

# Executive Orders

## EXECUTIVE ORDER KBB 05-59

### Temporary Housing of Displaced Inmates

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005, and Proclamation No. 53 KBB 2005;

WHEREAS Hurricanes Katrina and Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state, which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, as a result of emergency situations caused by Hurricanes Katrina and Rita, and the subsequent flooding that ensued, an excess of eight thousand (8,000) inmates were evacuated from parish prisons and/or jails from the parishes of Cameron, Calcasieu, Lafayette, Lafourche, Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Martin, St. Tammany and Vermilion as well as other parishes in the path of Hurricanes Katrina and Rita, and placed in facilities operated by the Department of Public Safety and Corrections, or in other parish prisons, federal penitentiaries, and privately owned detention facilities;

WHEREAS, as a result of the temporary evacuation of parish inmates to other facilities, the Department of Public Safety and Corrections, and other penal facilities not operated by the Department of Public Safety and Corrections, are now temporarily housing inmates sentenced with or without hard labor, convicted of traffic, municipal, or misdemeanors offenses, and pre-trial detainees;

WHEREAS, pursuant to Executive Order No. KBB 2005-27, issued on September 3, 2005, cabinet members, statewide elected officials, and state agency heads are authorized and empowered to use their best judgment in purchasing goods and services necessary to satisfy the situation caused by this emergency;

WHEREAS, the facilities now temporarily housing inmates evacuated from other areas are experiencing additional costs and expenses due to the transportation and evacuation of the affected parish inmates and due to the increased population and the special needs of those inmates, as well as the extraordinary medical care that has been required for some of the temporarily evacuated inmates; and

WHEREAS, R.S. 15:824(B) authorizes the payment of \$22.39 per day per inmate housed by a parish prison on behalf of the Department of Public Safety and Corrections;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: R.S. 15:824(C) is hereby suspended to the extent that the Department of Public Safety and Corrections has the authority to bring into their temporary, constructive custody, inmates evacuated from those parishes

affected by Hurricanes Katrina and Rita, whether those inmates have been sentenced with or without hard labor, convicted of a traffic, municipal or misdemeanor offenses, or are awaiting trial as a pretrial detainee.

SECTION 2: Any extraordinary medical expenses incurred for the care of a parish inmate temporarily transferred from one of the affected parish prisons or any Department of Public Safety & Corrections inmates transferred to another parish prison, will be reimbursed in accordance with R.S. 15:824(B)(1)(b).

SECTION 3: The provisions of this Order shall not apply to Allen Correctional Center or Winn Correctional Center.

SECTION 4: All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the implementations the provisions of this Order.

SECTION 5: This Order is effective upon signature and shall apply retroactive from Monday, August 29, 2005 through April 1, 2006, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 12th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#089

## EXECUTIVE ORDER KBB 05-60

### Emergency Suspension of In-State Licensure Laws for Out-of-State Towing Operators

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana;

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005, and Proclamation No. 53 KBB 2005;

WHEREAS the safety and welfare of the inhabitants of the affected areas of the state of Louisiana require that the

abandoned, flooded or otherwise damaged motor vehicles in the parishes affected by Hurricanes Katrina and Rita be removed immediately to in-state areas of retention to clear roads, passage-ways, parking lots, and property in an orderly and timely manner;

WHEREAS, an estimated three hundred fifty thousand (350,000) vehicles need to be removed immediately from the affected areas to clear these areas as part of the emergency relief efforts;

WHEREAS, the number of tow trucks currently available to meet immediate needs are insufficient and there is a need to supplement that number to serve those affected by these disasters;

WHEREAS, there is an imminent need to suspend the operation of certain regulatory statutes and rules for out-of-state operators who are qualified to do business and who currently have good standing in their respective states;

WHEREAS, a reasonable amount of time for owners to claim their vehicles shall be allowed given the circumstances, and since previously issued Executive Order No. KBB 2005-32, as amended by Executive Order No. 2005-48, suspended all legal deadlines, by nature of that Order, dislocated evacuees will have additional time to receive notice and claim their vehicles in excess of what is normally provided for by R.S. 32:1711 et seq.; and

WHEREAS, the Department of Public Safety and Corrections has requested suspension of applicable laws so that out-of-state tow truck owners and operators can come into the affected areas of the state of Louisiana and assist in the immediate need to remove vehicles from the areas needed for emergency relief efforts;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The specifications of the Towing and Storage Act, R.S. 32:1715(A), solely with regard to the requirement of the display of a towing license plate, and R.S. 32:1716(B), and only those rules promulgated pursuant specifically thereto, shall be suspended in the affected areas so that a temporary tow truck license plate issued by the Department of Public Safety may be accepted in lieu of a license tag, provided that the tow truck is properly registered and licensed in the state of origin.

SECTION 2: For the purpose of this Order, "affected areas" are defined as, and is limited to, the parishes of Jefferson (except the town of Grand Isle), Orleans, Plaquemines, and St. Bernard.

SECTION 3: The permitting of out-of-state tow trucks will be accomplished in accordance with the directive of the deputy secretary of the Department of Public Safety and Corrections pursuant to the authority granted at LAC 55:I:1901(B), as amended, to effect an alternate, but equivalent means of compliance.

SECTION 4: All statutory and regulatory requirements regarding the towing industry not specifically addressed by this Order or the directives of the deputy secretary of the Department of Public Safety and Corrections shall remain in operation and out-of-state towing vehicles must be equipped with all of the safety and towing equipment required under state statute and regulation.

SECTION 5: The Department of Public Safety and Corrections shall designate offices where temporary tow truck licenses will be sold in the following cities: Slidell, Monroe, Bossier, Baton Rouge, Lafayette, Bogalusa, Hammond, and Ruston. Applicants are requested to call 1-877-368-5463 with questions regarding temporary tow truck licenses. For further information regarding temporary towing permits, interested persons should visit [www.expresslane.org](http://www.expresslane.org).

SECTION 6: All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the implementation of the provisions of this Order.

SECTION 7: This Order is effective upon signature and shall continue in effect until December 31, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to such time.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 13th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#090

#### **EXECUTIVE ORDER KBB 05-61**

The National Incident Management System (NIMS)  
Designation

WHEREAS, it is necessary and desirable that all federal, state, local, and tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management;

WHEREAS, the President in Homeland Security Directive (HSPD)-5, directed the secretary of the Department of Homeland Security to develop and administer a National Incident Management System (hereafter "NIMS"), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity;

WHEREAS, the collective input and guidance from all federal, state, local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS;

WHEREAS, to facilitate the most efficient and effective incident management, it is critical that federal, state, local and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification

**EXECUTIVE ORDER KBB 05-62**

**Declaration of Public Health Emergency for the Disposition of Human Remains by Licensed Funeral Establishments**

standards, uniform standards for planning, training and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters;

WHEREAS, the NIMS standardized procedures for managing personnel, communication, facilities and resources will improve the state's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management process;

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including current emergency management training programs;

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) has also recommended adoption of a standardized incident command system; and

WHEREAS, the best interests of the citizens of the state of Louisiana are served by the adoption of the standardized incident command system to facilitate the most efficient and effective incident management;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The National Interagency Incident Management System (NIMS) is hereby established within the Louisiana Office of Homeland Security and Emergency Preparedness as the state of Louisiana's standard for incident management.

SECTION 2: As mandated by Homeland Security Presidential Directive/HSPD-5, beginning in fiscal year 2005, adoption of NIMS will be a requirement for receipt of sub-grant funds from the Louisiana Office of Homeland Security and Emergency Preparedness.

SECTION 3: All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the implementation of the provisions of this Order.

SECTION 4: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 13th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#091

WHEREAS, Hurricanes Katrina and Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state, which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, pursuant to Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005, and Proclamation No. 53 KBB 2005, a state of emergency was declared for the entire state and is currently in effect;

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana;

WHEREAS, as a consequence of Hurricanes Katrina and Rita and their aftermaths, hundreds of Louisianans have perished and many citizens of the state of Louisiana have suffered or may suffer injury and/or illness;

WHEREAS, R.S. 29:724(D)(1) authorizes the governor to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business, or the orders, rules, or regulations of any state agency, if strict compliance with the provisions of any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency; and

WHEREAS, the secretary of the State Board of Embalmers and Funeral Directors, a licensing and regulatory board under the Department of Health and Hospitals, has requested that R.S. 37:842(D)(5) and LAC 46:1103, be temporarily suspended, so that a funeral establishment in a parish declared within the disaster areas, which has been destroyed or made inoperable as a result of either hurricane, may secure a temporary alternative facility, with the approval of the State Board of Embalmers and Funeral Directors, and open such temporary facilities under their existing establishment license so long as the temporary facility meets certain minimum standards to properly care for the deceased and to properly serve the members of the community affected by the hurricanes;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: R.S. 37:842(D)(5) and LAC 46:1103, which require a funeral or embalming establishment license be for a specific location and an additional fee for any change of location, are hereby suspended to the extent that an establishment located in a parish within either Hurricane

Katrina or Hurricane Rita declared disaster areas and was destroyed or made inoperable as a result of either hurricane may secure a temporary facility, with the approval of the State Board of Embalmers and Funeral Directors, and open such temporary facility under its existing establishment license. Any such temporary facilities shall meet certain minimum standards as determined by the State Board of Embalmers and Funeral Directors.

SECTION 2: All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the implementation of the provisions of this Order.

SECTION 3: This Order is effective upon signature and shall continue in effect until December 31, 2006, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 13th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#092

### EXECUTIVE ORDER KBB 05-63

Louisiana Recovery Authority

WHEREAS, Hurricane Katrina, and its aftermath, and Hurricane Rita have caused unprecedented devastation and damage to the communities of south Louisiana, including its people, economy, infrastructure, natural resources and critical institutions;

WHEREAS, unprecedented state, federal, and other public and private resources will be committed to the rebuilding and redevelopment of these areas;

WHEREAS, it is essential that such resources be coordinated and targeted as well as leveraged with traditional resources to maximize their impact as well as improve efficiency and avoid duplication of efforts;

WHEREAS, the importance and magnitude of such an undertaking dictate that a single unit of government be charged with such a task;

WHEREAS, such unit must be guided by a distinguished board which shall ensure that the redevelopment is conducted to the highest standards of integrity and quality; and

WHEREAS, this unit must work across levels of government, guided by the governor's vision and in support of local communities, to develop and realize a comprehensive long-term vision for a rebuilt and renewed Louisiana.

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: As authorized by R.S. 49:215, the Louisiana Recovery Authority (hereafter "LRA") is hereby established within the Military Department, Office of Homeland Security and Emergency Preparedness. LRA shall be a separate unit of such office with independent authority to contract and to employ, appoint, remove, assign, and promote personnel.

SECTION 2: The duties of LRA shall include, but are not limited to, the following:

A. Establishing and realizing:

(1) short-term priorities for recovery; and

(2) long-term plans for redevelopment. Such priorities and plans shall draw upon traditional state resources and programs and create special programs dedicated to responding to the aftermath of the hurricanes. Such priorities and plans shall include time-lines and benchmarks and provide a mechanism for public input and modifications based on such input.

B. Creating and pursuing initial thirty (30) day and one hundred (100) day agendas, as well as one and five year plan for the recovery and redevelopment effort, consistent with the priorities and plans established pursuant to Paragraph A of the this Section.

C. Establishing a federal and state legislative agenda for the recovery and redevelopment effort and for coordinating between levels and branches of government to implement that agenda.

D. Identifying funding sources and/or innovative financing alternatives to adequately fund recovery and redevelopment as described in the plan. LRA shall set priorities and offer broad direction to the Office of Homeland Security and Emergency Preparedness relating to the use of funds made available through the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended. It shall also receive, prioritize, create guidelines for and disburse to other agencies and organizations funding that is provided or otherwise made available to the state for recovery and redevelopment efforts, including but not limited to, any state funds made available and any special congressional appropriations associated with Hurricanes Katrina and Rita.

E. Setting priorities, planning, and coordinating resource allocations as it pertains to issues that may include, but are not limited to the following:

- 1) economic and workforce development;
- 2) environmental quality and review;
- 3) temporary and permanent housing;
- 4) healthcare;
- 5) infrastructure and transportation;
- 6) education;
- 7) fiscal stability;
- 9) family services; and
- 10) law and order.

SECTION 3: The LRA shall submit a written comprehensive report quarterly to the governor, the president of the Louisiana State Senate, the speaker of the Louisiana House of Representatives, and the public at-large on the issues set forth in Section 2 of this Order.

SECTION 4: The LRA shall be responsive to a Board which shall be composed of a maximum of twenty-six (26) voting members, who shall be appointed by and serve at the

pleasure of the governor. In addition, the speaker and speaker pro tempore of the Louisiana House of Representatives and the president and president pro tempore of the Louisiana Senate shall be ex-officio, non-voting members. These additional members shall not be counted for purposes for a quorum.

SECTION 5: The chair and vice-chair of the Board shall be selected by the governor. All other officers, if any, shall be elected by the membership of the Board.

SECTION 6: The Board shall have two primary responsibilities:

A. To provide leadership for an agenda for action to be set by the LRA. The Board may draw on state resources, as necessary, to exercise its leadership role in setting and assisting the LRA in advancing the agenda.

B. To provide oversight to the activities of the LRA.

SECTION 7:

A. The Board may create committees as appropriate which may include members of the Board and other stakeholders and conduct work through the use of such committees, provided all final decisions shall be by a vote of the Board.

B. The Board shall appoint an Audit Committee to ensure best practices and procedures in the management of any funds received, expended, or disbursed by the LRA. Such committee shall receive reports produced by the independent accounting firm or firms engaged by the Division of Administration and the Office of Homeland Security and Emergency Preparedness and by the audit firm or firms retained by the state or the LRA. The Audit Committee shall present the reports' finding to the full Board and make recommendations as may be appropriate.

SECTION 8: The Board shall meet at regularly scheduled meetings and at the call of the chair.

SECTION 9: Board members shall not receive additional compensation or a per diem from the LRA for serving on the Board; however, such members shall be entitled to reasonable and necessary travel expenses consistent with travel allowance for state classified employees as provided in the latest Policy and Procedure Memorandum 49 and approved by the Board's chair. Board members who are members of the Legislature may seek per diem and travel reimbursements from the Louisiana State Senate or House of Representatives, as appropriate for their attendance.

SECTION 10: The LRA shall also have a director who shall serve as the appointing authority for such unit. Such director shall be appointed by the governor and may be removed by the governor. The governor's direction to all gubernatorial appointees, cabinet officials, agency and department heads as it pertains to the recovery and redevelopment efforts shall be expressed through the director. The director shall serve as the executive and administrative officer of the Board and shall discharge all operational, administrative, and executive functions of the Board, subject to the control, jurisdiction, and supervision of the governor.

SECTION 11: The director, with the Board's approval, shall appoint a chief financial officer who shall report to the director and independently to the Audit Committee of the Board.

SECTION 12: In addition to regular staffing provided to the LRA, the LRA may draw upon staffing and resources from other executive branch agencies as needed.

SECTION 13: All funding received, expended, or disbursed by the LRA shall be subject to audit by the accounting firm engaged by the Office of Homeland Security and Emergency Preparedness to oversee the receipt and disbursement of federal funds as well as audit by the Legislative Auditor.

SECTION 14:

A. In accordance with R.S. 29:724(D), all departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, shall cooperate with the LRA and/or the Board in implementing the provisions of this Order.

B. As appropriate and when not prohibited by law, other agencies of the state shall establish subsidiaries or take on such functions as may be directed by the LRA in order to carry out the LRA's vision.

SECTION 15: All statutory requirements for state agencies shall be applicable to the Board and its committees, the LRA and any subsidiary established pursuant to this Order, including but not limited to those governing meetings, records, and ethical conduct.

SECTION 16: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be fixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 17th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#093

#### **EXECUTIVE ORDER KBB 05-64**

Emergency Suspension of Certain Provisions Regarding Temporary Inoperable Hospitals Affected by Hurricane Katrina—Extension of Executive Order No. KBB 05-7

WHEREAS, Executive Order No. KBB 2005-37, issued on September 19, 2005, suspended certain statutes regarding a hospital license when that hospital is deemed inoperable, and also the procedures for closure of a hospital upon cessation of business due to the consequences of Hurricane Katrina and its aftermath;

WHEREAS, Executive Order No. KBB 2005-37, issued on September 19, 2005, is in effect until October 25, 2005; and

WHEREAS, the secretary of Department of Health and Hospitals has requested that this Order be extended for an additional thirty (30) days;

**EXECUTIVE ORDER KBB 05-65**

**Emergency Suspension of Certain Provisions  
Regarding Temporarily Inoperable Hospitals  
Affected by Hurricane Rita**

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 1 of Executive Order No. KBB 2005-37, issued on September 19, 2005, is amended as follows:

Until Wednesday, November 30, 2005, LAC 48:I.9305(B)(3), which voids a hospital license once a hospital ceases to operate, is hereby suspended to the extent it applies to any hospital located in the parishes of Jefferson, Orleans, Plaquemines, and St. Bernard that have ceased to operate or provide services to the community as a consequence of Hurricane Katrina and its aftermath. This suspension applies only to the extent that such regulation automatically voids a license when a hospital ceases to operate. [Any hospital located in any other parish that ceases to operate or any ownership changes of a hospital located in any parish statewide shall continue to void a hospital's license as provided in LAC 48:I.9305(B)(3).]

SECTION 2: Section 2 of Executive Order No. KBB 2005-37, issued on September 19, 2005, is amended as follows:

Until Wednesday, November 30, 2005, LAC 48:I.9307, which provides procedures for the closure of a hospital upon cessation of business is hereby suspended to the extent that it applies to any hospital located in the parishes of Jefferson, Orleans, Plaquemines, and St. Bernard that have ceased to operate or provide services to the community as a consequence of Hurricane Katrina and its aftermath. Any hospital located in any other parish that ceases to operate shall continue to be required to follow the procedures outlined in LAC 48:I-9307.

SECTION 3: All other paragraphs, subsections, and sections of Executive Order No. KBB 2005-37, issued on September 19, 2005, shall remain in full force and effect until Wednesday, November 30, 2005.

SECTION 2: This Order is effective upon signature and shall continue in effect until Wednesday, November 30, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to such time.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 18th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#094

WHEREAS, Hurricane Rita struck the state of Louisiana resulting in severe flooding and damage to the southwestern part of the state which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes;

WHEREAS, pursuant to such Act, a state of emergency/disaster was declared through Proclamation No. 53 KBB 2005;

WHEREAS, pursuant to the Louisiana Health Emergency Powers Act, R.S. 29:760, et seq., a state of public health emergency was declared through Executive Order KBB 2005-33, as amended by Executive Order No. KBB 2005-47;

WHEREAS, R.S. 29:724(D)(1) and 766(D)(1) authorize the governor, during a state of emergency, to suspend the provisions of any regulatory statute prescribing procedures for the conducting of state business, or the orders, rules or regulations of any state agency, if strict compliance with the provisions of any statute, order, rule or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency;

WHEREAS, as a direct consequence of the disaster and evacuation, several hospitals in the parishes affected by Hurricane Rita became temporarily inoperable, not fit for operation, and/or unable to provide services to the community;

WHEREAS, LAC 48:I-9305 and 9307 provide that a hospital's license shall be immediately void if a hospital ceases to operate and provides procedures for the closure of a hospital, including the disposition of patient records, public notice, etc.;

WHEREAS, there is a profound need for hospital services in the affected parishes to resume operations as soon as possible; and

WHEREAS, the secretary of the Department of Health and Hospitals has requested the suspension of certain regulations for hospitals located in the parishes of Acadia, Calcasieu, Cameron, Iberia, Jefferson Davis, Lafayette, St. Mary, Terrebonne, and Vermilion which became temporarily inoperable, not fit for operation, or unable to provide services to the community as a result of Hurricane Rita so as to allow a prudent and expedited return to operation;

**EXECUTIVE ORDER KBB 05-66**

**Emergency Procedures for Conducting State Business**

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Until Wednesday, November 30, 2005, LAC 48:I.9305(B)(3), which voids a hospital license once a hospital ceases to operate, is hereby suspended to the extent it applies to any hospital located in the parishes of Acadia, Calcasieu, Cameron, Iberia, Jefferson Davis, Lafayette, St. Mary, Terrebonne, and Vermilion that have ceased to operate or provide services to the community as a consequence of Hurricane Rita. This suspension applies only to the extent that such regulation automatically voids a license when a hospital ceases to operate. Any hospital located in any other parish that has ceased to operate or any ownership changes of a hospital located in any parish statewide shall continue to void a hospital's license as provided in LAC 48:I.9305(B)(3).

SECTION 2: Until Wednesday, November 30, 2005, LAC 48:I.9307, which provides procedures for the closure of a hospital upon cessation of business is hereby suspended to the extent that it applies to any hospital located in the parishes of Acadia, Calacsieu, Cameron, Iberia, Jefferson Davis, Lafayette, St. Mary, Terrebonne, and Vermilion that has ceased to operate or provide services to the community as a consequence of Hurricane Rita. Any hospital located in any other parish that ceases to operate shall continue to be required to follow the procedures outlined in LAC 48:I-9307.

SECTION 3: Hospitals located in Acadia, Calacsieu, Cameron, Iberia, Jefferson Davis, Lafayette, St. Mary, Terrebonne, and Vermilion parishes which have ceased to operate shall promptly notify the Department of Health and Hospitals, Health Standard Section, in writing when the hospital becomes operable and capable of providing services to the community.

SECTION 4: The Department of Health and Hospitals is hereby authorized to conduct any and all necessary surveys, inspections, and/or reviews of the hospital's facilities upon receipt of such notification.

SECTION 5: All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with implementing the provisions of this Order.

SECTION 6: This Order is effective upon signature and shall apply retroactively from Friday, September 23, 2005, through Wednesday, November 30, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 18th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#095

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency/disaster was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005, and Proclamation No. 53 KBB 2005;

WHEREAS, Hurricane Katrina and its aftermath, and Hurricane Rita caused unprecedented and extensive damage in the state of Louisiana and these tragic events has significant consequences on the financial conditions of the state; and

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: For procurement and contracting, strict compliance with R.S. 39:1481, et seq., and R.S. 39:1551, et seq., shall not be required. However, all state agencies should comply with the following conditions:

A. An appointed official within the agency, or the equivalent for elected officials in higher education, must determine that the failure to strictly comply with the statutory restriction is necessary due to the emergency;

B. A centralized point of contact for each agency must monitor all transactions conducted without strict statutory compliance, maintaining copies of all documentation. Documentation should specify whether the purchase falls into the "emergency" or "permanent" category and whether the purchase relates to Hurricane Katrina or Hurricane Rita;

C. Competitive quotes and/or offers must be obtained whenever possible and agencies must take the necessary steps to assess that fair and equitable pricing is being offered;

D. Performance-based contracting should be used where practical;

E. Statewide contracts should be used where practical;

F. Copies of contracts which would otherwise require approval by the Office of Contractual Review or the Office of State Purchasing must be provided to those agencies. Additionally, ISIS agencies should enter small purchases into the AGPS/CFMS database. (Note: For CFMS contracts, agencies should use the document type "MISC"); and

G. Payments to contractors should be made only after verification that all goods and services meet contract requirements.

SECTION 2: The inspector general is directed and authorized to monitor those transactions conducted outside the scope of regulatory statutes, orders, rules and regulations to insure that those transactions are directly related to the emergency situation and are prudently handled and, if any inappropriate transactions are noted, those situations shall be reported directly to the governor.

SECTION 3: All cabinet members, statewide elected officials and department heads are authorized to transfer the directions, job assignments, personnel, and functions of their departments for the purpose of performing or facilitating emergency services as necessary.

SECTION 4: All available resources of state government should be utilized as reasonably necessary to cope with this emergency.

SECTION 5: Executive Order No. KBB 2005-27, issued on September 3, 2005, is hereby rescinded and terminated.

SECTION 6: This Order is effective upon signature and shall be made applicable from August 29, 2005, and continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 18th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#096

**EXECUTIVE ORDER KBB 05-67**

Emergency Suspension of Prescription,  
Peremption and Other Legal Deadlines

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other nature or man-made causes;

WHEREAS, Hurricane Katrina and its aftermath, and Hurricane Rita struck the state of Louisiana causing severe damage and flooding to the southern part of the state, which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency/disaster was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005, and Proclamation No. 53 KBB 2005, as amended by Proclamation No. 60 KBB 2005;

WHEREAS, as a direct consequence of these disasters and evacuations, attorneys throughout the state had clients whom they could not contact due to the client's

evacuation and similarly, there were clients who could not contact their counsel due to counsel's evacuation;

WHEREAS, in addition to challenges resulting from displacement and access to office and personal files and records, the storms and their aftermaths resulted in extreme challenges to communication networks and disruption of mail service;

WHEREAS, Hurricanes Katrina and Rita also rendered several court houses temporarily inoperable and/or not fit for occupancy;

WHEREAS, La. Constitution Art. I, Section 22 provides that all courts shall be open, and every person shall have an adequate remedy by due process of law and justice, administered without denial, partiality, or unreasonable delay, for injury to him in his person, property, reputation, or other rights;

WHEREAS, the destruction and disruption of services and infrastructure to our system of justice caused by Hurricanes Katrina and Rita would have had a profound impact on the basic rights to an untold number of persons unless action was taken to suspend the effects of the tolling of legal delays during the period of these emergencies;

WHEREAS, based on the above, on September 6, 2005, Executive Order No. KBB 2005-32, suspending deadlines in legal proceedings, was issued at the request of the Louisiana State Bar Association, the Louisiana Trial Lawyers Association, and the Louisiana Association of Defense Counsel, and in the interest of fairness and justice for all parties;

WHEREAS, on September 23, 2005, Executive Order No. KBB 2005-32, was amended to extend the suspension for an additional thirty days and to recognize the Louisiana Supreme Court's authority to lift the suspension, in whole or in part, by Order;

WHEREAS, on October 3, 2005, the Louisiana Supreme Court issued a Resolution and Temporary Rule that provided a procedure to have a judge consider allowing legal proceedings to proceed where justice and equity mandate the shortening or lifting of the suspension;

WHEREAS, it has been announced that the Louisiana Legislature will be called into a special session from November 6, 2005, to November 18, 2005, which will be the first opportunity for legislative action on these issues;

WHEREAS, as the immediacy of the emergency passes and as the state begins to move toward a recovery and rebuilding phase, it is necessary to provide notice and begin the process of returning legal affairs to their normal processes as soon as practical in an effort to restore commerce; and

WHEREAS, the attorney general will issue, to judges and Justice of the Peace Courts in the affected areas, recommended eviction guidelines according to current law but taking into consideration the emergency circumstances that occurred over the last several weeks, so that as these proceedings begin in the parishes affected by Hurricane Katrina, the authorities have legal guidance as to the rights and privileges of both the lessees and lessors;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 1 of Executive Order No. KBB 2005-32, issued on September 6, 2005 as amended by Executive Order No. KBB 2005-48, issued on September 23, 2005, is hereby amended as follows:

A. Liberative prescriptive and preemptive periods are hereby suspended statewide until at least Friday, November 25, 2005.

B. Except as provided in Subsection A of this Section, the suspension of deadlines in legal proceedings, as provided in Executive Order No. KBB 2005-32, as amended by Executive Order No. KBB 2005-48, in all courts, administrative agencies, and boards unaffected by Hurricane Rita, as defined as those parishes not identified in Subsection C of Section 1 of this Order, shall end as of Tuesday, October 25, 2005.

C. Deadlines in legal proceedings in courts, administrative agencies, and boards affected by Hurricane Rita, defined as the parishes of Calcasieu, Cameron, Jefferson Davis, and Vermilion are hereby suspended until at least Friday, November 25, 2005, including but not limited to, non-constitutionally mandated deadlines in criminal proceeding and any such deadlines as follows:

1. Louisiana Civil Code;
2. Louisiana Code of Civil Procedure;
3. La. R.S. Title 9, Civil Code Ancillaries;
4. La. R.S. Title 13, Courts and Judicial Procedure;
5. La. R.S. Title 23, Chapter 10, Workers' Compensation;
6. La. R.S. Title 40, Chapter 5 Part XXI-A, Malpractice Liability for State Services; and
7. La. R.S. Title 40, Chapter 5, Part XXIII, Medical Malpractice.

D. Paragraph C of this Section shall not be interpreted so as to prohibit the parties from proceeding in accordance with the Louisiana Supreme Court's Resolution and Temporary Rules issued on October 3, 2005, as amended, including but not limited to, landlord-tenant disputes, evictions proceedings, and lease disputes regarding immovable property, provided such proceedings are carried out in the manner provided for by the Louisiana Supreme Court Resolution and Temporary Rule, as amended.

E. Nothing in Subsection C of this Section shall prohibit an owner of immovable property from reclaiming leased property if abandoned as provided for by law, or entering leased property to make necessary repairs as provided for by law.

SECTION 2: This Order is effective upon signature and shall remain in effect until Friday, November 25, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to such time.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 19th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#097

### EXECUTIVE ORDER KBB 05-68

Emergency Procedures for Conducting State Business  
for the Ernest N. Morial Convention Center

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005;

WHEREAS, Hurricane Katrina has caused unprecedented and extensive damage in the state of Louisiana and this tragic event has significant consequences on the financial conditions of the state;

WHEREAS, the Ernest N. Morial Convention Center is an integral part of the economic vitality and recovery of the state, fostering tourism, generating revenue for the hotel and restaurant industry, and garnering recognition nationally and globally as a premier destination for conventions and shows;

WHEREAS, any delay in the restoration of the Ernest N. Morial Convention Center to a full service convention center may force continued cancellation of conventions and shows, severely decreasing tourism and ultimately affecting the overall economic recovery of the state;

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana; and

WHEREAS, the Ernest N. Morial Convention Center requested that time-lines be abbreviated to expedite procurement of certain items to make this facility ready to host all Mardi Gras functions and other major commercial tourism events which will bring in very significant tax revenues and signal the opening of New Orleans;

NOW THEREFORE , KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: That such statutes which might prevent the Ernest N. Morial Convention Center (hereafter "Center"), as a political subdivision of the state of Louisiana, from being authorized and empowered to contract for necessary goods and services regarding the specifications, purchase and/or installation of carpeting, and any material related thereto to address the damage to the Center as a result from Hurricane Katrina and its aftermath, are hereby suspended. The Center shall maintain documentation which shall include the vendor's names and addresses, goods or services purchased, prices paid, invoices and other emergency related reasons for those purchases. Strict compliance with R.S. 38:2181, et seq., and R.S. 39:1551, et seq., shall not be required. Notwithstanding any provisions of this section, procedures set forth in R.S. 38:2212(D) shall be complied with. Notice of the declaration of this emergency as set forth in this Order shall be published in the official journal of the Ernest M. Morial Convention Center.

SECTION 2: The inspector general is directed and authorized to monitor those transactions conducted outside the scope of regulatory statutes, orders, rules and regulations to insure that those transactions are directly related to the emergency situation and are prudently handled and if any inappropriate transactions are noted, those situations shall be reported directly to the governor.

SECTION 3: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to that date.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 19th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#098

### EXECUTIVE ORDER KBB 05-69

Suspension of Rules and Regulations for Proprietary Schools

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency/disaster was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation No. 54 KBB 2005, and Proclamation No. 53 KBB 2005, as amended by Proclamation No. 60 KBB 2005;

WHEREAS, such Act also confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana;

WHEREAS, Hurricane Katrina and its aftermath, and Hurricane Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state, which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, R.S. 29:724 authorizes the governor, during a state of emergency, to suspend the provisions of any state regulatory statute prescribing procedures for conducting state business, or the orders, rules or regulations of any state agency, if strict compliance with the provision of any statute, order, rule or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency and authorizes the direction and transfer of personnel and functions of state departments and agencies or units thereof for the purpose of performing or facilitating emergency services;

WHEREAS, the Board of Regents, created under Section 5 of Article VIII of the Louisiana Constitution, as amended, is a post-secondary education board that oversees, among other things, proprietary schools within the state of Louisiana;

WHEREAS, the rules currently followed by the Board of Regents governing proprietary schools pursuant to its authority under R.S. 17:3141.1, et seq., unless suspended, may hinder the delivery of emergency services as well as further contribute to the economic emergency existing in the affected areas of our state; and

WHEREAS, the Board of Regents has requested the suspension of the regulations governing proprietary schools and authorizing the commissioner of higher education to adopt and implement interim rules for the licensing of proprietary schools;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The rules and regulations governing proprietary schools followed by the Board of Regents pursuant to its authority under R.S. 17:3141.1, et seq., are hereby suspended.

SECTION 2: The commissioner of higher education is hereby authorized and directed to adopt and implement interim rules for the licensing of proprietary schools, not inconsistent with all applicable laws regulations not suspended herein.

SECTION 3: This Order is effective upon signature and shall continue in effect for sixty (60) days, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 24th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#099

**EXECUTIVE ORDER KBB 05-70**

Limited Transfer of Authority to Commissioner of Insurance and Rules Directive for Patient's Compensation Fund; Hurricanes Katrina and Rita Amends Executive Order No. KBB 05-40

WHEREAS, Executive Order No. KBB 2005-40, issued on September 19, 2005, transferred to the commissioner of insurance limited authority to suspend laws regarding legal deadlines and certain processes and procedures as it applies to Louisiana citizens who on August 29, 2005, resided in certain parishes regarding any and all insurance matters, including but not limited to, flood insurance, life insurance, commercial general insurance, property and casualty insurance, vehicle insurance, liability insurance, burglary and forgery insurance, glass insurance, homeowner's insurance, health and accident insurance, health maintenance organizations, fire and extended coverage insurance, crop and livestock insurance, marine and transportation insurance, credit life insurance, health and accident insurance, all surplus lines insurance, reciprocal insurance, reinsurance, credit

WHEREAS, subsequently, Hurricane Rita struck the state of Louisiana resulting in severe flooding and damage to the southwestern part of the state, which has threatened the safety and security of the citizens of the affected areas of the state of Louisiana, along with private property and public facilities;

WHEREAS, the commissioner of insurance has requested the governor to amend Executive Order No. KBB 2005-40, issued on September 19, 2005, to include the citizens who, as of September 20, 2005, resided in the parishes affected by Hurricane Rita; and

WHEREAS, it is also necessary to amend Executive Order No. KBB 2005-40, to indicate a termination date for this limited transfer of authority to the commissioner of insurance;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 4 of Executive Order No. KBB 2005-40, issued on September 19, 2005, is amended as follows:

A. A limited transfer of authority as referenced in Sections 1, 2, and 3 shall specifically include, but is not limited to, the authority to suspend applicable statutes, issue any rules, regulations, directives or take any other actions that the commissioner deems necessary to protect the public health, safety, and welfare of the citizens of Louisiana, who were affected by Hurricane Katrina and on August 29, 2005 resided in the following parishes: Jefferson; Lafourche; Livingston; Orleans; Plaquemines; St. Bernard; St. Charles; St. James; St. John the Baptist; St. Mary; St. Tammany; Tangipahoa; Terrebonne; and Washington; and

B. A limited transfer of authority as referenced in Sections 1, 2, and 3 shall specifically include, but is not limited to, the authority to suspend applicable statutes, issue any rules, regulations, directives or take any other actions that the commissioner deems necessary to protect the public health, safety, and welfare of the citizens of Louisiana, who were affected by Hurricane Rita and on September 20, 2005

resided in the following parishes: Acadia, Allen; Beauregard, Calcasieu, Cameron, Iberia, Jefferson Davis, Lafayette, Lafourche, St. Mary, Terrebonne, and Vermilion.

SECTION 2: Section 7 of Executive Order No. KBB 2005-40, issued on September 19, 2005, is amended as follows:

This limited transfer of authority shall remain in full force and effect for the duration of the state of emergency and/or disaster any subsequent state of emergency and/or disaster declared thereafter, with regard to the disaster caused by Hurricanes Katrina and Rita. Additionally, any rules, regulations, directives or any actions taken by the governor or the commissioner of Insurance during the state of emergency and/or disaster that is in effect or any subsequent state of emergency and/or disaster is declared, shall remain in full force and effect notwithstanding the lifting of the state of emergency and/or disaster.

SECTION 3: Section 8 of Executive Order No. KBB 2005-40, issued on September 19, 2005, is amended as follows:

The Department of Insurance Emergency Rule Nos. 15, 16, and 17 as enacted and amended, are hereby declared to be part of this Order, and authorizes if necessary, the suspension of any laws, rules, and regulations necessary for the implementation and enforcement of such laws, rules and regulations.

SECTION 4: Executive Order No. KBB 2005-40, issued on September 19, 2005, shall continue in effect until December 31, 2005.

SECTION 5: All other paragraphs, subsections, and sections of Executive Order No. KBB 2005-40 shall remain in full force and effect.

SECTION 6: This Order is effective upon signature and shall continue in effect until December 31, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 24th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#100

**EXECUTIVE ORDER KBB 05-71**

Hurricane Katrina and Rita Clean-Up by Local Government

WHEREAS, Hurricanes Katrina and Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state, which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, several areas of the state of Louisiana need all available assistance to clean-up debris left by Hurricanes Katrina and Rita;

WHEREAS, many parish and local elected officials are requesting the issuance of an executive order to allow

employees of the parish or local governments to assist with debris removal;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Regular employees of local and municipal governments in South Louisiana who may be available to assist in removing debris left by Hurricanes Katrina and/or Rita shall have authority, at the discretion of the parish or municipal chief elected official, to perform work on private property to expedite the clean-up efforts. However, any work performed by public employees on private property shall be in accordance with Attorney General Opinion Nos. 05-0360, 05-0360A, and 05-0373.

SECTION 2: Prior to the performance of any work on private property as contemplated by this Order, an agreement shall be executed by the owner of the land upon which such work is to be performed whereby the landowner shall agree to hold the state of Louisiana and the local government or municipality harmless from any and all claims for damage which may in any way arise from such work performed on the private property.

SECTION 3: As to any work performed on abandoned property, the parish or local officials shall make a special effort to identify and document any and all damages which have occurred to the abandoned property prior to the clean-up or removal of debris.

SECTION 4: Any local government or municipality seeking reimbursement from the Federal Emergency Management Administration (FEMA) for work performed as authorized by Section 1 of this Order shall comply with appropriate federal statutes and regulations.

SECTION 5: This Order is effective upon signature and shall continue in effect until December 1, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 24th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#101

### **EXECUTIVE ORDER KBB 05-72**

Declaration of Public Health Emergency and Suspension  
of In-State Licensure for Medical/Health Professionals  
and Personnel Licensed Out-of-State  
Extension of Executive Order No. KBB 05-33

WHEREAS, Executive Order No. KBB 2005-33, issued on September 12, 2005, suspended Louisiana state licensure laws, rules, and regulations for medical/health professionals and personnel for those professionals and personnel from other states and nations offering medical services on a voluntary basis only to those needing medical

services as a result of Hurricanes Katrina and Rita, provided that said out-of-state or out-of-country medical/health professionals and personnel possess a current medical license in good standing in their respective state or country of licensure and that they practice in good faith, and within the reasonable scope of his or her skills, training, or ability, including but not limited to, within the Department of Health and Hospitals operated and sponsored shelters, and other Department of Health and Hospitals managed medical operations;

WHEREAS, Executive Order No. KBB 2005-33, as amended by Executive Order No. KBB 2005-47, issued on September 23, 2005, extended the Order for an additional thirty (30) days; and

WHEREAS, the secretary of the Department of Health and Hospitals and the state health officer have requested that Executive Order No. 2005-33, as amended by Executive Order No. KBB 2005-47, be extended for an additional thirty (30) days;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 2 of Executive Order No. KBB 2005-47, issued on September 23, 2005, amending Executive Order No. KBB 2005-33, issued on September 12, 2005, is amended as follows:

Until Saturday, December 31, 2005, the Louisiana state licensure laws, rules, and regulations for medical/health professionals and personnel are hereby suspended for those medical/health professionals and personnel from other states or other countries offering medical services in Louisiana to those needing medical services as a result of this disaster provided that said out-of-state or out-of-country medical/health professionals and personnel possess a current medical license in good standing in their respective state or country of licensure and that they practice in good faith and within the reasonable scope of his or her skills, training, or ability, including but not limited to, within the Department of Health and Hospitals operated and sponsored shelters, and other Department of Health and Hospitals managed medical operations.

SECTION 2: Section 3 of Executive Order No. KBB 2005-47, issued on September 23, 2005, amending Executive Order No. KBB 2005-33, issued on September 12, 2005, is amended as follows:

All out-of-state or out-of-country medical/health professionals and personnel offering services on a voluntary basis only to the state of Louisiana by authority of this Order shall be covered by R.S. 40:1299.39, et seq., and shall thus be considered agents of the state of Louisiana for tort liability purposes contingent upon said out-of-state or out-of-country medical/health professionals and personnel possessing a current medical license in good standing in their respective state or country of licensure and that they practice in good faith and within the reasonable scope of his or her skills, training or ability, including but not limited to, within the Department of Health and Hospitals operated and sponsored shelters, and other Department of Health and Hospitals managed medical operations.

SECTION 3: Section 4 of Executive Order No. KBB 2005-47, issued on September 23, 2005, amending

Executive Order No. KBB 2005-33, issued on September 12, 2005, is amended as follows:

All out-of-state or out-of-country medical/health professionals and personnel offering services on a voluntary basis only to the state of Louisiana by authority of this Order shall submit to the state health officer or his designee at the Office of Public Health within the Louisiana Department of Health and Hospitals, or the appropriate state health provider licensing board, a copy of their respective license and photo identification. Such persons shall contact the Public Health Office at 225-763-5762 or 225-763-5763.

SECTION 4: All other sections, subsections, and paragraphs of Executive Order No. KBB 2005-33, issued on September 12, 2005, as amended by Executive Order No. KBB 2005-47, issued on September 23, 2005, shall remain in full force and effect.

SECTION 5: This Order is effective upon signature and shall remain in effect until Saturday, December 31, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to such time.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 25th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#102

#### **EXECUTIVE ORDER KBB 05-73**

Suspension of Special Officer's Commission Bond  
Amends Executive Order No. KBB 05-29

WHEREAS, Executive Order No. KBB 2005-29, issued on September 3, 2005, suspended the requirement of a bond and proof thereof provided for in La. R.S. 40:1379.1, and the qualifications and requirements provided in LAC 55:I-1303(G) regarding a special officer's commission by the superintendent of state police;

WHEREAS, Executive Order No. KBB 2005-50, issued on September 25, 2005, extended these suspensions until October 25, 2005; and

WHEREAS, the superintendent of State Police has requested Executive Order No. KBB 2005-29, as amended by Executive Order No. 2005-50, be extended for an additional thirty (30) days;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 4 of Executive Order No. KBB 2005-29, issued on September 3, 2005, as amended by Executive Order No. KBB 2005-50, issued on September 25, 2005, is amended as follows:

The suspension of the bond requirements by a person receiving a special officer's commission from the superintendent of State Police and LAC 55:1-1303(G) shall extend through Thursday, November 24, 2005.

SECTION 2: All other sections of Executive Order No. KBB 2005-29 shall remain in full force and effect.

SECTION 3: This Order is effective upon signature and shall continue in effect until Thursday, November 24, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to such time.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 25th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#103

#### **EXECUTIVE ORDER KBB 05-74**

Emergency Suspension of Certain  
Workers' Compensation Laws  
Extends Executive Order No. KBB 05-52

WHEREAS, Executive Order No. KBB 2005-52, issued on September 29, 2005, suspended portions of R.S. 23:1124 regarding consequences for failure to timely submit to a medical examination and portions of R.S. 23:1203(A) to the extent that such statute differentiates between in-state and out-of-state providers and facilities, due to the mass displacement of claimants across the state of Louisiana and the nation; and

WHEREAS, Executive Order No. 2005-52, issued on September 20, 2005, is in effect until Monday, October 24, 2005, and the secretary of the Department of Labor has requested this Order be extended;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 3 of Executive Order No. KBB 2005-52, issued on September 29, 2005, is amended as follows:

This Order is effective upon signature and shall apply retroactively from Monday, August 29, 2005, through Monday, November 28, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to Monday, November 28, 2005.

SECTION 2: All other sections, subsections, and paragraphs of Executive Order No. KBB 2005-52, issued on September 29, 2005 shall remain in full force and effect.

SECTION 3: This Order is effective upon signature and shall continue in effect until Monday, November 28, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 25th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#104

**EXECUTIVE ORDER KBB 05-75**

Emergency Filing Procedures for Uniform  
Commercial Code and Notary Bonds  
Extends Executive Order No. KBB 05-56

WHEREAS, Executive Order No. KBB 2005-56, issued on October 6, 2005, suspended the requirement that certain Uniform Commercial Code (hereafter "UCC"), filings be filed in the same parish as the original financing statement and that such notary, with temporary residence outside of their original parish, not be required to file additional bonds nor be assessed penalties for late annual report filings;

WHEREAS, the Secretary of State has requested this Order be extended for an additional thirty (30) days;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 1 of Executive Order No. KBB 2005-56, issued on October 6, 2005, is amended as follows:

Until Thursday, November 24, 2005, or the appropriate Clerk of Court's office becomes operational, all future UCC filings and subsequent UCC filings required to be filed in the parishes of Jefferson, Plaquemines, St. Bernard, St. Tammany, and Washington and in the Recorder of Mortgages in Orleans Parish, may be filed in any operational Clerk of Court office within the state of Louisiana.

SECTION 2: Section 3 of Executive Order No. KBB 2005-56, issued on October 6, 2005, is amended as follows:

Enforcement of annual report late penalties as provided in R.S. 35:202(B) shall be suspended against any resident of the parishes of Jefferson, Orleans, Plaquemines, St. Bernard, St. Tammy, and Washington during the time period of Friday, August 26, 2005, and Thursday, November 24, 2005.

SECTION 3: Section 4 of Executive Order No. KBB 2005-56, issued on October 6, 2005, is amended as follows:

Also until Thursday, November 24, 2005, or the appropriate Clerk of Court's office becomes operational, all future UCC filings and subsequent UCC filings required to be filed in the parishes of Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis, and Vermilion may be filed in any operational Clerk of Court office within the state of Louisiana.

SECTION 4: Section 6 of Executive Order No. KBB 2005-56, issued on October 6, 2005, is amended as follows:

Enforcement of annual report late penalties as provided in R.S. 35:202(B) shall be suspended against any resident of

the parishes of Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis, and Vermilion during the time period of Tuesday, September 20, 2005, and Thursday, November 24, 2005.

SECTION 5: Section 9 of Executive Order No. KBB 2005-56, issued on October 6, 2005, is amended as follows:

This Order is effective upon signature and shall continue in effect until Thursday, November 24, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

SECTION 6: All other sections, subsections, and paragraphs of Executive Order No. KBB 2005-56, issued on October 6, 2005 shall remain in full force and effect.

SECTION 7: This Order is effective upon signature and shall continue in effect until Thursday, November 24, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 25th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#105

**EXECUTIVE ORDER KBB 05-76**

Emergency Suspension of Certain  
Unemployment Insurance Laws  
Extension of Executive Order No. KBB 05-34

WHEREAS, Executive Order No. KBB 2005-34, issued on September 12, 2005, suspended La. R.S. 23:1553, 23:1541, 23:1600(2) and (3), and 23:1601(1), (2), and (7), regarding the processing of unemployment insurance claims, in order for the Louisiana Department of Labor to timely and fairly adjudicate a dramatically increased volume of claims following Hurricane Katrina;

WHEREAS, Executive Order No. KBB 2005-34 was effective until September 25, 2005;

WHEREAS, On September 23, 2005, Executive Order No. KBB 2005-34 was amended by Executive Order No. KBB 2005-46, to extend the suspension until October 23, 2005, and limit its application to the claims originating in the parishes included in the federally declared disaster area as a result of Hurricane Katrina; and

WHEREAS, the secretary of Department of Labor has indicated that, with certain modifications, it is necessary that the suspension continue for another four weeks and that there be additional parishes to which it is applicable as a result of Hurricane Rita;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Section 1 of Executive Order No. KBB 2005-34, issued on September 12, 2005, and amended by

Executive Order No. KBB 2005-46, issued on September 23, 2005, be amended as follows:

A. The following statutes relative to unemployment insurance are hereby suspended during the state of emergency until Sunday, November 20, 2005, unless extended by subsequent executive order:

1. R.S. 23:1541, but only to the extent that it requires the administrator to render quarterly statements to each employer of benefits paid each individual and charged to his experience rating record. The benefits paid to persons whose unemployment resulted from Hurricanes Katrina and Rita will not be charged against the employer's account. To send out notices as traditionally done is likely to cause confusion since such notices include benefit charges by all former employees, including those whose benefit will be charged against the social charge account.

2. R.S. 23:1533, but only to the extent that it requires that benefits accruing and paid shall be charged against the experience rating records of base period employers. Benefit charges of such experience-rated employers shall be against the social charge tax rate and not against a specific employer.

3. R.S. 23:1601(1) and (2), which provide certain disqualifications for otherwise eligible claimants. Such disqualifications include reasons for separation from employment, including a substantial change in employment by the employer or intentional misconduct connected with employment by the claimant. Separations that are the direct result of the damage and destruction from Hurricanes Katrina and Rita and their aftermaths are not the fault of either the employer or the claimant. Administration of these separation issues with regard to such claims places an unnecessary burden on the state's unemployment system. Otherwise eligible claimants shall not be disqualified based on R.S. 23:1601(1) or (2).

B. The following statutes relative to unemployment insurance are hereby suspended during the state of emergency until Sunday, October 23, 2005:

1. R.S. 23:1600(2), which requires that claimants be able to work, available for work, and conducting an active search for work. In the aftermath of Hurricanes Katrina and Rita, work search requirements were not practical for most claimants due to challenges with housing, communication, and other displacement issues.

2. R.S. 23:1601(7) which provides for an offset in unemployment insurance benefits for receipt of certain other benefits such as vacation pay, severance pay, etc. Proof of such payments and the personnel and payroll records of many employers were not timely available or no longer in existence due to the devastation caused by Hurricanes Katrina and Rita. Because of the unprecedented volume of claims, search and investigation of such payments would have imposed an unmanageable burden on the administration of the claims and an undue delay in payment.

C. Beginning on Sunday, October 23, 2005, R.S. 23:1601(7)(a), (b), (d) and (f) shall continue to be suspended during the state of emergency until Sunday, November 20, 2005, unless extended by subsequent executive order. However, pursuant to R.S. 23:1601(7)(c) and (e), payments under a retirement or pension plan, system or policy shall reduced the unemployment benefits otherwise payable by

the amount the base period employer contributed on behalf of the claimant.

D. The suspension of laws provided in Subsections A, B, and C of this Section shall only apply with regard to claims of claimants whose unemployment was the direct result of Hurricanes Katrina and/or Rita, and:

1. Who, on August 29, 2005, resided or was employed in any of the following parishes: Acadia, Ascension, Assumption, Calcasieu, Cameron, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Jefferson Davis, Lafayette, Lafourche, Livingston, Orleans, Pointe Coupee, Plaquemines, St. Bernard, St. Charles, St. Helena, St. James, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Vermilion, Washington, West Baton Rouge and West Feliciana; or,

2. Who, on September 23, 2005, resided or was employed in any of the following parishes: Acadia, Allen, Ascension, Beauregard, Calcasieu, Cameron, Evangeline, Iberia, Jefferson, Jefferson Davis, Lafayette, Lafourche, Plaquemines, Sabine, St. Landry, St. Martin, St. Mary, St. Tammany, Terrebonne, Vermilion, Vernon, or West Baton Rouge.

SECTION 2: This Order is effective upon signature and shall continue in effect until Sunday, November 20, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to such time.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 25th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#106

#### EXECUTIVE ORDER KBB 05-77

Delay of the October 15, 2005 and November 12, 2005  
Elections in the Parishes of Allen, Beauregard,  
Calcasieu, Jefferson Davis and Vermilion

WHEREAS, "in order to ensure maximum citizen participation in the electoral process and provide a safe and orderly procedure for persons seeking to qualify or exercise their right to vote, to minimize to whatever degree possible a person's exposure to danger during declared states of emergency, and to protect the integrity of the electoral process," the Louisiana Legislature enacted R.S. 18:401.1 to provide "a procedure for the emergency suspension or delay and rescheduling of absentee voting in person and elections"; and

WHEREAS, on September 28, 2005, pursuant to the provisions of R.S. 18:401.1(B), the secretary of state certified to the governor that as a result of Hurricane Rita a state of emergency exists in the parishes of Allen, Beauregard, Calcasieu, Jefferson Davis and Vermilion and recommends that the primary election scheduled to be held

on Saturday, October 15, 2005, be postponed and delayed in those parishes;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Under the authority of R.S. 18:401.1(B) and based on the September 28, 2005, certification of the secretary of state that a state of emergency exists in the parishes of Allen, Beauregard, Calcasieu, Jefferson Davis and Vermilion and the recommendation that the primary election in these parishes be postponed and delayed; the primary and proposition elections scheduled to be held on Saturday, October 15, 2005, in the parishes of Allen, Beauregard, Calcasieu, Jefferson Davis and Vermilion shall be held on Saturday, November 12, 2005; and the general election in the parishes of Allen, Calcasieu, and Jefferson Davis scheduled to be held on Saturday, November 12, 2005, be postponed and delayed until Saturday, December 10, 2005.

SECTION 2: Executive Order No. KBB 2005-54, issued on September 29, 2005, is hereby rescinded and terminated.

SECTION 3: This Order is effective upon signature.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 27th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#107

#### **EXECUTIVE ORDER KBB 05-78**

Emergency Occupation of Hotel and Motel Rooms  
Rescinds Executive Order No. KBB 05-24

WHEREAS, Hurricanes Katrina and Rita struck the state of Louisiana causing severe and extreme damage and flooding in the southern part of the state rendering thousands of our citizens temporarily without housing;

WHEREAS, under the provisions of Louisiana Homeland Security and Emergency Assistance and Disaster Act, and R.S. 29:724(A) in particular, the governor is responsible for meeting the dangers to the state and people presented by emergencies or disasters and may issue executive orders, proclamations, and regulations which shall have the effect of law;

WHEREAS, initially, due to the disaster caused by Hurricane Katrina, emergency situations required the continued use of hotel and motel rooms by evacuees thereby allowing such evacuees time to make other plans for short-term and long-term housing;

WHEREAS, Executive Order No. KBB 2005-24 was issued on September 1, 2005, to allow Hurricane Katrina evacuees to stay in hotel and motel rooms beyond their

scheduled departure date, provided the rates were paid or guaranteed;

WHEREAS, Executive Order No. KBB 2005-51 was issued on September 27, 2005, amending the prior Order to allow for the evacuees from Hurricane Rita to likewise be allowed to occupy hotel and motel rooms beyond their scheduled departure date, provided the rates were paid or guaranteed;

WHEREAS, during the last two months, Hurricane Katrina evacuees have been allowed to return home, assess damages, and explore alternative living arrangements where necessary; and

WHEREAS, as the state transitions from emergency to recovery and redevelopment, it is necessary that hotel and motel rooms be made available for relief workers and recovery personnel, and customary business activity be allowed and encouraged.

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Executive Order No. KBB 2005-24, issued on September 1, 2005, as amended by Executive Order No. KBB 2005-51, issued on September 27, 2005, is hereby rescinded and terminated. Hotels and motels are encouraged, but not mandated, to continue to assist Hurricanes Katrina and Rita evacuees during this transition to normal business activity.

SECTION 2: This Order shall become effective Tuesday, November 1, 2005.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 28th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#108

#### **EXECUTIVE ORDER KBB 05-79**

Emergency Suspensions to Assist in Meeting  
Educational Needs of Louisiana Students  
Regarding Type 3 Charter Schools

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana;

WHEREAS, Hurricane Katrina and Hurricane Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state, which has

threatened the safety, health, and security of the citizens of the state of Louisiana, along with the private property and public facilities;

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, amended by Proclamation Nos. 54 KBB 2005 and 61 KBB 2005, and Proclamation No. 53 KBB 2005, amended by Proclamation No. 60 KBB 2005;

WHEREAS, as a direct consequence of the disaster and evacuation, many Louisiana schools were damaged or destroyed and are currently inoperable. Thousands of public school students are unable to attend the schools in the school district in which they resided prior to the hurricanes and such students have temporarily enrolled in other schools districts throughout the state. However, many of these students will return to the school district in which they resided prior to the hurricanes in need of an operational school to attend;

WHEREAS, La. Constitution Art. VIII, §1 states that the Louisiana Legislature shall provide for the education of the people of the state and shall establish and maintain a public educational system. In addition to local public school boards, charter schools, created pursuant to La. R.S. 17:3971, et seq., may fulfill this obligation;

WHEREAS, Charter schools are required to comply with various statutory and regulatory provisions governing the operation of their schools. Local school boards also incur responsibilities under certain regulatory statutes governing charter schools and the chartering process;

WHEREAS, R.S. 29:724(D)(1) authorizes the governor to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business, or the orders, rules, or regulations of any state agency, if strict compliance with the provisions of any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency; and

WHEREAS, the state superintendent of the Department of Education supports the suspension of certain Type 3 charter school provisions to facilitate the use of charter schools to assist in meeting the educational needs of Louisiana students;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: R.S. 17:3973(2)(b)(iii) is hereby suspended to the extent that it provides that prior to the creation of a Type 3 charter to convert a pre-existing school, it shall be approved by the professional faculty and staff of the pre-existing school and approved by the parents or guardian of children enrolled in the school as provided in R.S. 17:3983(C).

SECTION 2: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 28th day of October, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#109

#### EXECUTIVE ORDER KBB 05-80

Emergency Procedures for Conducting State Business  
for the Ernest N. Morial Convention Center

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, as amended by Proclamation Nos. 54 KBB 2005 and 61 KBB 2005;

WHEREAS, Hurricane Katrina has caused unprecedented and extensive damage in the state of Louisiana and this tragic event has significant consequences on the financial conditions of the state;

WHEREAS, the Ernest N. Morial Convention Center is an integral part of the economic vitality and recovery of the state, fostering tourism, generating revenue for the hotel and restaurant industry, and garnering recognition nationally and globally as a premier destination for conventions and shows;

WHEREAS, any delay in the restoration of the Ernest N. Morial Convention Center to a full service convention center may force continued cancellation of conventions and shows, severely decreasing tourism and ultimately affecting the overall economic recovery of the state;

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana; and

WHEREAS, the Ernest N. Morial Convention Center requested that time-lines be abbreviated to expedite procurement of certain items to make this facility ready to host all Mardi Gras functions and other major commercial tourism events which will bring in very significant tax revenues and signal the opening of New Orleans;

NOW THEREFORE, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: That such statutes which might prevent the Ernest N. Morial Convention Center (hereafter "Center"), as a political subdivision of the state of Louisiana, from being authorized and empowered to contract for necessary goods and services regarding the specifications, purchase and/or installation of furniture, equipment, glass, terrazzo tile and construction repairs, and any other related services, materials and repairs thereto to address the damage to the Center as a result from Hurricane Katrina and its aftermath, specifically R.S. 38:2181, et seq., and R.S. 39:1551, et seq., are hereby suspended. The Center shall maintain documentation which shall include the vendors' names and addresses, goods or services purchased, prices paid, invoices and other emergency related reasons for those purchases. Strict compliance with R.S. 38:2181, et seq., and R.S. 39:1551, et seq., shall not be required.

SECTION 2: Notwithstanding any provisions of this Order, when procurements are made which would otherwise be subject to the provisions of R.S. 38:2181, et seq., or R.S. 39:1551, et seq., procedures and requirements set forth in R.S. 38:2212(D)(2) shall be complied with. Additionally, the Ernest N. Morial Convention Center shall at a minimum:

A. Establish a centralized point of contact for the convention center that monitors all transactions conducted without strict statutory compliance and maintains copies of all documentation;

B. Solicit competitive quotes and/or offers from at least three potential offerers, whenever possible, and take the necessary steps to assess that fair and equitable pricing is being offered; and

C. Only issue payments to contractors after verification that all goods, services, and repairs meet contract requirements.

SECTION 3: The inspector general is directed and authorized to monitor those transactions conducted outside the scope of regulatory statutes, orders, rules and regulations to insure that those transactions are directly related to the emergency situation and are prudently handled and if any inappropriate transactions are noted, those situations shall be reported directly to the governor.

SECTION 4: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law prior to that date.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#110

### EXECUTIVE ORDER KBB 05-81

#### Declaration of Public Health Emergency for Control and Disposition of Human Remains

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, amended by Proclamation

Nos. 54 KBB 2005 and 61 KBB 2005, and Proclamation No. 53 KBB 2005, amended by Proclamation No. 60 KBB 2005;

WHEREAS, Hurricanes Katrina and Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state which threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, as a consequence of the hurricanes and their aftermath, hundreds of people perished and many citizens suffered injuries and/or illnesses;

WHEREAS, in addition, hundreds of human remains have been disinterred by the flood and storm surges;

WHEREAS, R.S. 29:766(A) authorizes the governor to declare a state of public health emergency following consultation with the public health authority, and R.S. 29:769(D) authorizes the Office of Public Health in such times to exercise control over the disposition of human remains; and

WHEREAS, the secretary of the Department of Health and Hospitals and the state health officer have requested there be an appointment of an Office of Public Health, State Medical Examiner to exercise control over the disposition of human remains of people who died in or as a result of Hurricanes Katrina and Rita, and exercise control over identification and re-casketing of disinterred remains;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: Pursuant to Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:724, et seq., and more specifically R.S. 29:769(D), a state of public health emergency is hereby declared for the purpose of the control and disposition of human remains.

SECTION 2: The secretary of the Department of Health and Hospitals is hereby authorized to appoint an Office of Public Health, State Medical Examiner, to exercise control over the disposal of human remains of individuals who died in or as a result of Hurricanes Katrina and Rita.

SECTION 3: Such appointee is authorized and empowered to set up, operate, and control a regional morgue and autopsy facility (DMORT) in St. Gabriel, Louisiana, to receive, identify, and process human remains of those who died in or as a result of Hurricane Katrina, collected from the parishes affected by Hurricane Katrina, and throughout the state, for coroners who are unable or unwilling to handle the remains themselves, including but not limited to the parishes of Jefferson, Orleans, Plaquemines, St. Bernard, St. Tammany, and Washington. Such appointee shall coordinate and receive the cooperation of the coroners of the above parishes in the recovery, retrieval, identification, interment or cremation of hurricane related remains.

SECTION 4: Such appointee is authorized and empowered to order and obtain medical records, including hospital, nursing home, physicians, dental and other useful medical records of possible hurricane decedents to aid in their identification and in order to establish their cause of death.

SECTION 5: Such appointee is hereby authorized to sign death certificates, burial permits, and cremation permits for human remains whose death is related to Hurricane

Katrina and Rita when the jurisdictional coroner is unidentified, unavailable, unable or unwilling to sign.

SECTION 6: Such appointee is further authorized to assist and coordinate the parishes of Orleans, Plaquemines, St. Bernard, St. Tammany, and Washington for Hurricane Katrina and the parishes of Calcasieu, Cameron, Iberia, St. Mary, Terrebonne, Vermilion for Hurricane Rita and any other parish who asks for assistance with identification and re-casketing disinterred human remains as a result of the flooding and storm surges from either hurricane.

SECTION 7: Executive Order No. KBB 2005-39, issued on September 19, 2005, is hereby terminated and rescinded.

SECTION 8: This Order is effective upon signature and shall be applicable from Monday, September 12, 2005, through Saturday, December 31, 2005, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 4th day of November, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#111

**EXECUTIVE ORDER KBB 05-82**

**Executive Branch—Expenditure Reduction**

WHEREAS, pursuant to R.S. 39:75(A)(1), the Division of Administration is directed to submit a monthly budget status report to the Joint Legislative Committee on the Budget (hereafter "Committee"), indicating the balance of the budget for the state general fund and dedicated funds by comparing the official forecast for these funds to the total authorized appropriations for each fund; once approved by

the Committee, the most recent budget status report becomes the official budget status of the state;

WHEREAS, if the most recently approved budget status report indicates that the total appropriation from any fund will exceed the official forecast for that fund, R.S. 39:75(B) mandates the Committee shall immediately notify the governor that a projected deficit exists for that fund;

WHEREAS, by letter dated October 31, 2005, the Committee notified the governor that it approved a budget status report at its October 31, 2005, meeting, indicating a projected deficit of nine hundred fifty-nine million sixty-two thousand dollars (\$959,062,000) exists in the state general fund for fiscal year 2005-2006, based on the revised revenue forecast adopted by the Revenue Estimating Conference on October 28, 2005;

WHEREAS, once notified that a projected deficit exists, pursuant to Article VII Section 10(F), R.S. 39:75(C) and/or Section 10.A of Act No. 16 of the 2005 Regular Session of the Louisiana Legislature, the governor has interim budget balancing powers to adjust the budget, including the authority to reduce appropriations for the executive branch of government for any program that is appropriated from a fund that is in deficit posture, not exceeding ten percent (10%) in the aggregate of the total appropriations for each budget unit for the fiscal year, and if the governor does not make necessary adjustments in the appropriations within thirty (30) days of the determination of the projected deficit in a fund to eliminate the projected deficit, R.S. 39:75(D) mandates the governor shall call a special session of the Louisiana Legislature for that purpose;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The following departments, agencies, and/or budget units (hereafter "Unit" and/or "Units") of the executive branch of the state of Louisiana, as described in and/or funded by appropriations through Act No. 16 of the 2005 Regular Session of the Louisiana Legislature (hereafter "Act No. 16") as well as constitutional requirements, shall reduce expenditure of funds appropriated to the Unit by Act No. 16 and/or constitutional requirements, including mid-year adjustments, in the amounts shown below:

STATE GENERAL FUND

Schedule 01 - Executive Department

01_100	Executive Office .....	(\$1,990,658)
01_101	Office of Indian Affairs.....	(\$2,705)
01_103	Mental Health Advocacy Service.....	(\$16,537)
01_107	Division of Administration .....	(\$7,543,608)
01_113	Workforce Commission Office .....	(\$43,077)
01_114	Office of Women's Policy .....	(\$175,643)
01_126	Board of Tax Appeals .....	(\$13,366)
01_129	Louisiana Commission on Law Enforcement.....	(\$143,917)
01_133	Office of Elderly Affairs .....	(\$1,090,455)

Schedule 03 - Department of Veterans Affairs

03_130	Department of Veterans Affairs .....	(\$39,947)
03_131	Louisiana War Veterans Home .....	(\$70,644)
03_132	Northeast Louisiana War Veterans Home .....	(\$48,864)
03_134	Southwest Louisiana War Veterans Home.....	(\$52,973)

Schedule 04 - Elected Officials	
04_139	Secretary of State ..... (\$1,119,192)
04_141	Office of the Attorney General..... (\$663,308)
04_146	Lieutenant Governor ..... (\$88,807)
04_147	State Treasurer ..... (\$53,700)
04_160	Agriculture and Forestry ..... (\$1,583,678)
Schedule 05 - Department of Economic Development	
05_251	Office of the Secretary ..... (\$172,696)
05_252	Office of Business Development..... (\$2,561,768)
Schedule 06 - Department of Culture, Recreation and Tourism	
06_261	Office of the Secretary ..... (\$187,444)
06_262	Office of the State Library of Louisiana..... (\$347,141)
06_263	Office of State Museum ..... (\$253,438)
06_264	Office of State Parks ..... (\$1,181,486)
06_265	Office of Cultural Development..... (\$417,679)
06_267	Office of Tourism ..... (\$30,250)
Schedule 07 - Department of Transportation and Development	
07_273	Administration ..... (\$221,250)
07_275	Public Works and Intermodal Transportation..... (\$25,000)
07_276	Engineering and Operations..... (\$17,000)
Schedule 08 - Department of Public Safety and Corrections	
Corrections Services	
08_400	Corrections - Administration..... (\$715,431)
08_401	C. Paul Phelps Correctional Center ..... (\$517,903)
08_402	Louisiana State Penitentiary..... (\$2,556,283)
08_403	Office of Youth Development..... (\$5,154,733)
08_405	Avoyelles Correctional Center ..... (\$722,307)
08_406	Louisiana Correctional Institute for Women ..... (\$1,996,702)
08_407	Winn Correctional Center ..... (\$485,880)
08_408	Allen Correctional Center ..... (\$487,118)
08_409	Dixon Correctional Institute..... (\$1,053,778)
Public Safety Services	
08_412	J. Levy Dabadie Correctional Center ..... (\$11,120)
08_413	Elayn Hunt Correctional Center ..... (\$709,805)
08_414	David Wade Correctional Center ..... (\$1,603,166)
08_415	Adult Probation and Parole ..... (\$1,750,680)
08_416	Washington Correctional Institute..... (\$467,122)
08_419	Office of State Police ..... (\$321,693)
08_420	Office of Motor Vehicles ..... (\$5,000)
08_450	Adult Community-Based Rehabilitation Programs ..... (\$160,261)
Schedule 09 - Department of Health and Hospitals	
09_300	Jefferson Parish Human Services Authority..... (\$789,617)
09_301	Florida Parishes Human Services Authority ..... (\$434,367)
09_302	Capital Area Human Services District ..... (\$704,567)
09_303	Developmental Disabilities Council..... (\$35,325)
09_304	Metropolitan Human Services District..... (\$846,466)
09_305	Medical Vendor Administration..... (\$3,373,315)
09_306	Medical Vendor Payments ..... (\$182,528,955)
09_307	Office of the Secretary ..... (\$1,723,575)
09_326	Office of Public Health ..... (\$1,804,358)
09_330	Office of Mental Health (State Office)..... (\$401,972)
09_331	Mental Health Area C ..... (\$1,156,442)
09_332	Mental Health Area B ..... (\$2,660,846)
09_333	Mental Health Area A ..... (\$1,231,756)
09_340	Office for Citizens w/Developmental Disabilities..... (\$997,707)
09_351	Office for Addictive Disorders..... (\$916,896)
Schedule 10 - Department of Social Services	
10_355	Office of Family Support ..... (\$7,764,012)
10_357	DSS - Office of the Secretary..... (\$107,168)
10_370	Office of Community Services..... (\$4,808,859)
10_374	Rehabilitation Services ..... (\$1,296,923)
Schedule 11 - Department of Natural Resources	
11_431	Office of the Secretary ..... (\$224,055)
11_432	Office of Conservation..... (\$286,360)
Schedule 12 - Department of Revenue	
12_441	Louisiana Tax Commission..... (\$152,193)
Schedule 13 - Department of Economic Development	
13_850	Office of the Secretary ..... (\$354,976)
Schedule 14 - Department of Labor	
14_474	Office of Workforce Development..... (\$18,750)
Schedule 16 - Department of Wildlife and Fisheries	
16_514	Office of Fisheries..... (\$7,500)

Schedule 17 - Department of Civil Service	
17_562	Ethics Administration .....(\$80,521)
17_563	State Police Commission.....(\$24,313)
Schedule 19 - Higher Education (\$66,599,062)	
Schedule 19 - Special Schools and Commissions	
19B_651	Louisiana School for the Visually Impaired.....(\$341,788)
19B_653	Louisiana School for the Deaf.....(\$884,071)
19B_655	Louisiana Special Education Center.....(\$55,505)
19B_657	Louisiana School for Math, Science and the Arts .....(\$328,715)
19B_661	Office of Student Financial Assistance .....(\$853,934)
19B_662	Louisiana Educational TV Authority .....(\$419,298)
19B_663	Council for Development of French in Louisiana .....(\$8,525)
19B_666	Board of Elementary & Secondary Education.....(\$65,752)
19B_672	Louisiana Systemic Initiatives Program .....(\$45,412)
19B_673	New Orleans Center for the Creative Arts.....(\$250,631)
Schedule 19 - Department of Education	
19D_678	Department of Education State Activities .....(\$3,698,638)
19D_681	Subgrantee Assistance.....(\$8,519,646)
19D_695	Minimum Foundation Program.....(\$26,723,694)
19D_697	Non-Public Educational Assistance .....(\$1,363,320)
19D_699	Special School Districts .....(\$954,987)
Schedule 19 - Louisiana State University Health Service Center - Health Care Services Division (\$3,908,319)	
Schedule 20 - Other Requirements	
20_923	Corrections Debt Service .....(\$100,000)
20_933	Governor's Conferences and Interstate Compacts .....(\$23,499)
20_945	State Aid to Local Government Entities.....(\$881,526)
20_950	Special Acts/Judgements.....(\$1,543,358)
20_XXX	Funds .....(\$832,426)
<b>Total State General Fund.....(\$372,009,114)</b>	

**STATUTORY DEDICATIONS**

Schedule 01 - Executive Department	
01_100	Executive Office Rural Development Fund.....(\$832,426)
01_101	Office of Indian Affairs Avoyelles Parish Local Government Gaming.....(\$155,000)
01_114	Office of Womens Policy Battered Women Shelter Fund.....(\$4,638)
01_129	Louisiana Commission on Law Enforcement Tobacco Tax Health Care Fund .....(\$175,056)
01_129	Louisiana Commission on Law Enforcement Drug Abuse Education & Treatment Fund .....(\$40,705)
01_254	Louisiana State Racing Commission Video Poker Purse Supplemental Fund.....(\$141,500)
Schedule 04 - Elected Officials	
04_139	Secretary of State Shreveport Riverside Convention Center Independent .....(\$2,004)
04_141	Office of the Attorney General Video Draw Poker Device Fund .....(\$75,970)
04_141	Office of the Attorney General Riverboat Gaming Enforcement .....(\$44,044)
04_141	Office of the Attorney General Pari-mutuel Live Racing Fac. Gaming Control Fund.....(\$37,985)
04_141	Office of the Attorney General Medical Assistance Program Fraud Detection .....(\$26,251)
04_141	Office of the Attorney General Insurance Fraud Investigation Fund.....(\$23,423)
04_141	Office of the Attorney General Department of Justice Legal Support Fund.....(\$18,200)
04_141	Office of the Attorney General Louisiana Fund (Constitutional).....(\$17,500)
04_147	State Treasurer Incentive Fund .....(\$200,000)
04_147	State Treasurer Medicaid Trust Fund for the Elderly.....(\$43,077)
04_147	State Treasurer Louisiana Quality Education Support Fund (Constitutional) .(\$35,285)
04_147	State Treasurer Health Excellence Fund (Constitutional) .....(\$12,852)
04_147	State Treasurer Education Excellence Fund (Constitutional).....(\$12,852)
04_147	State Treasurer TOPS Fund (Constitutional) .....(\$12,852)
04_158	Public Service Commission Utility & Carrier Inspection/Supervision Fund .....(\$322,712)
04_158	Public Service Commission Motor Carrier Regulation Fund.....(\$93,353)
04_158	Public Service Commission Economic/Rate & Hearing Exam Supplemental .....(\$27,608)
04_158	Public Service Commission Telephonic Solicitation Relief Fund .....(\$13,817)
04_160	Agriculture and Forestry Boll Weevil Eradication Fund.....(\$567,648)
04_160	Agriculture and Forestry Petroleum & Petroleum Products Fund.....(\$240,000)
04_160	Agriculture and Forestry Pesticide Fund.....(\$192,841)
04_160	Agriculture and Forestry Forestry Productivity Fund .....(\$164,692)
04_160	Agriculture and Forestry Weights and Measures Fund.....(\$79,342)
04_160	Agriculture and Forestry Agricultural Commodity Dealers & Warehouse Fund .....(\$56,774)
04_160	Agriculture and Forestry Structural Pest Control Communication Fund .....(\$52,612)
04_160	Agriculture and Forestry Forest Protection Fund.....(\$41,500)
04_160	Agriculture and Forestry Horticulture Commission Fund.....(\$39,700)
04_160	Agriculture and Forestry Commercial Feed Fund.....(\$21,028)
04_160	Agriculture and Forestry Fertilizer Fund .....(\$20,350)
04_160	Agriculture and Forestry Agricultural Commodity Self Insurance .....(\$17,500)
04_160	Agriculture and Forestry Sweet Potato Pests & Diseases Fund .....(\$15,455)
04_160	Agriculture and Forestry Seed Commission Fund .....(\$11,382)
04_160	Agriculture and Forestry Feed Commission Fund .....(\$9,735)

04_160	Agriculture and Forestry	Crop Pests and Diseases Fun .....	(\$4,000)
04_160	Agriculture and Forestry	Livestock Brand Commission Fund.....	(\$524)
04_160	Agriculture and Forestry	Apiary Fund.....	(\$100)
04_165	Commissioner of Insurance	Administrative Fund-Department of Insurance.....	(\$33,436)
04_165	Commissioner of Insurance	Insurance Fraud Investigation Fund.....	(\$16,483)
04_165	Commissioner of Insurance	Auto Theft and Insurance Fraud Prev. Auth. Fund .....	(\$4,147)
Schedule 05 - Department of Economic Development			
05_251	Office of the Secretary	Louisiana Economic Development Fund .....	(\$23,357)
05_252	Office of Business	Development Louisiana Economic Development Fund .....	(\$802,656)
05_252	Office of Business	Development Marketing Fund .....	(\$311,625)
05_252	Office of Business	Development Small Business Surety Bonding Fund.....	(\$50,730)
Schedule 07 - Department of Transportation and Development			
07_275	Public Works and Intermodal Transportation	General Aviation Reliever Maintenance .....	(\$3,699)
07_276	Engineering and Operation	DOTD Right of Way Permit Proceeds.....	(\$54,910)
Schedule 08 - Department of Public Safety and Corrections			
Public Safety Services			
08_418	Office of Management and Finance	Video Draw Poker Device Fund .....	(\$93,656)
08_418	Office of Management and Finance	Riverboat Gaming Enforcement .....	(\$50,321)
08_419	Office of State Police	Riverboat Gaming Enforcement .....	(\$2,702,115)
08_419	Office of State Police	Criminal Identification & Information.....	(\$704,478)
08_419	Office of State Police	Louisiana State Police Salary Fund.....	(\$469,998)
08_419	Office of State Police	Tobacco Tax Health Care Fund .....	(\$350,113)
08_419	Office of State Police	Video Draw Poker Device Fund .....	(\$304,994)
08_419	Office of State Police	Insurance Fraud Investigation Fund.....	(\$112,472)
08_419	Office of State Police	Pari-mutuel Live Racing Fac. Gaming Control Fund.....	(\$64,312)
08_419	Office of State Police	P.S. DWI Test Maintenance & Training .....	(\$36,536)
08_419	Office of State Police	Concealed Handgun Permit Fund .....	(\$19,010)
08_419	Office of State Police	Louisiana Towing and Storage Fund .....	(\$14,888)
08_419	Office of State Police	Explosives Trust Fund .....	(\$10,790)
08_419	Office of State Police	Right to Know Fund .....	(\$10,000)
08_419	Office of State Police	Sex Offender Registry Technology Fund.....	(\$10,000)
08_419	Office of State Police	Hazardous Materials Emergency Response .....	(\$5,756)
08_420	Office of Motor Vehicles	OMV Customer Service Technology .....	(\$659,420)
08_422	Office of State Fire Marshal	Louisiana Fire Marshal Fund .....	(\$422,922)
08_422	Office of State Fire Marshal	2 Percent Fire Insurance Fund .....	(\$16,000)
08_422	Office of State Fire Marshal	Alarm Regulatory Trust Fund.....	(\$12,523)
08_422	Office of State Fire Marshal	Fire Protection Trust Fund.....	(\$10,000)
08_422	Office of State Fire Marshal	Fire Sprinkler Trust Fund .....	(\$2,750)
08_423	Louisiana Gaming Control Board	Riverboat Gaming Enforcement .....	(\$56,978)
08_423	Louisiana Gaming Control Board	Pari-mutuel Live Racing Fac. Gaming Control Fund.....	(\$5,688)
08_424	Liquefied Petroleum Gas Commission	LPG Rainy Day Fund .....	(\$34,341)
Youth Services			
08_403	Office of Youth Development	Youthful Offender Management Fund.....	(\$150,000)
Schedule 09 - Department of Health and Hospitals			
09_305	Medical Vendor Administration	Health Trust Fund .....	(\$24,512)
09_306	Medical Vendor Payments	LA Medical Assistance Trust Fund - FY05 Excess .....	\$14,945,932
09_306	Medical Vendor Payments	LA Medical Assistance Trust Fund - Provider Fees .....	(\$5,699,457)
09_306	Medical Vendor Payments	Health Trust Fund .....	(\$710,258)
09_306	Medical Vendor Payments	Health Excellence Fund (Constitutional) .....	(\$623,459)
09_306	Medical Vendor Payments	Medical Assistance Program Fraud Detection .....	(\$339,611)
09_306	Medical Vendor Payments	Louisiana Fund (Constitutional) .....	(\$218,217)
09_326	Office of Public Health	Louisiana Fund (Constitutional) .....	(\$390,039)
09_326	Office of Public Health	Oyster Sanitation Fund .....	(\$5,050)
09_326	Office of Public Health	Vital Records Conversion Fund.....	(\$3,446)
09_326	Office of Public Health	Emergency Medical Technician Fund .....	(\$1,029)
09_351	Office for Addictive Disorders	Tobacco Tax Health Care Fund .....	(\$195,322)
09_351	Office for Addictive Disorders	Compulsive & Problem Gaming Fund.....	(\$142,950)
09_351	Office for Addictive Disorders	Addictive Disorders Prof Licensing and Cert Fund .....	(\$4,350)
Schedule 10 - Department of Social Services			
10_355	Office of Family Support	Fraud Detection Fund .....	(\$29,666)
10_370	Office of Community Services	Children's Trust Fund Comm. Service .....	(\$47,957)
10_374	Rehabilitation Services	Traumatic Head & Spinal Injury.....	(\$137,841)
10_374	Rehabilitation Services	Blind & Rehab Tele Deaf Fund .....	(\$101,972)
10_374	Rehabilitation Services	Blind Vendors Trust Fund .....	(\$57,658)
Schedule 11 - Department of Natural Resources			
11_431	Office of the Secretary	Oilfield Site Restoration Fund (Constitutional) .....	(\$423,566)
11_431	Office of the Secretary	Fisherman's Gear Compensation Fund.....	(\$128,987)
11_432	Office of Conservation	Oil and Gas Regulatory Fund .....	(\$476,947)
11_432	Office of Conservation	Underwater Obstruction Removal .....	(\$19,189)
11_434	Office of Mineral Resources	Mineral Resource Operation Fund.....	(\$550,268)
11_435	Office of Coastal Restoration and Management	Coastal Resources Trust Fund.....	(\$42,448)
11_435	Office of Coastal Restoration and Management	Oil Spill Contingency Fund (Constitutional) .....	(\$3,025)

Schedule 13 - Department of Economic Development

13_850	Office of the Secretary	Environmental Trust Fund .....	(\$12,378)
13_851	Office of Environmental Compliance	Environmental Trust Fund .....	(\$196,100)
13_852	Office of Environmental Services	Environmental Trust Fund .....	(\$406,321)
13_852	Office of Environmental Services	Lead Hazard Reduction Fund .....	(\$6,000)
13_852	Office of Environmental Services	Keep Louisiana Beautiful Fund .....	(\$75)
13_853	Office of Environmental Assessment	Environmental Trust Fund .....	(\$673,589)
13_853	Office of Environmental Assessment	Hazardous Waste Site Cleanup Fund .....	(\$294,905)
13_855	Office of Management and Finance	Waste Tire Management Fund .....	(\$489,315)
13_855	Office of Management and Finance	Environmental Trust Fund .....	(\$2,135,377)

Schedule 14 - Department of Labor

14_474	Office of Workforce Development	Labor-Workforce Development Training Account .....	(\$2,084,241)
14_474	Office of Workforce Development	Employment Security Administration Account .....	(\$252,524)
14_474	Office of Workforce Development	Labor - Penalty and Interest Account .....	(\$216,474)
14_475	Office of Workers' Compensation	Office of Workers' Compensation Administration .....	(\$719,949)

Schedule 16 - Department of Wildlife and Fisheries

16_511	Wildlife and Fisheries Management and Finance	Conservation Fund (Constitutional) .....	(\$451,014)
16_511	Wildlife and Fisheries Management and Finance	Seafood Promotion and Marketing Fund .....	(\$1,286)
16_511	Wildlife and Fisheries Management and Finance	LA Duck License Stamp and Print Fund .....	(\$550)
16_512	Office of the Secretary	Conservation Fund (Constitutional) .....	(\$1,017,845)
16_512	Office of the Secretary	Seafood Promotion and Marketing Fund .....	(\$15,109)
16_512	Office of the Secretary	Oyster Development Fund .....	(\$8,750)
16_512	Office of the Secretary	Shrimp Marketing & Promotion Account .....	(\$8,750)
16_512	Office of the Secretary	Oyster Sanitation Fund .....	(\$2,525)
16_513	Office of Wildlife	Conservation Fund (Constitutional) .....	(\$468,420)
16_513	Office of Wildlife	Louisiana Alligator Resource Fund .....	(\$79,847)
16_513	Office of Wildlife	LA Duck License Stamp and Print Fund .....	(\$21,275)
16_513	Office of Wildlife	Wildlife Habitat & Natural Heritage .....	(\$10,044)
16_513	Office of Wildlife	Fur & Alligator Education-Marketing .....	(\$5,000)
16_513	Office of Wildlife	Louisiana Wild Turkey Stamp Fund .....	(\$3,743)
16_513	Office of Wildlife	Conservation of the Black Bear Account (Constitutional) .....	(\$2,180)
16_513	Office of Wildlife	Natural Heritage Account .....	(\$1,800)
16_513	Office of Wildlife	Scenic Rivers Fund .....	(\$675)
16_513	Office of Wildlife	Reptile & Amphibian Research .....	(\$380)
16_514	Office of Fisheries	Conservation Fund (Constitutional) .....	(\$503,449)
16_514	Office of Fisheries	Aquatic Plant Control Fund .....	(\$44,000)
16_514	Office of Fisheries	Public Oyster Seed Ground Development Account .....	(\$6,000)
16_514	Office of Fisheries	Oil Spill Contingency Fund (Constitutional) .....	(\$2,700)
16_514	Office of Fisheries	Oyster Sanitation Fund .....	(\$2,525)

Schedule 19 - Higher Education

19A_600	LSU System	Tobacco Tax Health Care Fund .....	(\$1,350,450)
19A_600	LSU System	Fireman Training Fund .....	(\$133,585)
19A_600	LSU System	Equine Health Studies Program Fund .....	(\$37,500)
19A_600	LSU System	2 Percent Fire Insurance Fund .....	(\$7,000)
19A_615	Southern University System	Southern University Agricultural Program Fund .....	(\$75,000)
19A_615	Southern University System	Tobacco Tax Health Care Fund .....	(\$50,000)
19A_615	Southern University System	Pari-mutuel Live Racing Fac. Gaming Control Fund .....	(\$2,500)
19A_620	University of Louisiana System	Calcasieu Parish Fund .....	(\$20,985)
19A_649	LA Community & Technical Colleges	System Higher Education Initiatives Fund .....	(\$10,000)
19A_649	LA Community & Technical Colleges	System Calcasieu Parish Fund .....	(\$6,994)
19A_671	Board of Regents	Louisiana Quality Education Support Fund .....	(\$1,927,451)
19A_671	Board of Regents	Higher Education Initiatives Fund .....	(\$982,109)
19A_671	Board of Regents	Health Excellence Fund .....	(\$115,856)
19A_671	Board of Regents	Louisiana Fund .....	(\$104,668)

Schedule 19 - Special Schools and Commissions

19B_651	Louisiana School for the Visually Impaired	Education Excellence Fund (Constitutional) .....	(\$3,803)
19B_653	Louisiana School for the Deaf	Education Excellence Fund (Constitutional) .....	(\$3,989)
19B_655	Louisiana Special Education Center	Education Excellence Fund (Constitutional) .....	(\$3,822)
19B_657	Louisiana School for Math, Science and the Arts	Education Excellence Fund (Constitutional) .....	(\$4,111)
19B_666	Board of Elementary & Secondary Education	Louisiana Quality Education Support Fund .....	(\$1,518,774)
19B_666	Board of Elementary & Secondary Education	Louisiana Charter School Startup Loan Fund .....	(\$35,753)
19B_673	New Orleans Center for the Creative Arts	Education Excellence Fund (Constitutional) .....	(\$4,190)

Schedule 19 - Department of Education

19D_678	Department of Education State Activities	Motorcycle Safety & Training .....	(\$6,082)
19D_681	Subgrantee Assistance	Education Excellence Fund (Constitutional) .....	(\$663,877)
19D_681	Subgrantee Assistance	TEACH Fund .....	(\$46,872)
19D_697	Non-Public Educational Assistance	Education Excellence Fund (Constitutional) .....	(\$120,669)

Schedule 20 - Other Requirements

20_901	Sales Tax	Dedications .....	(\$1,529,662)
20_924	Video Draw Poker - Local Government Aid	Video Draw Poker Device Fund .....	(\$2,150,000)
20_932	Two Percent Fire Insurance Fund	2 Percent Fire Insurance Fund .....	(\$727,000)
20_945	State Aid to Local Government Entities	Rehabilitation for the Blind and Visually Impair .....	(\$75,000)
20_945	State Aid to Local Government Entities	Bossier Parish Truancy Fund .....	(\$36,000)



the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: The Louisiana Broadband Advisory Council (hereafter "Council") is hereby authorized to coordinate an E-Rate Oversight Committee (hereafter "Committee") within its Council to work under the guidance of the Universal Service Administrative Authority and the FCC.

SECTION 2: The duties of the Committee shall include, but are not limited to, the following:

A. Review and approve all applications filed by Louisiana schools and libraries that apply for the special Hurricane Katrina E-Rate Funding to ensure that the requests are cost effective, warranted, and necessary to rebuild the infrastructure to the same level of functionality as prior to August 28, 2005;

B. Review and approve all requests by Louisiana schools and libraries to adjust their National School Lunch Program data to reflect the influx of displaced students and library patrons; and

C. Provide assistance to the FCC and the Universal Service Administrative Authority by providing accurate data on the number of schools and libraries impacted by Hurricane Katrina and the extent to which those schools and libraries will need special E-Rate Hurricane Katrina Funding.

SECTION 3: The Committee shall submit a written comprehensive report quarterly to the governor and to the Council.

SECTION 4: The Committee shall be composed of a maximum of seven (7) members, who shall be appointed by, and serve at the pleasure of the governor, selected as follows:

A. Two (2) representatives of the Louisiana Department of Education;

B. One (1) representative of the Division of Administration;

C. One (1) representative of the State Library of Louisiana;

D. One (1) representative of the Louisiana Resource Center for Educators;

E. One (1) representative of the Louisiana Office of Telecommunications; and

F. One (1) representative of the Louisiana Office of State Purchasing.

SECTION 5: The chair of the Committee shall be selected by the governor. All other officers, if any, shall be elected by and from the membership of the Committee.

SECTION 6: The Committee shall meet at regularly scheduled meetings and at the call of the chair.

SECTION 7: Committee members shall not receive additional compensation or a per diem for serving on the Committee. However, such Committee members shall be entitled to reasonable and necessary travel expenses consistent with travel allowance for state classified employees as provided in the latest Policy and Procedure Memorandum PPM 49 and approved by the chair, if funding becomes available.

SECTION 8: Support staff, facilities, and resources for the Committee shall be provided by the Council.

SECTION 9: All departments, commissions, boards, offices, entities, agencies, and officers of the state of

Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the Committee in implementing the provisions of this Order.

SECTION 10: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 9th day of November, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR

Al Ater  
Secretary of State  
0511#113

### EXECUTIVE ORDER KBB 05-84

Emergency Suspension of Time Limits for Municipal  
Civil Service Employee Testing for  
Firefighters and Police Officers

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., a state of emergency was declared through Proclamation No. 48 KBB 2005, amended by Proclamation Nos. 54 KBB 2005 and 61 KBB 2005, and Proclamation No. 53 KBB 2005, as amended by Proclamation No. 60 KBB 2005;

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, R.S. 29:721, et seq., confers upon the governor of the state of Louisiana emergency powers to deal with emergencies and disasters, including those caused by fire, flood, earthquake or other natural or man-made causes, to ensure that preparations of this state will be adequate to deal with such emergencies or disasters, and to preserve the lives and property of the citizens of the state of Louisiana;

WHEREAS, Hurricanes Katrina and Rita struck the state of Louisiana causing severe flooding and damage to the southern part of the state, which has threatened the safety, health, and security of the citizens of the state of Louisiana, along with private property and public facilities;

WHEREAS, approximately forty-one (41) fire and police departments within the Municipal Fire and Police Civil Service System have been catastrophically impacted by Hurricanes Katrina and Rita, rendering their local civil service boards unable to provide for testing as required by R.S. 33:2471, et seq., and R.S. 33:2531, et seq.;

WHEREAS, the emergency staffing needs of these fire and police departments have increased dramatically due to emergency conditions and shifting populations, and the state law limiting emergency appointments within this civil service system to ten (10) days, failed to contemplate a disaster of this magnitude;

WHEREAS, there is a need to facilitate the matching of displaced fire and police personnel with critical staffing needs in other fire and police departments statewide;

WHEREAS, current state law requires that applicants for entrance employment with fire and police departments within the Municipal Fire and Police Civil Service be tested only after approval of local civil service board following the posting of four (4) individual publications over a thirty (30) day period in the Official Journal of the jurisdiction;

WHEREAS, R.S. 29:724(D) authorizes the governor to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business, or the orders, rules, regulations of any state agency, if strict compliance with the provisions of any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency; and

WHEREAS, the Office of the State Examiner has requested the suspension of the time limit as set forth in R.S. 33:2496(C) and R.S. 33:2552(3) to meet the critical staffing needs of fire and police departments statewide and also to suspend other certain provisions of R.S. 33:2492(A) and R.S. 33:2552(1), more specifically the posting and advertising requirements for tests administered on a statewide basis;

NOW THEREFORE I, KATHLEEN BABINEAUX BLANCO, Governor of the state of Louisiana, by virtue of the authority vested by the Constitution and laws of the state of Louisiana, do hereby order and direct as follows:

SECTION 1: R.S. 33:2496(C) and 2556(3) are hereby suspended to the extent that it limits an emergency appointment to a classified service position to ten (10) days. However, the authority to make such emergency appointments as well as other provisions of R.S. 33:2496(C) and 2556(3) shall remain in effect.

SECTION 2: R.S. 33:2492(A) and 2552(1) which require local posting and advertising are hereby suspended. The Office of the State Examiner shall administer statewide testing for entrance Firefighter and Police Officer on an emergency basis.

SECTION 3: The state examiner is hereby authorized and directed to take any action as necessary to administer entrance tests on an emergency basis, and to ensure that emergency appointments by local fire and police departments are not used to circumvent other provisions of civil service law. Applicants may request further information regarding emergency testing procedures by calling (225) 925-4400 or by visiting [www.ose.louisiana.gov](http://www.ose.louisiana.gov).

SECTION 4: All departments, commissions, boards, offices, entities, agencies, and officers of the state of Louisiana, or any political subdivision thereof, are authorized and directed to cooperate with the implementation of the provisions of this Order.

SECTION 5: This Order is effective upon signature and shall continue in effect until March 1, 2006, unless amended, modified, terminated, or rescinded by the governor, or terminated by operation of law.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 10th day of November, 2005.

Kathleen Babineaux Blanco  
Governor

ATTEST BY  
THE GOVERNOR  
Al Ater  
Secretary of State  
0511#114