

# Potpourri

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### Department of Environmental Quality Office of the Secretary

LDEQ Construction Advisory Document

The department has compiled the *LDEQ Construction Advisory Document* to address groundwater investigation and impact, and provide administrative and general technical guidance to regulated facilities in evaluating and making decisions regarding proposed construction activities that may occur in areas of contamination. In addition to the elements included in this advisory, decisions should be made based on site history, facility knowledge of process, and best professional judgment.

The department is soliciting comments on this document. Comments are due no later than 4:30 p.m., July 20, 2007, and should be submitted to Sharon Parker, Office of the Secretary, Legal Affairs Division, Box 4302, Baton Rouge, LA 70821-4302 or to FAX (225) 219-3582 or by e-mail to [Sharon.parker@la.gov](mailto:Sharon.parker@la.gov). The *LDEQ Construction Advisory Document* is posted on the Department's public website at the following address:

[http://www.deq.louisiana.gov/portal/LinkClick.aspx?link=technology%2fDEQ\\_construction\\_document+\\_2.pdf&tabid=70](http://www.deq.louisiana.gov/portal/LinkClick.aspx?link=technology%2fDEQ_construction_document+_2.pdf&tabid=70).

Herman Robinson, CPM  
Executive Counsel

0706#015

## POTPOURRI

### Department of Environmental Quality Office of the Secretary Legal Affairs Division

Duty to Establish Remediation Plans Procedures

R.S. 30:2015.1(K) states, "The Department of Environmental Quality shall establish rules and procedures for the receipt, evaluation, and approval or modification of plans for evaluation or remediation. The rules established by the agency shall be based upon risk-based standards sufficient to protect human health and the environment."

The Department of Environmental Quality, Office of Environmental Assessment, hereby gives notice of its determination that the Risk Evaluation/Corrective Action Program (RECAP), LAC 33:I.Chapter 13, fully satisfies the requirements of R.S. 30:2015.1(K).

The RECAP document is available for purchase or inspection from 8 a.m. until 4:30 p.m., Monday through Friday, from the Office of the Secretary, Legal Affairs Division, Regulation Development Section. For RECAP document availability at other locations, contact the Regulation Development Section at (225) 219-3550. The

RECAP document may also be reviewed on the Internet through the department's website: [www.deq.louisiana.gov](http://www.deq.louisiana.gov).

Herman Robinson, CPM  
Executive Counsel

0706#016

## POTPOURRI

### Department of Environmental Quality Office of the Secretary Legal Affairs Division

New and Revised Air Permit Application Forms

The Office of Environmental Services, Air Permits Division (APD), has drafted and finalized revised application forms to be used for all applications to the APD. The forms have been structured to assist the user in providing the level of detail and types of information required by the APD for these permit actions. This will reduce the need for requests for additional technical information, thus enhancing processing time for these permit applications.

The *Application for Approval of Emissions of Air Pollutants from Part 70 Sources* will be used to apply for Part 70 and Prevention of Significant Deterioration (PSD) permits. The *Application for Approval of Emissions of Air Pollutants from Minor Sources* will be used to apply for State Operating Permits. A new form, *Application for Approval of Miscellaneous Air Permitting Activities*, has also been developed to standardize requests for air permit exemptions, variances, administrative amendments, permit rescissions, application withdrawals, changes of tank service, relocations of a portable facility, and authorizations to construct and operate.

Applicants may begin to use the revised *Application for Approval of Emissions of Air Pollutants from Part 70 Sources* and the revised *Application for Approval of Emissions of Air Pollutants from Minor Sources* forms immediately. The APD will continue to accept forms that are currently in use until December 31, 2007. Beginning January 1, 2008, only applications submitted using these revised forms will be accepted for processing.

Applicants may also begin use of the new *Application for Approval of Miscellaneous Air Permitting Activities* form immediately. The APD will accept requests for these actions using any existing methods and/or forms that were established for the purpose of requesting these permitting actions until July 31, 2007. Beginning August 1, 2007, the APD will no longer accept applications that are submitted by any means other than the new form.

The following table provides information on implementation of the new and revised forms and provides links to electronic versions of the forms. It also specifies the limited remaining period of time for which the existing forms or methods may be used.

Air Permit Application Forms or Requests				
Name of Application Form or Type of Request		Electronic Version of Form	Date Form or Request May Be Used	Last Date Form or Request Will Be Accepted
<i>Application for Approval of Emissions of Air Pollutants from Part 70 Sources (rev. 0)</i>	Revised Form	<a href="http://www.deq.louisiana.gov/portal/tabid/2758/Default.aspx">http://www.deq.louisiana.gov/portal/tabid/2758/Default.aspx</a>	immediately	N/A
<i>Application for Approval of Emissions of Air Pollutants from Minor Sources (rev. 0)</i>	Revised Form	<a href="http://www.deq.louisiana.gov/portal/tabid/2758/Default.aspx">http://www.deq.louisiana.gov/portal/tabid/2758/Default.aspx</a>	immediately	N/A
<i>Application for Approval of Miscellaneous Air Permitting Activities (rev. 0)</i>	New Form	<a href="http://www.deq.louisiana.gov/portal/tabid/2758/Default.aspx">http://www.deq.louisiana.gov/portal/tabid/2758/Default.aspx</a>	immediately	N/A
<i>Application for Approval of Emissions of Air Pollutants (June 21, 2004)</i>	Older Form	<a href="http://www.deq.louisiana.gov/portal/Portals/0/permits/air/titlev5.zip">http://www.deq.louisiana.gov/portal/Portals/0/permits/air/titlev5.zip</a>	Now through Dec. 31, 2007	Dec. 31, 2007
Requests for air permit exemptions, variances, administrative amendments, permit rescissions, application withdrawals, changes of tank service, relocations of a portable facility, and authorizations to construct and operate	Existing Methods or Forms	N/A	Now through July 31, 2007	July 31, 2007

The APD will host two free presentations to introduce these forms to the regulated community, the public, and any other interested parties as follows:

New and Revised Air Permit Application Forms  
 Tuesday, July 24, 2007  
 9:30 am\* and 1:00 pm\*  
 DEQ Headquarters - Oliver Pollock Room  
 602 North 5<sup>th</sup> Street, Baton Rouge, LA

\*The same material will be presented in each session.

Pre-registration is required for attendance. For pre-registration, contact Darlene Doshier-Collard at (225) 219-3008 or [darlene.doshier-collard@la.gov](mailto:darlene.doshier-collard@la.gov). Registrants should indicate which session is desired. Individuals with a disability who need an accommodation in order to participate should contact Darlene Doshier-Collard.

For further information, contact Cheryl Sonnier Nolan, Office of Environmental Services, Air Permits Division, at 225-219-3010 or [cheryl.nolan@la.gov](mailto:cheryl.nolan@la.gov).

Herman Robinson, CPM  
 Executive Counsel

0706#033

**POTPOURRI**

**Department of Environmental Quality  
 Office of the Secretary  
 Legal Affairs Division**

St. James Parish Ozone Maintenance Plan

Under the authority of the Louisiana Environmental Quality Act, R. S. 30:2001 et seq., the secretary gives notice that the Office of Environmental Assessment, Plan

Development Section, will submit a proposed revision to the ozone maintenance plan for St. James Parish. This revision to the State Implementation Plan (SIP) is mandated under Section 110(a)(1) requirements of the 1990 Clean Air Act Amendments (CAAA).

According to EPA guidance issued May 20, 2005, areas that are designated attainment for the 8-hour ozone National Ambient Air Quality Standards (NAAQS) and are designated attainment for the 1-hour ozone NAAQS with an approved maintenance plan must submit a revision to the SIP.

A public hearing will be held at 1:30 p.m. on July 25, 2007, in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA. Should individuals with a disability need an accommodation in order to participate, please contact Vivian H. Aucoin at (225) 219-3575 or at the address listed below. Interested persons are invited to attend and submit oral comments on the proposal.

All interested persons are invited to submit written comments concerning the SIP revision no later than 4:30 p.m., August 1, 2007, to Vivian H. Aucoin, Office of Environmental Assessment, Box 4314, Baton Rouge, LA 70821-4314 or to FAX (225) 219-3582 or by e-mail to [vivian.aucoin@la.gov](mailto:vivian.aucoin@la.gov).

A copy of the SIP revision for St. James Parish may be viewed from 8 a.m. to 4:30 p.m. in the DEQ Public Records Center, Room 127, 602 N. Fifth Street, Baton Rouge, LA. The document is available on the Internet at [www.deq.louisiana.gov/portal/Default.aspx?tabid=2381](http://www.deq.louisiana.gov/portal/Default.aspx?tabid=2381).

Herman Robinson, CPM  
 Executive Counsel

0706#014

## POTPOURRI

### Department of Health and Hospitals Board of Examiners for Speech-Language Pathology and Audiology

Public Hearing—Substantive Change to Notice of Intent  
(LAC 46:LXXV.512)

A Notice of Intent concerning the board's rules, standards and procedures was published in the March 20, 2007, edition of the *Louisiana Register* (See LR 33:561-571), to provide chiefly for the temporary registration of emergency providers as mandated by ACT 207 of the 2006 Regular Session of the Louisiana Legislature; a slight increase in fees for persons who hold a credential with this board for those licensees who rent videos to secure permissible continuing education credit hours within the board's rules; and better public protection through the provision of more appropriate supervision, expansion of allowable continuing education opportunities, and better delineation of the disciplinary process. The notice solicited written comments and informed that a public hearing was set for April 25, 2007. No written comments were received and no one appeared at the public hearing to orally comment. Following advice of legal counsel to better assist the board in performing its legislative purpose of safeguarding the public health, safety and welfare; to protect the public from incompetent, unscrupulous, and unauthorized persons; and from unprofessional conduct by speech-language pathologists, audiologists, and speech-language assistants, the board has decided to amend its rules, standards and procedures in §513 of the proposed rules, standards and procedures by providing for the summary suspension of a license under certain circumstances and in accordance with certain procedures. Therefore, the following amendment is hereby recommended to the proposed Rule.

#### Title 46

#### Part LXXV Speech Pathology and Audiology

#### Chapter 5. Procedural Rules

#### §512. Summary Suspension of License

A. The board may suspend an existing license because of a person's conviction of a felony or misdemeanor if the crime directly relates to the duties and responsibilities of the licensee. The board may also suspend an existing license if there are allegations of fact that the board believes demonstrates a substantial likelihood that the licensee poses a risk of harm to the public health, safety or welfare.

B. If the board finds that public health, safety or welfare imperatively requires emergency action, and incorporates a finding to that effect in its order, summary suspension of a license may be ordered pending proceedings for revocation or other action. These proceedings shall be promptly instituted and determined.

C. Following the proceedings, the notice to summarily suspend an existing license shall be serviced personally upon the respondent or by certified mail or by other reasonable means. The notice shall inform the licensee of the opportunity, including the time and place, to appear before the board to show cause regarding why the license should

not be suspended. The opportunity for the licensee to be heard shall occur from two to 10 days following the summary suspension of the license.

D. The proceedings shall be conducted in accordance with Louisiana's Administrative Procedures Act.

AUTHORITY NOTE: Promulgated in accordance with R. S. 37: 2651-2666.

HISTORICAL NOTE: Promulgated by the Department of Hospitals, Louisiana Board of Examiners for Speech-Language Pathology and Audiology, LR 33:

In accordance with the provisions of the Administrative Procedure Act, specifically at R.S. 49:968 (H)(2), the board gives notice of a public hearing to receive additional comments or testimony on this substantive amendment to the proposed Rule.

The hearing will be held at 9 a.m. until 10 a.m. on Friday, August 3, 2007, at the office of the board which is located at 18550 Highland Road, Suite B, Baton Rouge, LA 70809. At that time, all interested persons will be afforded an opportunity to submit data, views, or arguments, either orally or in writing. All interested persons are invited to submit written comments concerning the proposed substantive change no later than August 2, 2007, at 4:30 p.m. to Richard N. Burt, Administrator, of the Louisiana Board of Examiners for Speech-Language Pathology and Audiology, 18550 Highland Road, Suite B, Baton Rouge, LA 70809, or by hand-delivery to the same address.

Richard N. Burt, J.D.  
Administrator

0706#026

## POTPOURRI

### Department of Health and Hospitals Office of Public Health Maternal and Child Health Section

MCH Block Grant Federal Funding

The Department of Health and Hospitals (DHH) intends to apply for Maternal and Child (MCH) Block Grant Federal Funding for FY 2007-2008 in accordance with Public Law 97-35 and the Omnibus Budget Reconciliation Act of 1981. The Office of Public Health, Maternal and Child Health Section, is responsible for program administration of the grant.

The Block Grant Application describes in detail the goals and planned activities of the State Maternal and Child Health Program for the next year. Program priorities are based on the results of a statewide needs assessment conducted in 2005, which is updated annually based on relevant data collection.

Interested persons may request copies of the application from:

State of Louisiana  
DHH—Office of Public Health  
Maternal and Child Health Section  
P.O. Box 3214  
Baton Rouge, LA 70821

Or view a summary of the application at:  
<http://www.dhh.louisiana.gov/offices/publications.asp?ID=267&Detail=1065>

Additional information may be gathered by contacting Tracy Hubbard at (225) 342-7805.

Frederick Cerise, M.D., M.P.H.  
Secretary

0706#040

**POTPOURRI**

**Department of Natural Resources  
Office of Conservation**

Orphaned Oilfield Sites

Office of Conservation records indicate that the Oilfield Sites listed in the table below have met the requirements as set forth by Section 91 of Act 404, R.S. 30:80 et seq., and as such are being declared Orphaned Oilfield Sites.

Operator	Field	District	Well Name	Well Number	Serial Number
The Union Sulphur Company	Wildcat	L	Amer Oil & Sul Co	1	20688
Alpha Resources, Inc	Manila Village	L	John Watt	1	122533
Alpha Resources, Inc	Manila Village	L	John Watt	1-D	124192
Alpha Resources, Inc	Manila Village	L	John Watt	2	167195
Alpha Resources, Inc	Manila Village	L	John Watt	3	176224
Alpha Resources, Inc	Manila Village	L	John Watt	3-D	179898
Michael Burton	Monroe	M	Jefferson Estate	1	165737

James H. Welsh  
Commissioner

0706#027

**POTPOURRI**

**Department of Natural Resources  
Office of the Secretary  
Fishermen's Gear Compensation Fund**

Underwater Obstructions

In accordance with the provisions of R.S. 56:700.1 et seq., notice is given that 13 claims in the amount of \$51,294.32 were received for payment during the period May 1, 2007 - May 31, 2007.

There were 11 claims paid and 2 claims denied. Latitude/Longitude Coordinates of reported underwater obstructions are:

2912.765	9027.180	Terrebonne
2925.912	8956.243	Jefferson
2927.373	9003.263	Jefferson
2929.956	8959.383	Jefferson
2936.245	9243.926	Vermilion
2944.461	8949.262	St. Bernard
2945.680	8938.000	St. Bernard
2948.892	8938.705	St. Bernard
2951.377	8940.649	St. Bernard
2951.377	8940.649	St. Bernard
3010.531	8941.410	St. Tammany

A list of claimants and amounts paid can be obtained from Marjorie McClinton, Administrator, Fishermen's Gear Compensation Fund, P.O. Box 44277, Baton Rouge, LA 70804 or you can call (225)342-0122.

Scott A. Angelle  
Secretary

0706#024

**POTPOURRI**

**Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission**

White Lake Wetlands Conservation Area

The Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission are giving notice that they are seeking to incorporate changes to the Notice of Intent relative to the proposed Rule regarding White Lake Wetlands Conservation Area, LAC 76:III.335, which was originally published in the May 20, 2007 issue of the *Louisiana Register* (pages 943 and 944). Changes to the proposed Rule involve: 1) exemptions from certain costs for universities or agencies working cooperatively with the department; 2) insurance and indemnity; 3) a prohibition against political fundraisers on the property; and 4) a prohibition against Wildlife and Fisheries Commission members and their immediate families participating in consumptive activities. Copies of the proposed changes can be viewed by contacting Mr. Philip Bowman, 225-765-2811. Interested persons may submit their written comments on the proposed changes to Mr. Brandt Savoie, Office of Wildlife, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA, 70898 no later than 4:30 p.m., July 5, 2007.

Earl P. King, Jr.  
Chairman

0706#053