Current Fiscal Year

Next Fiscal Year

General Revenue _____

General Revenue _____

Federal Funds _____

Federal Funds _____

Cash Funds _____

Cash Funds _____

Special Revenue _____

Special Revenue _____

Other (Identify) _____

Other (Identify) _____

Total _____

Total _____

5. What is the total estimated cost by fiscal year to any private individual, entity and business subject to the proposed, amended, or repealed rule? Identify the entity(ies) subject to the proposed rule and explain how they are affected.

Current Fiscal Year

Next Fiscal Year

\$ \$125

\$ \$90

There are approximately 200-300 individuals who are currently acting as deaf interpreters in the state. These individuals will need to apply for initial licensure at a cost of \$125/person. Each subsequent year, these individuals will be required to pay \$90 to renew the license.

6. What is the total estimated cost by fiscal year to state, county, and municipal government to implement this rule? Is this the cost of the program or grant? Please explain how the government is affected.

Current Fiscal Year

Next Fiscal Year

Schools-
\$125.00

Schools-
\$90.00

State
Government-
\$ 640.00

State
Government-
\$ 640.00

*Schools may be financially impacted in that they will now have to hire qualified licensed interpreters in school settings. If schools pay the licensure fee for any interpreters they employ, the cost will be \$125.00 per interpreter for initial licensure and application and \$90.00 per year for renewal. In order to maintain the license, the interpreter will have to remain credentialed through a credentialing body, but this should not be an additional cost to the school if they are using credentialed interpreters.

Other costs to state, county, or municipal government include the cost to the Advisory Board and the Arkansas Department of Health of ensuring accessibility of the deaf community to Advisory Board meetings and hearings. Specifically, an interpreter will generally have to be supplied at these meetings (at least four per year) at a cost of approximately \$35-40 /hour. An interpreter can only work for one hour at a time, so two may need to be employed for the quarterly meetings. If the interpreter is traveling from outside of the Little Rock Metro area, he or she will also get travel reimbursement at the state rate.

7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or to

Yes No

two (2) or more of those entities combined?

If YES, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

- (1) a statement of the rule's basis and purpose;
- (2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute;
- (3) a description of the factual evidence that:
 - (a) justifies the agency's need for the proposed rule; and
 - (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
- (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
 - (a) the rule is achieving the statutory objectives;
 - (b) the benefits of the rule continue to justify its costs; and
 - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.

NOTICE OF PUBLIC HEARING

The Arkansas Department of Health will hold a public hearing on **January 31, 2014, at 2:00 p.m. a.m., at 4815 West Markham, Room 2508 (Lab Training Room), Little Rock, AR 72205**, to allow interested persons to comment on the proposed Rules Governing the Advisory Board for Interpreters between Hearing Individuals and Individuals who are Deaf, Deafblind, Hard of Hearing, or Oral Deaf and Rules Governing the Licensure of Provisional and Qualified Interpreters, pursuant to the Arkansas Administrative Procedures Act, Ark. Code Ann. § 25-15-201 et seq.

Copies of the Rules will be available for public inspection and copying at the Legal Division of the Arkansas Department of Health. The proposed repealed Rule may also be found on the Arkansas Department of Health's website at www.healthy.arkansas.gov.

The public may submit written comments to: S. Elizabeth Pitman, Deputy General Counsel, Arkansas Department of Health, 4815 West Markham Street, Slot 31, Little Rock, Arkansas 72205-3867 no later than 4:30 p.m. on February 4, 2014, or via email to Sarah.Pitman@arkansas.gov.

EMERGENCY RULEMAKING FINDINGS

AGENCY: Arkansas Department of Health

DIVISION: Administration-Advisory Board for Interpreters between Hearing
Individuals and Individuals who are Deaf, Deafblind, Hard of Hearing,
and Oral Deaf

CONTACT PERSON: Elizabeth Pitman

PHONE #: (501) 280-4034 FAX #: (501) 661-2357 EMAIL: sarah.pitman@arkansas.gov

SHORT TITLE OF RULE: PROPOSED RULES GOVERNING THE ADVISORY
BOARD FOR INTERPRETERS BETWEEN HEARING
INDIVIDUALS AND INDIVIDUALS WHO ARE DEAF,
DEAFBLIND, HARD OF HEARING, OR ORAL DEAF
& RULES GOVERNING THE LICENSURE OF
PROVISIONAL AND QUALIFIED INTERPRETERS

1. Please check the reason you are seeking an emergency rule:

To prevent imminent peril to the public's health, safety, or welfare.

To implement a law or regulation that required a rule in less than
thirty (30) days.

2. Please explain why you found that the emergency rule was necessary.

Act 1314 of 2013 requires that the Advisory Board members who are interpreters be licensed under the Act by January 1, 2014. The statute did not provide for setting up the Board until October of 2013. Therefore, we are seeking an emergency rule to abide by the statutory timeframe for licensing the interpreters who serve on the Advisory Board.



Arkansas Department of Health

4815 West Markham Street • Little Rock, Arkansas 72205-3867 • Telephone (501) 661-2000

Governor Mike Beebe

Nathaniel Smith, MD, MPH, Interim Director and State Health Officer

MEMORANDUM

TO: Interested Persons

FROM: Robert Brech

SUBJECT: Proposed Rules and Regulations Pertaining to Dental Hygienists Serving Underserved Areas

DATE: March 6, 2014

The public comment period for the Proposed Rules and Regulations Pertaining to Dental Hygienists Serving Underserved Areas commenced on February 1, 2014, and ended on March 3, 2014. A public hearing was scheduled for March 3, 2014, at 10:00 a.m. in Room 902 of the Freeway Medical Tower, 5800 West 10th Street, Little Rock, Arkansas. Due to inclement weather, the public hearing could not be held. However, no public comments were received by any party during the public comment period and no party requested that a public hearing be held.

No changes will be made to the Proposed Rules and Regulations.