

STATE OF ARIZONA
★
EXECUTIVE ORDER

Executive Order 2017-03

Internal Review of Training Requirements, Continuing Education, Fees, and Processes

WHEREAS, government licensing requirements should be as limited as possible; and

WHEREAS, onerous licensing requirements and excessive fees can create unnecessary barriers for Arizonans who want to enter the job market; and

WHEREAS, burdensome training requirements, excessive fees, arbitrary investigations and economic protectionism stand in the way of Arizonans' right to work an honest job; and

WHEREAS, regulatory Boards serve one purpose and one purpose only—to protect the public from harm; and

WHEREAS, all other issues beyond that one purpose can and should be handled by the private market; and

WHEREAS, each regulatory Board should undertake a critical and comprehensive review of its processes, fees, and training and continuing education requirements and take action to reduce all unwarranted regulatory burdens, and administrative delays; and

WHEREAS, Article 5, Section 4 of the Arizona Constitution and Title 41, Chapter 1, Article 1 of the Arizona Revised Statutes vests the executive power of the State of Arizona in the Governor;

NOW, THEREFORE, I, Douglas A. Ducey, by virtue of the authority vested in me by the Constitution and laws of the State of Arizona hereby declare the following:

1. Each Board subject to this Order shall review and report all requirements for each type of license issued by the Board. At a minimum for each type of license, this report shall include training requirements, continuing education, initial fees, and renewal fees along with the number of states which require a license for this profession and national average for training requirements, continuing education, initial fees, and renewal fees.
2. For each of the requirements identified in paragraph (1), if the requirement in Arizona is in excess of the national average for that license, the Board shall provide its justification with specific reference to potential harm to individuals in the State of Arizona.
3. If twenty-four or fewer states require a license for this profession, the report shall include the Board's justification for why that profession should be licensed with specific reference to potential harm to individuals in the State of Arizona.
4. The report shall also include whether applicants with a criminal record are barred from being licensed, for how long they are barred, and why the Board believes the bar is necessary. If the board does not have a complete bar, but may use a criminal conviction to deny an applicant based on character, the Board shall report how many applicants with criminal convictions were denied due to character concerns each year for the past five years.

5. The report shall include:
 - a. the number of consent agreements enter into each year for the past five years, the total amount of fines and fees imposed pursuant to such an agreement each year, and the ten most frequent violations resulting in a consent decree, and;
 - b. the average timeframe for approval for each type of license issued by the Board.
6. Each Board shall submit a report including the information required in this Executive Order to the Governor's Office no later than June 30, 2017. Reports may be submitted electronically.
7. For the purposes of this Order, the term "Board" includes without limitation, the State Board of Accountancy, the Arizona Boxing and MMA Commission, the State Board of Acupuncture, the State Board of Athletic Training, the State Board of Barbers, the State Board of Behavioral Health, the State Board of Chiropractic Examiners, the State Board of Cosmetology, the State Board of Dental Examiners, the State Board of Funeral Directors and Embalmers, the State Board of Homeopathic and Integrated Medicine Examiners, the State Board of Massage Therapy, the Arizona Medical Board, the Naturopathic Physicians Board of Medical Examiners, the State Board of Nursing, the State Board of Examiners of Nursing Care Institution Administrators and Assisted Living Facility Managers, the State Board of Occupational Therapy Examiners, the State Board of Dispensing Opticians, the State Board of Optometry, the State Board of Osteopathic Examiners, the State Board of Pharmacy, the State Board of Physical Therapy, the State Board of Podiatry Examiners, the State Board of Psychologist Examiners, the State Board of Respiratory Care Examiners, the State Board of Technical Registration and the State Board of Veterinary Medical Examining.
8. This Executive Order expires on September 1, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand caused to be affixed the Great Seal of the State of Arizona.



Douglas A. Ducey

GOVERNOR

DONE at the Capitol in Phoenix on this Twenty-Ninth day of March in the Year Two Thousand Seventeen and of the Independence of the United States of America the Two Hundred and Forty-First.

ATTEST:

Michelle Reagan

Secretary of State