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# Executive Orders

## EXECUTIVE ORDER BJ 13-03

### Offender Labor

WHEREAS, during the 1988 Regular Session of the Louisiana Legislature, Act No. 933 was enacted relative to correctional facilities offender labor;

WHEREAS, Act No. 933, as amended, among other things, authorizes the Governor to use offender labor in certain projects or maintenance or repair work; and

WHEREAS, The Act, as amended, further provides that the Governor, upon determining that it is appropriate and in furtherance of rehabilitation and training of offenders, may, by executive order, authorize the use of offenders of a penal or correctional facility owned by the State of Louisiana for necessary labor in connection with a particular project;

NOW THEREFORE, I, Bobby Jindal, 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: In furtherance of the goals of the State of Louisiana of supporting positive offender welfare, rehabilitating offenders, reducing recidivism, and reintegrating offenders into society, offender labor is hereby authorized to renovate certain health care clinic and procedure rooms at Elayn Hunt Correctional Center, St. Gabriel, Louisiana; and to complete construction of certain health care clinic and procedure rooms at Louisiana State Penitentiary, Angola, Louisiana.

SECTION 2: This Order is effective upon signature and shall continue in effect until amended, modified, terminated, or rescinded by the Governor, or terminated by operation of law.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 14th day of February, 2013.

Bobby Jindal  
Governor

ATTEST BY  
THE GOVERNOR  
J. Thomas Schedler  
Secretary of State  
1303#076

## EXECUTIVE ORDER BJ 13-04

### Bond Allocation—Louisiana Community Development Authority

WHEREAS, pursuant to the Tax Reform Act of 1986 and Act 51 of the 1986 Regular Session of the Louisiana Legislature, Executive Order No. BJ 2008-47 was issued to establish:

(1) a method for allocating bonds subject to private activity bond volume limits, including the method of allocating bonds subject to the private activity bond volume limits (hereafter “Ceiling”);

(2) the procedure for obtaining an allocation of bonds under the Ceiling; and

(3) a system of central record keeping for such allocations; and

WHEREAS, The Louisiana Community Development Authority has applied for an allocation of the 2013 Ceiling to be used in connection with the financing the acquisition, rehabilitation, improvement and equipping of a 119 – unit multi-family residential rental development for individuals and families of low and moderate income in Abbeville, Vermillion Parish, Louisiana (the “Project”); and

NOW THEREFORE, I, BOBBY JINDAL, Governor of the State of Louisiana, by virtue of the authority vested by the Constitution and the laws of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issue, as described in this Section, shall be and is hereby granted an allocation from the 2013 Ceiling in the amount shown:

Amount of Allocation	Name of Issuer	Name of Project
\$6,500,000	Louisiana Community Development Authority	Summit Live Oak Manor, LP Project

SECTION 2: The allocation granted herein shall be used only for the bond issue described in Section 1 and for the general purpose set forth in the “Application for Allocation of a Portion of the State of Louisiana’s Private Activity Bond Ceiling” submitted in connection with the bond issue described in Section 1.

SECTION 3: The allocation granted herein shall be valid and in full force and effect through December 31, 2013, provided that such bonds are delivered to the initial purchasers thereof on or before June 3, 2013.

SECTION 4: All references in this Order to the singular shall include the plural, and all plural references shall include the singular.

SECTION 5: This Order is effective upon signature and shall remain 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 5th day of March, 2013.

Bobby Jindal  
Governor

ATTEST BY  
THE GOVERNOR  
J. Thomas Schedler  
Secretary of State  
1303#075

# Emergency Rules

## DECLARATION OF EMERGENCY

### Department of Children and Family Services Economic Stability Section

#### Use of TANF Benefits (LAC 67:III.1259 and 5351)

In accordance with the provisions of the Administrative Procedure Act R.S. 49:953 (B), the Department of Children and Family Services (DCFS) proposes to adopt LAC 67:III, Subpart 2 Family Independence Temporary Assistance Program (FITAP), Chapter 12, Subchapter B, Section 1259 and Subpart 13 Kinship Care Subsidy Program (KCSP), Chapter 53, Subchapter B, Section 5351. This Emergency Rule shall be effective on March 1, 2013, and shall remain in effect for a period of 120 days.

Sections 1259 Use of FITAP Benefits and 5351 Use of KCSP Benefits adopt provisions necessary to prevent cash assistance provided under the FITAP and KCSP programs from being used in any electronic benefit transfer (EBT) transaction in a liquor store, gambling casino or gaming establishment, or any retail establishment that provides adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment purposes, or at any retailer for the purchase of an alcoholic beverage, a tobacco product, or a lottery ticket. Penalties are defined for recipients who are determined to violate these provisions.

Adoption is pursuant to Act 13 of the 2012 Regular Session of the Louisiana Legislature which authorizes DCFS to promulgate emergency rules to facilitate the expenditure of Temporary Assistance for Needy Families (TANF) funds. This action is aimed at preventing TANF transactions at specified locations and for certain types of purchases determined to be inconsistent with the purpose of TANF, which is financial assistance to help pay for the family's ongoing basic needs, such as food, shelter, and clothing. This rule is necessary to comply with the Middle Class Tax Relief and Job Creation Act of 2012, Section 4004 (Pub. L. 112–96). Failure to adopt these provisions could result in noncompliance with federal regulations and the imposition of penalties.

#### Title 67

#### SOCIAL SERVICES

#### Part III. Economic Stability

#### Subpart 2. Family Independence Temporary Assistance Program

#### Chapter 12. Application, Eligibility, and Furnishing Assistance

#### Subchapter B. Conditions of Eligibility

#### §1259. Use of FITAP Benefits

A. FITAP benefits shall not be used in any electronic benefit transfer transaction in:

1. any liquor store;
2. any gambling casino or gaming establishment; or
3. any retail establishment that provides adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment purposes.

B. FITAP benefits shall not be used in any electronic benefit transfer transaction at any retailer for the purchase of:

1. an alcoholic beverage as defined in R.S. 14.93.10(3);
2. a tobacco product as defined in R.S. 14.91.6(B); or
3. a lottery ticket as defined in R.S. 47:9002(2).

C. For purposes of this Section, the following definitions and provisions apply.

1. The term *liquor store* is defined as any retail establishment that sells exclusively or primarily intoxicating liquor. It does not include a grocery store that sells both intoxicating liquor and groceries, including staple foods.

2. The terms *gambling casino* and *gaming establishment* do not include a grocery store that sells groceries, including staple foods, and that also offers, or is located within the same building or complex as casino, gambling, or gaming activities, or any other establishment that offers casino, gambling, or gaming activities incidental to the principal purpose of the business.

3. The term *electronic benefit transfer transaction* means the use of a credit or debit card service, automated teller machine, point-of-sale terminal, or access to an online system for the withdrawal of funds or the processing of a payment for merchandise or a service.

D. The FITAP case of a FITAP recipient who is determined to have violated the provisions of this Section shall be closed for the following time periods:

1. 12 months for the first offense;
2. 24 months for the second offense; and
3. permanently for the third offense.

AUTHORITY NOTE: Promulgated in accordance with P.L. 112–96.

HISTORICAL NOTE: Promulgated by the Department of Children and Family Services, Economic Stability Section, LR 39:

#### Subpart 13. Kinship Care Subsidy Program (KCSP) Chapter 53. Application, Eligibility, and Furnishing Assistance

#### Subchapter B. Conditions of Eligibility

#### §5351. Use of KCSP Benefits

A. KCSP benefits shall not be used in any electronic benefit transfer transaction in:

1. any liquor store;
2. any gambling casino or gaming establishment; or
3. any retail establishment that provides adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment purposes.

B. KCSP benefits shall not be used in any electronic benefit transfer transaction at any retailer for the purchase of:

1. an alcoholic beverage as defined in R.S. 14.93.10(3);
2. a tobacco product as defined in R.S. 14.91.6(B); or
3. a lottery ticket as defined in R.S. 47:9002(2).

C. For purposes of this Section, the following definitions and provisions apply.

1. The term *liquor store* is defined as any retail establishment that sells exclusively or primarily intoxicating liquor. It does not include a grocery store that sells both intoxicating liquor and groceries, including staple foods.

2. The terms *gambling casino* and *gaming establishment* do not include a grocery store that sells groceries, including staple foods, and that also offers, or is located within the same building or complex as casino, gambling, or gaming activities, or any other establishment that offers casino, gambling, or gaming activities incidental to the principal purpose of the business.

3. The term *electronic benefit transfer transaction* means the use of a credit or debit card service, automated teller machine, point-of-sale terminal, or access to an online system for the withdrawal of funds or the processing of a payment for merchandise or a service.

D. The KCSP case of a KCSP recipient who is determined to have violated the provisions of this Section shall be closed for the following time periods:

1. 12 months for the first offense;
2. 24 months for the second offense; and
3. permanently for the third offense.

AUTHORITY NOTE: Promulgated in accordance with P.L. 112-96.

HISTORICAL NOTE: Promulgated by the Department of Children and Family Services, Economic Stability Section, LR 39:

Suzy Sonnier  
Secretary

1302#001

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing

Coordinated Care Network  
(LAC 50:I.3103-3109, 3303 and 3307)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:I. 3103-3109, §3303 and §3307 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing adopted provisions which implemented a coordinated system of care in the Medicaid Program designed to improve performance and health care outcomes through a healthcare delivery system called coordinated care networks, also known as the BAYOU HEALTH Program (*Louisiana Register*, Volume 37, Number 6).

The department promulgated an Emergency Rule which amended the provisions of the June 20, 2011 Rule to revise the BAYOU HEALTH Program enrollment process to implement immediate auto-assignment of pregnant women whose Medicaid eligibility is limited to prenatal, delivery and post-partum services. Act 13 of the 2012 Regular Session of the Louisiana Legislature eliminated the

CommunityCARE Program. This Emergency Rule also amended these provisions to align the BAYOU HEALTH Program with the directives of Act 13 by removing provisions relative to the former CommunityCARE Program (*Louisiana Register*, Volume 38, Number 8). The department promulgated an Emergency Rule which amended the August 1, 2012 Emergency Rule to clarify the provisions for enrollment (*Louisiana Register*, Volume 38, Number 12). The department promulgated an Emergency Rule which amended the recipient participation provisions governing the coordinated care networks in order to include health care services provided to LaCHIP Affordable Plan recipients in the BAYOU HEALTH Program (*Louisiana Register*, Volume 38, Number 12).

The department now amends the provisions of the November 29, 2012 Emergency Rule in order to revise the formatting of these provisions as a result of the January 1, 2013 Emergency Rule governing the coordinated care network. This action is being taken to promote the health and welfare of pregnant women by ensuring their immediate access to quality health care services.

Effective March 20, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions of the November 29, 2012 Emergency Rule governing the coordinated care network.

### Title 50

## PUBLIC HEALTH—MEDICAL ASSISTANCE

### Part I. Administration

#### Subpart 3. Medicaid Coordinated Care

#### Chapter 31.Coordinated Care Network

#### §3103. Recipient Participation

A. - B.1.b.v. ...

NOTE: Repealed.

C. - D.1.i. ...

j. are enrolled in the Louisiana Health Insurance Premium Payment (LaHIPP) Program.

k. Repealed.

E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1573 (June 2011), amended LR 39:

#### §3105. Enrollment Process

A. - D.1. ...

2. The CCN and its providers shall be required to register all births through the Louisiana Electronic Event Registration System (LEERS) administered by DHH/Vital Records Registry and complete any other Medicaid enrollment form required by DHH.

E. - E.1. ...

2. New recipients, excluding those whose Medicaid eligibility is predicated upon determination of pregnancy, shall be given no less than 30 calendar days from the postmark date of an enrollment form mailed by the enrollment broker to select a CCN and primary care provider (PCP).

a. ...

3. Pregnant recipients with Medicaid eligibility limited to prenatal, delivery, and post-partum services will immediately be automatically assigned to a CCN by the enrollment broker.

a. - d. Repealed.

4. The following provisions will be applicable for recipients who are mandatory or voluntary participants.

a. If there are two or more CCNs in a department designated service area in which the recipient resides, they shall select one.

b. If there is only one CCN in a department designated service area where the recipient resides, the recipient must choose either the CCN, Medicaid fee-for-service or an alternative Medicaid managed care program that coordinates care and which the department makes available in accordance with the promulgation of administrative Rules.

c. Recipients who fail to make a selection will be automatically assigned to a participating CCN in their area.

d. Recipients may request to transfer out of the CCN for cause and the effective date of enrollment shall be no later than the first day of the second month following the calendar month that the request for disenrollment is filed.

F. Automatic Assignment Process

1. The following participants shall be automatically assigned to a CCN by the enrollment broker in accordance with the department's algorithm/formula and the provisions of §3105.E:

a. mandatory CCN participants that fail to select a CCN and voluntary participants that do not exercise their option not to participate in the CCN program within the minimum 30 day window;

b. pregnant women with Medicaid eligibility limited to prenatal care, delivery, and post-partum services; and

c. other recipients as determined by the department.

2. CCN automatic assignments shall take into consideration factors including, but not limited to:

a. the potential enrollee's geographic parish of residence;

b. assigning members of family units to the same CCN;

c. previous relationships with a Medicaid provider;

d. CCN capacity; and

e. CCN performance outcome indicators (when available).

3. Neither the MCO model nor the shared savings model will be given preference in making automatic assignments.

4. CCN automatic assignment methodology shall be available to recipients upon request to the enrollment broker prior to enrollment.

G. - G.2.a. ...

b. selects a PCP within the CCN that has reached their maximum physician/patient ratio;

c. selects a PCP within the CCN that has restrictions/limitations (e.g. pediatric only practice); or

d. has been automatically assigned to the CCN due to eligibility limited to pregnancy-related services.

3. Members who do not proactively choose a PCP with a CCN will be automatically assigned to a PCP by the CCN. The PCP automatically assigned to the member shall be located within geographic access standards of the

member's home and/or best meets the needs of the member. Members for whom a CCN is the secondary payor will not be assigned to a PCP by the CCN, unless the members request that the CCN do so.

G.4. - H.1. ...

2. The 90 day option to change is not applicable to CCN linkages as a result of open enrollment.

I. Annual Open Enrollment

1. The department will provide an opportunity for all CCN members to retain or select a new CCN during an open enrollment period. Notification will be sent to each CCN member at least 60 days prior to the effective date of the annual open enrollment. Each CCN member shall receive information and the offer of assistance with making informed choices about CCNs in their area and the availability of choice counseling.

2. ...

3. During the open enrollment period, each Medicaid enrollee shall be given the option to either remain in their existing CCN or select a new CCN.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1574 (June 2011), amended LR 39:

**§3107. Disenrollment and Change of Coordinated Care Network**

A.- F.1.j. ...

k. member enrolls in the Louisiana Health Insurance Premium Payment (LaHIPP) Program.

G. - G.2. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1575 (June 2011), amended LR 39:

**§3109. Member Rights and Responsibilities**

A. - A.11. ...

B. Members shall have the freedom to exercise the rights described herein without any adverse effect on the member's treatment by the department or the CCN, or its contractors or providers.

C. - C.8. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1576 (June 2011), amended LR 39:

**Chapter 33. Coordinated Care Network Shared Savings Model**

**§3303. Shared Savings Model Responsibilities**

A. - R.4. ...

a. immediately notifying the department if he or she has a Workman's Compensation claim, a pending personal injury or medical malpractice law suit, or has been involved in an auto accident;

R.4.b. - T.3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1578 (June 2011), amended LR 39:

**§3307. Reimbursement Methodology**

A. - C. ...

1. The CCN-S may reimburse the PCP a monthly base case management fee for each enrollee assigned to the PCP.

2. ...

3.-3.b. Repealed.

D. - F. ...

1. The reconciliation shall compare the actual aggregate cost of authorized/preprocessed services as specified in the contract and include the enhanced primary care case management fee for dates of services in the reconciliation period, to the aggregate Per Capita Prepaid Benchmark (PCPB).

2. - 5.c. ...

6. In the event the CCN-S exceeds the PCPB in the aggregate (for the entire CCN-S enrollment) as calculated in the final reconciliation, the CCN-S will be required to refund up to 50 percent of the total amount of the enhanced primary care case management fees paid to the CCN-S during the period being reconciled.

7. ...

a. Due to federally mandated limitations under the Medicaid State Plan, shared savings will be limited to five percent of the actual aggregate costs including the enhanced primary care case management fees paid. Such amounts shall be determined in the aggregate and not for separate enrollment types.

b. Repealed.

8. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1581 (June 2011), amended LR 39:

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#039

**DECLARATION OF EMERGENCY**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

Home and Community-Based Services Waivers  
New Opportunities Waiver  
Reimbursement Rate Reduction  
(LAC 50:XXI.14301)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office for Citizens with Developmental Disabilities amend LAC 50:XXI.14301 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act and as directed by House Bill 1 of the 2012 Regular Session of the Louisiana Legislature which states: "The secretary is directed to utilize various cost containment measures to

ensure expenditures remain at the level appropriated in this Schedule, including but not limited to precertification, preadmission screening, diversion, fraud control, utilization review and management, prior authorization, service limitations, drug therapy management, disease management, cost sharing, and other measures as permitted under federal law." This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

As a result of a budgetary shortfall in state fiscal year 2011, the Department of Health and Hospitals, Bureau of Health Services Financing and the Office for Citizens with Developmental Disabilities amended the provisions governing the reimbursement methodology for the New Opportunities Waiver to reduce the reimbursement rates (*Louisiana Register*; Volume 37, Number 7).

Due to a budgetary shortfall in state fiscal year 2013, the department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for the New Opportunities Waiver to reduce the reimbursement rates (*Louisiana Register*, Volume 38, Number 7). In order to clarify the rate reduction to NOW services, the department promulgated an Emergency Rule which amended the provisions of the July 1, 2012 Emergency Rule (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the July 1, 2012 amended Emergency Rule. This action is being taken to avoid a budget deficit in the medical assistance programs.

Effective April 19, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing and the Office for Citizens with Developmental Disabilities amend the provisions governing the reimbursement methodology for the New Opportunities Waiver.

**Title 50  
PUBLIC HEALTH—MEDICAL ASSISTANCE  
Part XXI. Home and Community Based Services  
Waivers**

**Subpart 11. New Opportunities Waiver  
Chapter 143. Reimbursement  
§14301. Reimbursement Methodology**

A. - J.1.e. ...

K. Effective for dates of service on or after July 1, 2012, the reimbursement rates for individualized and family support services—day provided to one person shall be reduced by 1.5 percent of the rates in effect on June 30, 2012.

K.1. - K.1.f. Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Community Supports and Services, LR 30:1209 (June 2004), amended by the Department of Health and Hospitals, Office for Citizens with Developmental Disabilities, LR 34:252 (February 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office for Citizens with Developmental Disabilities, LR 35:1851 (September 2009), amended LR 36:1247 (June 2010), LR 37:2158 (July 2011), LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of

Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#040

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing and Office of Aging and Adult Services

#### Home and Community-Based Services Waivers Support Coordination Standards for Participation (LAC 50:XXI.Chapter 5)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services amends LAC 50:XXI.Chapter 5 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services (OAAS) provide Medicaid coverage for support coordination services rendered to waiver participants who receive services in home and community-based waiver programs administered by OAAS. The department promulgated an Emergency Rule which adopted provisions to establish Standards for Participation for support coordination agencies that provide support coordination services to participants in OAAS-administered waiver programs (*Louisiana Register*, Volume 37, Number 12). The department promulgated an Emergency Rule which amended the December 20, 2011 Emergency Rule in order to clarify the provisions governing support coordination services rendered to participants of OAAS-administered waiver programs (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 20, 2012 Emergency Rule. This action is being taken to promote the health and welfare of waiver participants and to ensure that these services are rendered in an efficient and cost-effective manner.

Effective April 19, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services amend the provisions governing the Standards for Participation for support coordination agencies that provide services to participants in waiver programs administered by the Office of Aging and Adult Services.

## Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE Part XXI. Home and Community Based Services Waivers

#### Subpart 1. General Provisions

#### Chapter 5. Support Coordination Standards for Participation for Office of Aging and Adult Services Waiver Programs Subchapter A. General Provisions

##### §501. Introduction

A. The Department of Health and Hospitals (DHH) establishes these minimum Standards for Participation which provides the core requirements for support coordination services provided under home and community-based waiver programs administered by the Office of Aging and Adult Services (OAAS). OAAS must determine the adequacy of quality and protection of waiver participants in accordance with the provisions of these standards.

B. OAAS, or its designee, is responsible for setting the standards for support coordination, monitoring the provisions of this Rule, and applying administrative sanctions for failures by support coordinators to meet the minimum Standards for Participation in serving participants of OAAS-administered waiver programs.

C. Support coordination are services that will assist participants in gaining access to needed waiver and other State Plan services, as well as needed medical, social, educational, housing, and other services, regardless of the funding source for these services.

D. Upon promulgation of the final Rule governing these Standards for Participation, existing support coordination providers of OAAS-administered waiver programs shall be required to meet the requirements of this Chapter as soon as possible and no later than six months from the promulgation of this Rule.

E. If, in the judgment of OAAS, application of the requirements stated in these standards would be impractical in a specified case; such requirements may be modified by the OAAS Assistant Secretary to allow alternative arrangements that will secure as nearly equivalent provision of services as is practical. In no case will the modification afford less quality or protection, in the judgment of OAAS, than that which would be provided with compliance of the provisions contained in these standards.

1. Requirement modifications may be reviewed by the OAAS Assistant Secretary and either continued or cancelled.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

##### §503. Certification Requirements

A. All agencies that provide support coordination to OAAS-administered home and community-based waivers must be certified by the Department of Health and Hospitals. It shall be unlawful to operate as a Support Coordination agency for OAAS-administered waivers without being certified by the department.

B. In order to provide support coordination services for OAAS-administered home and community-based waiver programs, the agency must:

1. be certified and meet the Standards for Participation requirements as set forth in this Rule;
2. sign a performance agreement with OAAS;
3. assure staff attends all training mandated by OAAS;
4. enroll as a Medicaid support coordination agency in all regions in which it intends to provide services for OAAS-administered home and community-based services; and
5. comply with all DHH and OAAS policies and procedures.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§505. Certification Issuance**

A. A certification shall:

1. be issued only to the entity named in the certification application;
2. be valid only for the support coordination agency to which it is issued after all applicable requirements are met;
3. enable the support coordination agency to provide support coordination for OAAS-administered home and community-based waivers within the specified DHH region; and
4. be valid for the time specified on the certification, unless revoked, suspended, modified or terminated prior to that date.

B. Provisional certification may be granted when the agency has deficiencies which are not a danger to the health and welfare of clients. Provisional licenses shall be issued for a period not to exceed 90 days.

C. Initial certification shall be issued by OAAS based on the survey report of DHH, or its designee.

D. Unless granted a waiver by OAAS, a support coordination agency shall provide such services only to waiver participants residing in the agency's designated DHH region.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§507. Certification Refusal or Revocation and Fair Hearing**

A. A certification may be revoked or refused if applicable certification requirements, as determined by OAAS or its designee, have not been met. Certification decisions are subject to appeal and fair hearing, in accordance with R.S. 46:107(A)(3).

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§509. Certification Inspections**

A. Certification inspections are usually annual but may be conducted at any time. No advance notice is given. Surveyors must be given access to all of the areas in the facility and all relevant files and records.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **Subchapter B. Administration and Organization**

#### **§513. Governing Body**

A. A support coordination agency shall have an identifiable governing body with responsibility for and authority over the policies and activities of the agency.

1. An agency shall have documents identifying all members of the governing body, their addresses, their terms of membership, officers of the governing body and terms of office of any officers.

2. The governing body shall be comprised of three or more persons and shall hold formal meetings at least twice a year.

3. There shall be written minutes of all formal meetings of the governing body and by-laws specifying frequency of meetings and quorum requirements.

B. The governing body of a support coordination agency shall:

1. ensure the agency's continual compliance and conformity with all relevant federal, state, local and municipal laws and regulations;

2. ensure that the agency is adequately funded and fiscally sound;

3. review and approve the agency's annual budget;

4. designate a person to act as administrator and delegate sufficient authority to this person to manage the agency;

5. formulate and annually review, in consultation with the administrator, written policies concerning the agency's philosophy, goals, current services, personnel practices, job descriptions and fiscal management;

6. annually evaluate the administrator's performance;

7. have the authority to dismiss the administrator;

8. meet with designated representatives of the department whenever required to do so;

9. inform the department, or its designee, prior to initiating any substantial changes in the services provided by the agency;

10. ensure that a continuous quality improvement (CQI) process is in effect; and

11. ensure that services are provided in a culturally sensitive manner as evidenced by staff trained in cultural awareness and related policies and procedures.

C. A support coordination agency shall maintain an administrative file that includes:

1. documents identifying the governing body;

2. a list of members and officers of the governing body, along with their addresses and terms of membership;

3. minutes of formal meetings and by-laws of the governing body, if applicable;

4. documentation of the agency's authority to operate under state law;

5. an organizational chart of the agency which clearly delineates the line of authority;

6. all leases, contracts and purchases-of-service agreements to which the agency is a party;

7. insurance policies;

8. annual budgets and, if performed, audit reports;

9. the agency's policies and procedures; and

10. documentation of any corrective action taken as a result of external or internal reviews.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§515. Business Location and Operations**

A. Each support coordination agency shall have a business location which shall not be in an occupied personal residence. The business location shall be in the DHH region for which the certification is issued and shall be where the agency:

1. maintains staff to perform administrative functions;
  2. maintains the agency's personnel records;
  3. maintains the agency's participant service records;
- and
4. holds itself out to the public as being a location for receipt of participant referrals.

B. The business location shall have:

1. a published nationwide toll-free telephone number answered by a person which is available and accessible 24 hours a day, seven days a week, including holidays;
2. a published local business number answered by agency staff during the posted business hours;
3. a business fax number that is operational 24 hours a day, seven days a week, including holidays;
4. internet access and a working e-mail address which shall be provided to OAAS;
5. hours of operation, which must be at least 30 hours a week, Monday through Friday, posted in a location outside of the business that is easily visible to persons receiving services and the general public; and
6. at least one staff person on the premises during posted hours of operation.

C. Records and other confidential information shall not be stored in areas deemed to be common areas.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§517. Financial Management**

A. The agency must establish a system of financial management and staffing to assure maintenance of complete and accurate accounts, books and records in keeping with generally accepted accounting principles.

B. The agency must not permit public funds to be paid or committed to be paid, to any person who is a member of the governing board or administrative personnel who may have any direct or indirect financial interest, or in which any of these persons serve as an officer or employee, unless the services or goods involved are provided at a competitive cost or under terms favorable to the agency. The agency shall have a written disclosure of any financial transaction with the agency in which a member of the governing board, administrative personnel, or his/her immediate family is involved.

C. The agency must obtain any necessary performance bonds and/or lines of credit as required by the department.

D. The agency must have adequate and appropriate general liability insurance for the protection of its participants, staff, facilities, and the general public.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§519. Policy and Procedures**

A. The support coordination agency shall have written policies and procedures approved by the owner or governing body which must be implemented and followed that address at a minimum the following:

1. confidentiality and confidentiality agreements;
2. security of files;
3. publicity and marketing, including the prohibition of illegal or coercive inducement, solicitation and kickbacks;
4. personnel;
5. participant rights;
6. grievance procedures;
7. emergency preparedness;
8. abuse and neglect reporting;
9. critical incident reporting;
10. worker safety;
11. documentation; and
12. admission and discharge procedures.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§521. Organizational Communication**

A. The agency must establish procedures to assure adequate communication among staff to provide continuity of services to the participant and to facilitate feedback from staff, participants, families, and when appropriate, the community at large.

B. The agency must have brochures and make them available to OAAS or its designee. The brochures must include the following information:

1. that each participant has the freedom to choose their providers and that their choice of provider does not affect their eligibility for waiver, state plan, or support coordination services;
2. that a participant receiving support coordination through OAAS may contact the OAAS Help Line for information, assistance with, or questions about OAAS programs;
3. the OAAS Help Line number along with the appropriate OAAS regional office telephone numbers;
4. information, including the Health Standards Section Complaint Line, on where to make complaints against support coordinators, support coordination agencies, and providers; and
5. a description of the agency, services provided, current address, and the agency's local and nationwide toll-free number.

C. The brochure may also include the agency's experience delivering support coordination services.

D. The support coordination agency shall be responsible for:

1. obtaining written approval of the brochure from OAAS prior to distributing to applicants/participants of OAAS-administered waiver programs;

2. providing OAAS staff or its designee with adequate supplies of the OAAS-approved brochure; and

3. timely completing revisions to the brochure, as requested by OAAS, to accurately reflect all program changes as well as other revisions OAAS deems necessary.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **Subchapter C. Provider Responsibilities**

#### **§525. General Provisions**

A. Any entity wishing to provide support coordination services for any OAAS-administered home and community-based waiver program shall meet all of the Standards for Participation contained in this Rule, unless otherwise specifically noted within these provisions.

B. The support coordination agency shall also abide by and adhere to any state law, Rule, policy, procedure, performance agreement, manual or memorandum pertaining to the provision of support coordination services for OAAS-administered home and community-based waiver programs.

C. Failure to comply with the requirements of these Standards for Participation may result in sanctions including, but not limited to:

1. recoupment of funds;
2. cessation of linkages;
3. citation of deficient practice and plan of correction submission;
4. removal from the Freedom of Choice list; or
5. decertification as a support coordination agency for OAAS-administered home and community-based waiver services.

D. A support coordination agency shall make any required information or records, and any information reasonably related to assessment of compliance with these requirements, available to the department.

E. Designated representatives of the department, in the performance of their mandated duties, shall be allowed by a support coordination agency to:

1. inspect all aspects of a support coordination agency operations which directly or indirectly impact participants; and
2. conduct interviews with any staff member or participant of the agency.

F. A support coordination agency shall, upon request by the department, make available the legal ownership documents of the agency.

G. Support coordination agencies must comply with all of the department's systems/software requirements.

H. Support coordination agencies shall, at a minimum:

1. maintain and/or have access to a comprehensive resource directory containing all of the current inventory of existing formal and informal resources that identifies services within the geographic area which shall address the unique needs of participants of OAAS-administered home and community-based waiver programs;
2. establish linkages with those resources;
3. demonstrate knowledge of the eligibility requirements and application procedures for federal, state and local government assistance programs, which are applicable to participants of OAAS-administered home and community-based waiver programs;

4. employ a sufficient number of support coordinators and supervisory staff to comply with OAAS staffing, continuous quality improvement (CQI), timeline, workload, and performance requirements;

5. demonstrate administrative capacity and the financial resources to provide all core elements of support coordination services and ensure effective service delivery in accordance with programmatic requirements;

6. assure that all agency staff is employed in accordance with Internal Revenue Service (IRS) and Department of Labor regulations (subcontracting of individual support coordinators and/or supervisors is prohibited);

7. have appropriate agency staff attend trainings, as mandated by DHH and OAAS;

8. have a documented CQI process;

9. document and maintain records in accordance with federal and state regulations governing confidentiality and program requirements;

10. assure each participant has freedom of choice in the selection of available qualified providers and the right to change providers in accordance with program guidelines; and

11. assure that the agency and support coordinators will not provide both support coordination and Medicaid-reimbursed direct services to the same participant(s).

I. Abuse and Neglect. Support coordination agencies shall establish policies and procedures relative to the reporting of abuse and neglect of participants, pursuant to the provisions of R.S. 15:1504-1505, R.S. 40:2009.20 and any subsequently enacted laws. Providers shall ensure that staff complies with these regulations.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§527. Support Coordination Services**

A. Support coordination is services that will assist participants in gaining access to needed waiver and other State Plan services, as well as needed medical, social, educational, housing and other services, regardless of the funding source for these services. Support coordination agencies shall be required to perform the following core elements of support coordination services:

1. intake;
2. assessment;
3. plan of care development and revision;
4. linkage to direct services and other resources;
5. coordination of multiple services among multiple providers
6. monitoring/follow-up;
7. reassessment;
8. evaluation and re-evaluation of level of care and need for waiver services;
9. ongoing assessment and mitigation of health, behavioral and personal safety risk;
10. responding to participant crisis;
11. critical incident management; and
12. transition/discharge and closure.

B. The support coordination agency shall also be responsible for assessing, addressing and documenting

delivery of services, including remediation of difficulties encountered by participants in receiving direct services.

C. A support coordination agency shall not refuse to serve, or refuse to continue to serve, any individual who chooses/has chosen its agency unless there is documentation to support an inability to meet the individual's health and welfare needs, or all previous efforts to provide service and supports have failed and there is no option but to refuse services.

1. OAAS must be immediately notified of the circumstances surrounding a refusal by a support coordination agency to provide/continue to provide services.

2. This requirement can only be waived by OAAS.

D. Support coordination agencies must establish and maintain effective communication and good working relationships with providers of services to participants served by the agency.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§529. Transfers and Discharges**

A. All participants of OAAS-administered waiver programs must receive support coordination services. However, a participant has the right to choose a support coordination agency. This right includes the right to be discharged from his/her current support coordination agency and be transferred to another support coordination agency.

B. Upon notice by the participant or his/her authorized representative that the participant has selected another support coordination agency or the participant has decided to discontinue participation in the waiver program, the agency shall have the responsibility of planning for the participant's transfer or discharge.

C. The support coordination agency shall also have the responsibility of planning for a participant's transfer when the support coordination agency ceases to operate or when the participant moves from the geographical region serviced by the support coordination agency.

D. The transfer or discharge responsibilities of the support coordinator shall include:

1. holding a transfer or discharge planning conference with the participant, his/her family, providers, legal representative and advocate, if such are known, in order to facilitate a smooth transfer or discharge, unless the participant declines such a meeting;

2. providing a current plan of care to the receiving support coordination agency (if applicable); and

3. preparing a written discharge summary. The discharge summary shall include, at a minimum, a summary on the health, behavioral, and social issues of the client and shall be provided to the receiving support coordination agency (if applicable).

E. The written discharge summary shall be completed within five working days of any of the following:

1. notice by the participant or authorized representative that the participant has selected another support coordination agency;

2. notice by the participant or authorized representative that the participant has decided to discontinue participation in the waiver program;

3. notice by the participant or authorized representative that the participant will be transferring to a DHH geographic region not serviced by his/her current support coordination agency; or

4. notice from OAAS or its designee that "good cause" has been established by the support coordination agency to discontinue services.

F. The support coordination agency shall not coerce the participant to stay with the support coordination agency or interfere in any way with the participant's decision to transfer. Failure to cooperate with the participant's decision to transfer to another support coordination agency will result in adverse action by department.

G. If a support coordination agency closes, the agency must give OAAS at least 60 days written notice of its intent to close. Where transfer of participants is necessary due to the support coordination agency closing, the written discharge summary for all participants served by the agency shall be completed within 10 working days of the notice to OAAS of the agency's intent to close.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§531. Staffing Requirements**

A. Agencies must maintain sufficient staff to comply with OAAS staffing, timeline, workload, and performance requirements. This includes, but is not limited to, including sufficient support coordinators and support coordinator supervisors that have passed all of the OAAS training and certification requirements. In no case may an agency have less than one certified support coordination supervisor and less than one certified support coordinator. Agencies may employ staff who are not certified to perform services or requirements other than assessment and care planning.

B. Agencies must maintain sufficient supervisory staff to comply with OAAS supervision and CQI requirements. Support coordination supervisors must be continuously available to support coordinators by telephone.

1. Each Support Coordination agency must have and implement a written plan for supervision of all support coordination staff.

2. Each supervisor must maintain a file on each support coordinator supervised and hold supervisory sessions and evaluate each support coordinator at least annually.

C. Agencies shall employ or contract a licensed registered nurse to serve as a consultant. The nurse consultant shall be available a minimum of 16 hours per month.

D. Agencies shall ensure that staff is available at times which are convenient and responsive to the needs of participants and their families.

E. Support coordinators may only carry caseloads that are composed exclusively of OAAS participants. Support coordination supervisors may only supervise support coordinators that carry caseloads that are composed exclusively of OAAS participants.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### §533. Personnel Standards

A. Support coordinators must meet one of the following requirements:

1. a bachelor's or masters degree in social work from a program accredited by the Council on Social Work Education;

2. a bachelor's or masters degree in nursing (RN) currently licensed in Louisiana (one year of paid experience as a licensed RN will substitute for the degree);

3. a bachelor's or masters degree in a human service related field which includes:

- a. psychology;
- b. education;
- c. counseling;
- d. social services;
- e. sociology;
- f. philosophy;
- g. family and participant sciences;
- h. criminal justice;
- i. rehabilitation services;
- j. substance abuse treatment;
- k. gerontology; and
- l. vocational rehabilitation; or

4. a bachelor's degree in liberal arts or general studies with a concentration of at least 16 hours in one of the fields in §533.A.3.a.-l. of this section.

B. Support coordination supervisors must meet the following requirements:

1. a bachelor's or masters degree in social work from a program accredited by the Council on Social Work Education and two years of paid post degree experience in providing support coordination services;

2. a bachelor's or masters degree in nursing (RN)(one year of experience as a licensed RN will substitute for the degree) and two years of paid post degree experience in providing support coordination services;

3. a bachelor's or masters degree in a human service related field which includes: psychology, education, counseling, social services, sociology, philosophy, family and participant sciences, criminal justice, rehabilitation services, child development, substance abuse, gerontology, and vocational rehabilitation and two years of paid post degree experience in providing support coordination services; or

4. a bachelor's degree in liberal arts or general studies with a concentration of at least 16 hours in one of the following fields: psychology, education, counseling, social services, sociology, philosophy, family and participant sciences, criminal justice, rehab services, child development, substance abuse, gerontology, and vocational rehabilitation and two years of paid post degree experience in providing support coordination services.

C. Documentation showing that personnel standards have been met must be placed in the individual's personnel file.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### §535. Employment and Recruitment Practices

A. A support coordination agency shall have written personnel policies, which must be implemented and followed, that include:

1. a plan for recruitment, screening, orientation, ongoing training, development, supervision and performance evaluation of staff members;

2. a policy to prevent discrimination and comply with all state and federal employment practices and laws;

3. a policy to recruit, wherever possible, qualified persons of both sexes representative of cultural and racial groups served by the agency, including the hiring of qualified persons with disabilities;

4. written job descriptions for each staff position, including volunteers;

5. an employee grievance procedure that allows employees to make complaints without fear of retaliation; and

6. abuse reporting procedures that require all employees to report any incidents of abuse or mistreatment, whether that abuse or mistreatment is done by another staff member, a family member, a participant or any other person.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### §537. Orientation and Training

A. Support coordinators must receive necessary orientation and periodic training on the provision of support coordination services arranged or provided through their agency at the agency's expense.

B. Orientation of at least 16 hours shall be provided by the agency to all staff, volunteers and students within five working days of employment which shall include, at a minimum:

1. core OAAS support coordination requirements;
2. policies and procedures of the agency;
3. confidentiality;
4. documentation of case records;
5. participant rights protection and reporting of violations;
6. abuse and neglect policies and procedures;
7. professional ethics;
8. emergency and safety procedures;
9. infection control, including universal precautions; and
10. critical incident reporting.

C. In addition to the minimum 16 hours of orientation, all newly hired support coordinators must receive a minimum of 16 hours of training during the first 90 calendar days of employment which is related to the specific population served and knowledge, skills and techniques necessary to provide support coordination to the specific population. This training must be provided by an individual or organization with demonstrated knowledge of the training topic and the target population. Such resources may be identified and/or mandated by OAAS. These 16 hours of training must include, at a minimum:

1. fundamentals of support coordination;
2. interviewing techniques;
3. data management and record keeping;
4. communication skills;

5. risk assessment and mitigation;
6. person centered planning;
7. emergency preparedness planning;
8. resource identification;
9. back-up staff planning;
10. critical incident reporting; and
11. continuous quality improvement.

D. In addition to the agency-provided training requirements set forth above, support coordinators and support coordination supervisors must successfully complete all OAAS Assessment and Care Planning Training.

E. No support coordinator shall be given sole responsibility for a participant until all of the required training is satisfactorily completed and the employee possesses adequate abilities, skills, and knowledge of support coordination.

F. All support coordinators and support coordination supervisors must complete a minimum of 40 hours of training per year. For new employees, the orientation cannot be counted toward the 40 hour minimum annual training requirement. The 16 hours of initial training for support coordinators required in the first 90 days of employment may be counted toward the 40 hour minimum annual training requirement. Routine supervision shall not be considered training.

G. A newly hired or promoted support coordination supervisor must, in addition to satisfactorily completing the orientation and training set forth above, also complete a minimum of 24 hours on all of the following topics prior to assuming support coordination supervisory responsibilities:

1. professional identification/ethics;
2. process for interviewing, screening and hiring staff;
3. orientation/in-service training of staff;
4. evaluating staff;
5. approaches to supervision;
6. managing workload and performance requirements;
7. conflict resolution;
8. documentation;
9. population specific service needs and resources;
10. participant evacuation tracking; and
11. the support coordination supervisor's role in CQI systems.

H. Documentation of all orientation and training must be placed in the individual's personnel file. Documentation must include an agenda and the name, title, agency affiliation of the training presenter(s) and other sources of training.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§539. Participant Rights**

A. Unless adjudicated by a court of competent jurisdiction, participants served by a support coordination agency shall have the same rights, benefits, and privileges guaranteed by the constitution and the laws of the United States and Louisiana.

B. There shall be written policies and procedures that protect the participant's welfare, including the means by which the protections will be implemented and enforced.

C. Each Support Coordination agency's written policies and procedures, at a minimum, shall ensure the participant's right to:

1. human dignity;
2. impartial access to treatment regardless of race, religion, sex, ethnicity, age or disability;
3. cultural access as evidenced by:
  - a. interpretive services;
  - b. translated materials;
  - c. the use of native language when possible; and
  - d. staff trained in cultural awareness;
4. have sign language interpretation;
5. utilize service animals and/or mechanical aids and devices that assist those persons with special needs to achieve maximum service benefits;
6. privacy;
7. confidentiality;
8. access his/her records upon the participant's written consent for release of information;
9. a complete explanation of the nature of services and procedures to be received, including:
  - a. risks;
  - b. benefits; and
  - c. available alternative services;
10. actively participate in services, including:
  - a. assessment/reassessment;
  - b. plan of care development/revision; and
  - c. discharge;
11. refuse specific services or participate in any activity that is against their will and for which they have not given consent;
12. obtain copies of the support coordination agency's complaint or grievance procedures;
13. file a complaint or grievance without retribution, retaliation or discharge;
14. be informed of the financial aspect of services;
15. be informed of any third-party consent for treatment of services, if appropriate;
16. personally manage financial affairs, unless legally determined otherwise;
17. give informed written consent prior to being involved in research projects;
18. refuse to participate in any research project without compromising access to services;
19. be free from mental, emotional and physical abuse and neglect;
20. be free from chemical or physical restraints;
21. receive services that are delivered in a professional manner and are respectful of the participant's wishes concerning their home environment;
22. receive services in the least intrusive manner appropriate to their needs;
23. contact any advocacy resources as needed, especially during grievance procedures; and
24. discontinue services with one provider and freely choose the services of another provider.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§541. Grievances**

A. The support coordination agency shall establish and follow a written grievance procedure to be used to process complaints by participants, their family member(s), or a legal representative that is designed to allow participants to make complaints without fear of retaliation. The written grievance procedure shall be provided to the participant.

B. Grievances must be periodically reviewed by the governing board in an effort to promote improvement in these areas.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§543. Critical Incident Reporting**

A. Support coordination agencies shall report critical incidents according to established OAAS policy including timely entries into the designated DHH Critical Incident Database.

B. Support coordination agencies shall perform the following critical incident management actions:

1. coordinate immediate action to assure the participant is protected from further harm and respond to any emergency needs of the participant;

2. continue to follow up with the direct services provider agency, the participant, and others, as necessary, and update the Critical Incident Database follow-up notes until the incident is closed by OAAS;

3. convene any planning meetings that may be needed to resolve the critical incident or develop strategies to prevent or mitigate the likelihood of similar critical incidents from occurring in the future and revise the plan of care accordingly;

4. send the participant and direct services provider a copy of the Incident Participant Summary within 15 days after final supervisory review and closure by the regional office; and

5. during the plan of care review process, perform an annual Critical Incident Analysis and Risk Assessment and document within the plan of care strategies to prevent or mitigate the likelihood of similar future critical incidents.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§545. Participant Records**

A. Participant records shall be maintained in the support coordinator's office. The support coordinator shall have a current written record for each participant which shall include:

1. identifying data including:

- a. name;
- b. date of birth;
- c. address;
- d. telephone number;
- e. social security number; and
- f. legal status;

2. a copy of the participant's plan of care, as well as any revisions or updates to the plan of care;

3. required assessment(s) and any additional assessments that the agency may have performed, received, or are otherwise privy to;

4. written monthly, interim, and quarterly documentation according to current policy and reports of the services delivered for each participant for each visit and contact;

5. current emergency plan completed according to OAAS guidelines; and

6. current back-up staffing plan completed according to OAAS guidelines.

B. Support Coordination agencies shall maintain participant records for a period of five years.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§547. Emergency Preparedness**

A. Support coordination agencies shall ensure that each participant has an individual plan for dealing with emergencies and disasters and shall assist participants in identifying the specific resources available through family, friends, the neighborhood, and the community. The support coordinator shall assess monthly whether the emergency plan information is current and effective and shall make changes accordingly.

B. A disaster or emergency may be a local, community-wide, regional, or statewide event. Disasters or emergencies may include, but are not limited to:

1. tornados;
2. fires;
3. floods;
4. hurricanes;
5. power outages;
6. chemical spills;
7. biohazards;
8. train wrecks; or
9. declared health crisis.

C. Support Coordination agencies shall update participant evacuation tracking information and submit such to OAAS in the required format and timelines as described in the current OAAS policy for evacuation preparedness.

D. Continuity of Operations. The support coordination agency shall have an emergency preparedness plan to maintain continuity of the agency's operations in preparation for, during, and after an emergency or disaster. The plan shall be designed to manage the consequences of all hazards, declared disasters or other emergencies that disrupt the agency's ability to render services.

E. The support coordination agency shall follow and execute its emergency preparedness plan in the event of the occurrence of a declared disaster or other emergency.

F. The support coordinator shall cooperate with the department and with the local or parish Office of Homeland Security and Emergency Preparedness in the event of an emergency or disaster and shall provide information as requested.

G. The support coordinator shall monitor weather warnings and watches as well as evacuation orders from local and state emergency preparedness officials.

H. All agency employees shall be trained in emergency or disaster preparedness. Training shall include orientation, ongoing training, and participation in planned drills for all personnel.

I. Upon request by the department, the support coordination agency shall submit a copy of its emergency preparedness plan and a written summary attesting to how the plan was followed and executed. The summary shall contain, at a minimum:

1. pertinent plan provisions and how the plan was followed and executed;
2. plan provisions that were not followed;
3. reasons and mitigating circumstances for failure to follow and execute certain plan provisions;
4. contingency arrangements made for those plan provisions not followed; and
5. a list of all injuries and deaths of participants that occurred during execution of the plan, evacuation or temporary relocation including the date, time, causes, and circumstances of the injuries and deaths.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§549. Continuous Quality Improvement Plan**

A. Support coordination agencies shall have a Continuous Quality Improvement Plan which governs the agency's internal quality management activities.

B. The CQI plan shall demonstrate a process of continuous cyclical improvement and should utilize the Centers for Medicare and Medicaid Services' "DDRI" operative framework for quality reporting of the Medicaid home and community-based services (HCBS) waivers. "DDRI" is comprised of the following four components which are a common vocabulary linking CMS' expectations and state quality efforts:

1. design;
2. discovery;
3. remediation; and
4. improvement.

C. The CQI plan shall follow an evidence-based approach to quality monitoring with an emphasis on the assurances which the state must make to CMS. The assurances falling under the responsibility of support coordination are those of participant health and welfare, level of care determination, plan of care development, and qualified agency staff.

D. CQI plans shall include, at a minimum:

1. internal quality performance measures and valid sampling techniques to measure all of the OAAS support coordination monitoring review elements;
2. strategies and actions which remediate findings of less than 100 percent compliance and demonstrate ongoing improvement in response to internal and OAAS quality monitoring findings;
3. a process to review, resolve and redesign in order to address all systemic issues identified;
4. a process for obtaining input annually from the participant/guardian/authorized representatives and possibly family members to include, but not be limited to:
  - a. satisfaction surveys done by mail or phone; or

b. other processes for receiving input regarding the quality of services received;

5. a process for identifying on a quarterly basis the risk factors that affects or may affect the health or welfare of individuals being supported which includes, but is not limited to:

- a. review and resolution of complaints;
  - b. review and resolution of incidents; and
  - c. the respective Protective Services' agency's investigations of abuse, neglect and exploitation;
6. a process to review and resolve individual participant issues that are identified; and
7. a process to actively engage all agency staff in the CQI Plan.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§551. Support Coordination Monitoring**

A. Support coordination agencies shall offer full cooperation with the OAAS during the monitoring process. Responsibilities of the Support Coordination agency in the monitoring process include, but are not limited to:

1. providing policy and procedure manuals, personnel records, case records, and other documentation;
2. providing space for documentation review and support coordinator interviews;
3. coordinating agency support coordinator interviews; and
4. assisting with scheduling participant interviews.

B. There shall be an annual OAAS support coordination monitoring of each support coordination agency and the results of this monitoring will be reported to the support coordination agency along with required follow-up actions and timelines. All individual findings of noncompliance must be addressed, resolved and reported to OAAS within specified timelines. All recurrent problems shall be addressed through systemic changes resulting in improvement. Agencies which do not perform all of the required follow-up actions according to the timelines will be subject to sanctions of increasing severity as described in §525.C.1-5.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#041

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing

Inpatient Hospital Services  
Neonatal and Pediatric Intensive Care Units and  
Outlier Payment Methodologies  
(LAC 50:V.953-954 and 967)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:V.953-954 and §967 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for inpatient hospital services rendered by non-rural, non-state hospitals to align the prospective per diem rates more closely with reported costs, including the neonatal intensive care unit (NICU) and pediatric intensive care unit (PICU) rates (*Louisiana Register*, Volume 35, Number 9).

The Department of Health and Hospitals, Bureau of Health Services Financing repromulgated all of the provisions governing outlier payments for inpatient hospital services in a codified format for inclusion in the *Louisiana Administrative Code* (*Louisiana Register*, Volume 36, Number 3).

The department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for inpatient hospital services to adjust the reimbursement rates paid for NICU and PICU services rendered by non-rural, non-state hospitals and to revise the outlier payment methodology (*Louisiana Register*, Volume 37, Number 3). The department promulgated an Emergency Rule which amended the March 1, 2011 Emergency Rule governing the reimbursement methodology for inpatient hospital services to revise the formatting of these provisions in order to ensure that the provisions are promulgated in a clear and concise manner (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 20, 2012 Emergency Rule. This action is being taken to promote the health and welfare of Medicaid recipients by maintaining access to neonatal and pediatric intensive care unit services and encouraging the continued participation of hospitals in the Medicaid Program.

Effective April 19, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for inpatient hospitals.

#### Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part V. Hospital Services

#### Chapter 9. Non-Rural, Non-State Hospitals

#### Subchapter B. Reimbursement Methodology

#### §953. Acute Care Hospitals

A. - G...

#### H. Neonatal Intensive Care Units (NICU)

1. - 2. ...

3. Effective for dates of service on or after March 1, 2011, the per diem rates for Medicaid inpatient services rendered by NICU Level III and NICU Level III regional units, recognized by the department as such on December 31, 2010, shall be adjusted to include an increase that varies based on the following five tiers:

a. Tier 1. If the qualifying hospital's average percentage exceeds 10 percent, the additional per diem increase shall be \$601.98;

b. Tier 2. If the qualifying hospital's average percentage is less than or equal to 10 percent, but exceeds 5 percent, the additional per diem increase shall be \$624.66;

c. Tier 3. If the qualifying hospital's average percentage is less than or equal to 5 percent, but exceeds 1.5 percent, the additional per diem increase shall be \$419.83;

d. Tier 4. If the qualifying hospital's average percentage is less than or equal to 1.5 percent, but greater than 0 percent, and the hospital received greater than .25 percent of the outlier payments for dates of service in state fiscal year (SFY) 2008 and SFY 2009 and calendar year 2010, the additional per diem increase shall be \$263.33; or

e. Tier 5. If the qualifying hospital received less than .25 percent, but greater than 0 percent of the outlier payments for dates of service in SFY 2008 and SFY 2009 and calendar year 2010, the additional per diem increase shall be \$35.

4. A qualifying hospital's placement into a tier will be determined by the average of its percentage of paid NICU Medicaid days for SFY 2010 dates of service to the total of all qualifying hospitals' paid NICU days for the same time period, and its percentage of NICU patient outlier payments made as of December 31, 2010 for dates of service in SFY 2008 and SFY 2009 and calendar year 2010 to the total NICU outlier payments made to all qualifying hospitals for these same time periods.

a. This average shall be weighted to provide that each hospital's percentage of paid NICU days will comprise 25 percent of this average, while the percentage of outlier payments will comprise 75 percent. In order to qualify for Tiers 1 through 4, a hospital must have received at least .25 percent of outlier payments in SFY 2008, SFY 2009, and calendar year 2010.

b. SFY 2010 is used as the base period to determine the allocation of NICU and PICU outlier payments for hospitals having both NICU and PICU units.

c. If the daily paid outlier amount per paid NICU day for any hospital is greater than the mean plus one standard deviation of the same calculation for all NICU Level III and NICU Level III regional hospitals, then the basis for calculating the hospital's percentage of NICU patient outlier payments shall be to substitute a payment amount equal to the highest daily paid outlier amount of any hospital not exceeding this limit, multiplied by the exceeding hospital's paid NICU days for SFY 2010, to take the place of the hospital's actual paid outlier amount.

NOTE: Children's specialty hospitals are not eligible for the per diem adjustments established in §953.H.3.

5. The department shall evaluate all rates and tiers two years after implementation.

I. Pediatric Intensive Care Unit (PICU)

1. - 2. ...

3. Effective for dates of service on or after March 1, 2011, the per diem rates for Medicaid inpatient services rendered by PICU Level I and PICU Level II units, recognized by the department as such on December 31, 2010, shall be adjusted to include an increase that varies based on the following four tiers:

a. Tier 1. If the qualifying hospital's average percentage exceeds 20 percent, the additional per diem increase shall be \$418.34;

b. Tier 2. If the qualifying hospital's average percentage is less than or equal to 20 percent, but exceeds 10 percent, the additional per diem increase shall be \$278.63;

c. Tier 3. If the qualifying hospital's average percentage is less than or equal to 10 percent, but exceeds 0 percent and the hospital received greater than .25 percent of the outlier payments for dates of service in SFY 2008 and SFY 2009 and calendar year 2010, the additional per diem increase shall be \$178.27; or

d. Tier 4. If the qualifying hospital received less than .25 percent, but greater than 0 percent of the outlier payments for dates of service in SFY 2008, SFY 2009 and calendar year 2010, the additional per diem increase shall be \$35.

4. A qualifying hospital's placement into a tier will be determined by the average of its percentage of paid PICU Medicaid days for SFY 2010 dates of service to the total of all qualifying hospitals' paid PICU days for the same time period, and its percentage of PICU patient outlier payments made as of December 31, 2010 for dates of service in SFY 2008 and SFY 2009 and calendar year 2010 to the total PICU outlier payments made to all qualifying hospitals for these same time periods.

a. This average shall be weighted to provide that each hospital's percentage of paid PICU days will comprise 25 percent of this average, while the percentage of outlier payments will comprise 75 percent. In order to qualify for Tiers 1 through 3, a hospital must have received at least .25 percent of outlier payments in SFY 2008, SFY 2009, and calendar year 2010.

b. SFY 2010 is used as the base period to determine the allocation of NICU and PICU outlier payments for hospitals having both NICU and PICU units.

c. If the daily paid outlier amount per paid PICU day for any hospital is greater than the mean plus one standard deviation of the same calculation for all PICU Level I and PICU Level II hospitals, then the basis for calculating the hospital's percentage of PICU patient outlier payments shall be to substitute a payment amount equal to the highest daily paid outlier amount of any hospital not exceeding this limit, multiplied by the exceeding hospital's paid PICU days for SFY 2010, to take the place of the hospital's actual paid outlier amount.

NOTE: Children's specialty hospitals are not eligible for the per diem adjustments established in §953.I.3.

5. The department shall evaluate all rates and tiers two years after implementation.

J. - O.1. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:876 (May 2008), amended LR 34:877 (May 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1895 (September 2009), amended LR 36:1552 (July 2010), LR 36:2561 (November 2010), LR 39:

**§954. Outlier Payments**

A. - B. ...

C. To qualify as a payable outlier claim, a deadline of not later than six months subsequent to the date that the final claim is paid shall be established for receipt of the written request for outlier payments.

1. Effective March 1, 2011, in addition to the 6 month timely filing deadline, outlier claims for dates of service on or before February 28, 2011 must be received by the department on or before May 31, 2011 in order to qualify for payment. Claims for this time period received by the department after May 31, 2011 shall not qualify for payment.

D. Effective for dates of service on or after March 1, 2011, a catastrophic outlier pool shall be established with annual payments limited to \$10,000,000. In order to qualify for payments from this pool, the following conditions must be met:

1. the claims must be for cases for:

a. children less than six years of age who received inpatient services in a disproportionate share hospital setting; or

b. infants less than one year of age who receive inpatient services in any acute care hospital setting; and

2. the costs of the case must exceed \$150,000.

a. The hospital specific cost to charge ratio utilized to calculate the claim costs shall be calculated using the Medicaid NICU or PICU costs and charge data from the most current cost report.

E. The initial outlier pool will cover eligible claims with admission dates from the period beginning March 1, 2011 through June 30, 2011.

1. Payment for the initial partial year pool will be \$3,333,333 and shall be the costs of each hospital's qualifying claims net of claim payments divided by the sum of all qualifying claims costs in excess of payments, multiplied by \$3,333,333.

2. Cases with admission dates on or before February 28, 2011 that continue beyond the March 1, 2011 effective date, and that exceed the \$150,000 cost threshold, shall be eligible for payment in the initial catastrophic outlier pool.

3. Only the costs of the cases applicable to dates of service on or after March 1, 2011 shall be allowable for determination of payment from the pool.

F. Beginning with SFY 2012, the outlier pool will cover eligible claims with admission dates during the state fiscal year (July 1 through June 30) and shall not exceed \$10,000,000 annually. Payment shall be the costs of each hospital's eligible claims less the prospective payment, divided by the sum of all eligible claims costs in excess of payments, multiplied by \$10,000,000.

G. The claim must be submitted no later than six months subsequent to the date that the final claim is paid and no later than September 15 of each year.

H. Qualifying cases for which payments are not finalized by September 1 shall be eligible for inclusion for payment in the subsequent state fiscal year outlier pool.

I. Outliers are not payable for:

1. transplant procedures; or
2. services provided to patients with Medicaid coverage that is secondary to other payer sources.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:519 (March 2010), amended LR 39:

### **§967. Children's Specialty Hospitals**

A. - H. ...

I. Children's specialty hospitals are not eligible for the per diem adjustments established in §953.H.3 and §953.I.3.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2562 (November 2010), amended LR 39:

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#042

## **DECLARATION OF EMERGENCY**

### **Department of Health and Hospitals Bureau of Health Services Financing**

Inpatient Hospital Services  
Non-Rural, Non-State Hospitals  
Reimbursement Rate Reduction  
(LAC 50:V.953, 955 and 967)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:V. 953,955, and 967 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act and as directed by Act 13 of the 2012 Regular Session of the Louisiana Legislature which states: "The secretary is directed to utilize various cost containment measures to ensure expenditures remain at the level appropriated in this Schedule, including but not limited to precertification, preadmission screening, diversion, fraud control, utilization review and management, prior authorization, service limitations, drug therapy management, disease management, cost sharing, and other measures as permitted under federal law." This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

As a result of a budgetary shortfall in state fiscal year (SFY) 2011, the Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for

inpatient hospital services to reduce the reimbursement rates for inpatient hospital services rendered by non-rural, non-state hospitals (*Louisiana Register*, Volume 37, Number 7).

In anticipation of a budgetary shortfall in state fiscal year 2013 as a result of the reduction in the state's disaster recovery Federal Medical Assistance Percentage (FMAP) rate, the department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for inpatient hospital services to reduce the reimbursement rates paid to non-rural, non-state hospitals (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 1, 2012 Emergency Rule. This action is being taken to avoid a budget deficit in the medical assistance programs.

Taking the proposed per diem rate reduction into consideration, the department has carefully reviewed the proposed rates and is satisfied that they are consistent with efficiency, economy and quality of care and are sufficient to enlist enough providers so that private (non-state) inpatient hospital services and children's specialty hospital services under the State Plan are available at least to the extent that they are available to the general population in the state.

Effective March 31, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for inpatient hospital services to reduce the reimbursement rates paid to non-rural, non-state hospitals.

### **Title 50**

## **PUBLIC HEALTH—MEDICAL ASSISTANCE**

### **Part V. Hospital Services**

#### **Subpart 1. Inpatient Hospital Services**

#### **Chapter 9. Non-Rural, Non-State Hospitals**

#### **Subchapter B. Reimbursement Methodology**

#### **§953. Acute Care Hospitals**

A. - Q.1. ...

R. Effective for dates of service on or after August 1, 2012, the inpatient per diem rate paid to acute care hospitals shall be reduced by 3.7 percent of the per diem rate on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:876 (May 2008), amended LR 34:877 (May 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1895 (September 2009), amended LR 36:1552(July 2010), LR 36:2561 (November, 2010), LR 37:2161 (July 2011), LR 39:

#### **§955. Long Term Hospitals**

A. - H. ...

I. Effective for dates of service on or after August 1, 2012, the inpatient per diem rate paid to long term hospitals shall be reduced by 3.7 percent of the per diem rate on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR: 34:876 (May 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1895 (September 2009), amended LR 36:1554 (July 2010), LR 36:2562 (November, 2010), LR 37:2162 (July 2011), LR 39:

## §967. Children's Specialty Hospitals

A. - I. ...

J. Effective for dates of service on or after August 1, 2012, the per diem rates as calculated per §967.A.-C above shall be reduced by 3.7 percent. Final payment shall be the lesser of allowable inpatient acute care and psychiatric costs as determined by the cost report or the Medicaid discharges or days as specified per §967.A.-C for the period, multiplied by 85.53 percent of the target rate per discharge or per diem limitation as specified per §967.A.-C for the period.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, amended LR 36:2562 (November, 2010), LR 37:2162 (July 2011), LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#043

### DECLARATION OF EMERGENCY

#### Department of Health and Hospitals Bureau of Health Services Financing

##### Inpatient Hospital Services State Hospitals Reimbursement Rate Reduction (LAC 50:V.551)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:V. 551 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act and as directed by Act 13 of the 2012 Regular Session of the Louisiana Legislature which states: "The secretary is directed to utilize various cost containment measures to ensure expenditures remain at the level appropriated in this Schedule, including but not limited to precertification, preadmission screening, diversion, fraud control, utilization review and management, prior authorization, service limitations, drug therapy management, disease management, cost sharing, and other measures as permitted under federal law." This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for inpatient

hospital services to provide a supplemental Medicaid payment to state-owned acute care hospitals that meet the qualifying criteria, and to adjust the reimbursement paid to non-qualifying state-owned acute care hospitals (*Louisiana Register*, Volume 38, Number 5).

In anticipation of a budgetary shortfall in state fiscal year 2013 as a result of the reduction in the state's disaster recovery Federal Medical Assistance Percentage (FMAP) rate, the department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for inpatient hospital services to reduce the reimbursement rates paid to state-owned hospitals (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 1, 2012 Emergency Rule. This action is being taken to avoid a budget deficit in the medical assistance programs.

Effective March 31, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for inpatient hospital services to reduce the reimbursement rates paid to state hospitals.

### Title 50

#### PUBLIC HEALTH-MEDICAL ASSISTANCE

##### Part V. Hospital Services

##### Subpart 1. Inpatient Hospital Services

##### Chapter 5. State Hospitals

##### Subchapter B. Reimbursement Methodology

##### §551. Acute Care Hospitals

A. - D. ...

E. Effective for dates of service on or after August 1, 2012, the inpatient per diem rate paid to state-owned acute care hospitals, excluding Villa Feliciana and inpatient psychiatric services, shall be reduced by 10 percent of the per diem rate on file as of July 31, 2012.

1. The Medicaid payments to state-owned hospitals that qualify for the supplemental payments, excluding Villa Feliciana and inpatient psychiatric services, shall be reimbursed at 90 percent of allowable costs and shall not be subject to per discharge or per diem limits.

2. The Medicaid payments to state-owned hospitals that do not qualify for the supplemental payments shall be reimbursed at 54 percent of allowable costs.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:1241 (May 2012), amended LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#044

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing

#### Intermediate Care Facilities for Persons with Developmental Disabilities—Non-State Facilities Reimbursement Methodology (LAC 50:VII.32903)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:VII.32903 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

As a result of the allocation of additional funds by the legislature during the 2009 Regular Session of the Louisiana Legislature, the Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for non-state intermediate care facilities for persons with developmental disabilities (ICFs/DD) to increase the per diem rates (*Louisiana Register*, Volume 36, Number 7). As a result of a budgetary shortfall in state fiscal year 2011, the department determined that it was necessary to amend the provisions governing the reimbursement methodology for non-state ICFs/DD to reduce the per diem rates (*Louisiana Register*, Volume 36, Number 8).

The department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for non-state ICFs/DD to restore the per diem rates paid to private providers who have downsized large facilities to less than 35 beds and incurred unusually high capital costs as a result of the downsizing (*Louisiana Register*, Volume 36, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 1, 2010 Emergency Rule. This action is being taken to protect the health and welfare of Medicaid recipients and to insure continued provider participation in the Medicaid Program.

Effective March 26, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for non-state intermediate care facilities for persons with developmental disabilities.

#### Title 50

#### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part VII. Long Term Care

#### Subpart 3. Intermediate Care Facilities for Persons with Developmental Disabilities

#### Chapter 329. Reimbursement Methodology

#### Subchapter A. Non-State Facilities

#### §32903. Rate Determination

A. - J. ...

K. Effective for dates of service on or after August 1, 2010, the per diem rates for non-state intermediate care facilities for persons with developmental disabilities shall be reduced by 2 percent of the per diem rates on file as of July 31, 2010.

L. Effective for dates of service on or after August 1, 2010, the per diem rates for ICFs/DD which have downsized from over 100 beds to less than 35 beds prior to December 31, 2010 shall be restored to the rates in effect on January 1, 2009.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 31:2253 (September 2005), amended LR 33:462 (March 2007), LR 33:2202 (October 2007), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:1555 (July 2010), amended LR 39:

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#045

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing

#### Medical Transportation Program Emergency Ambulance Services Reimbursement Rate Reduction (LAC 50:XXVII.325 and 353)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:XXVII.325 and §353 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act and as directed by Act 13 of the 2012 Regular Session of the Louisiana Legislature which states: "The secretary is directed to utilize various cost containment measures to ensure expenditures remain at the level appropriated in this Schedule, including but not limited to precertification, preadmission screening, diversion, fraud control, utilization review and management, prior authorization, service limitations, drug therapy management, disease management, cost sharing, and other measures as permitted under federal law." This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

As a result of a budgetary shortfall in state fiscal year 2011, the Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for emergency medical transportation services to reduce the reimbursement rates (*Louisiana Register*, Volume 37, Number 10).

Due to a budgetary shortfall in state fiscal year 2013, the department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for emergency medical transportation services to reduce the reimbursement rates (*Louisiana Register*, Volume 38,

Number 7). In anticipation of a budgetary shortfall in state fiscal year 2013 as a result of the reduction in the state's disaster recovery Federal Medical Assistance Percentage (FMAP) rate, the department promulgated an Emergency Rule which amended the provisions governing emergency medical transportation services to further reduce reimbursement rates (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 1, 2012 Emergency Rule. This action is being taken to avoid a budget deficit in the medical assistance programs.

Effective March 31, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for emergency medical transportation services to reduce the reimbursement rates.

#### **Title 50**

### **PUBLIC HEALTH—MEDICAL ASSISTANCE**

#### **Part XXVII. Medical Transportation Program**

#### **Chapter 3. Emergency Medical Transportation**

#### **Subchapter B. Ground Transportation**

#### **§325. Reimbursement**

A. - I. ...

J. Effective for dates of service on or after August 1, 2012, the reimbursement rates for emergency ambulance transportation services shall be reduced by 5 percent of the rates on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:878 (May 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:1248 (June 2010), amended LR 36:2564 (November 2010), amended LR 37:3029 (October 2011), LR 39:

#### **Subchapter C. Aircraft Transportation**

#### **§353. Reimbursement**

A. - G. ...

H. Effective for dates of service on or after August 1, 2012, the reimbursement rates for fixed winged and rotor winged emergency air ambulance services shall be reduced by 5 percent of the rates on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:70 (January 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2594 (November 2010), amended LR 37:3029 (October 2011), LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this

Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#046

### **DECLARATION OF EMERGENCY**

#### **Department of Health and Hospitals Bureau of Health Services Financing**

Outpatient Hospital Services—Non-Rural, Non-State  
Hospitals and Children's Specialty Hospitals  
Reimbursement Rate Reduction  
(LAC 50:V.5313, 5317, 5513, 5517,  
5713, 5719, 6115 and 6119)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:V.5313, §5317, §5513, §5517, §5713, §5719, §6115 and §6119 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act and as directed by Act 13 of the 2012 Regular Session of the Louisiana Legislature which states: "The secretary is directed to utilize various cost containment measures to ensure expenditures remain at the level appropriated in this Schedule, including but not limited to precertification, preadmission screening, diversion, fraud control, utilization review and management, prior authorization, service limitations, drug therapy management, disease management, cost sharing, and other measures as permitted under federal law." This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

As a result of a budgetary shortfall in state fiscal year 2011, the Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for outpatient hospital services to reduce the reimbursement rates paid to non-rural, non-state hospitals and children's specialty hospitals (*Louisiana Register*, Volume 37, Number 11).

In anticipation of a budgetary shortfall in state fiscal year 2013 as a result of the reduction in the state's disaster recovery Federal Medical Assistance Percentage (FMAP) rate, the department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for outpatient hospital services to reduce the reimbursement rates paid to non-rural, non-state hospitals and children's specialty hospitals (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 1, 2012 Emergency Rule. This action is being taken to avoid a budget deficit in the medical assistance programs.

Taking the proposed rate reductions into consideration, the department has carefully reviewed the proposed rates and is satisfied that they are consistent with efficiency, economy

and quality of care and are sufficient to enlist enough providers so that private (non-state) outpatient hospital services and children's specialty hospital services under the State Plan are available at least to the extent that they are available to the general population in the state.

Effective March 31, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for outpatient hospital services to reduce the reimbursement rates.

## **Title 50**

### **PUBLIC HEALTH—MEDICAL ASSISTANCE**

#### **Part V. Hospitals**

##### **Subpart 5. Outpatient Hospitals**

##### **Chapter 53. Outpatient Surgery**

##### **Subchapter B. Reimbursement Methodology**

##### **§5313. Non-Rural, Non-State Hospitals**

A. - F.1. ...

G. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to non-rural, non-state hospitals for outpatient surgery shall be reduced by 3.7 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:153 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Service Financing, LR 35:1900 (September 2009), amended LR 36:1250 (June 2010), amended LR 36:1250 (June 2010), LR 36:2041 (September 2010), LR 37:3266 (November 2011), LR 39:

##### **§5317. Children's Specialty Hospitals**

A. - D.1....

E. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to children's specialty hospitals for outpatient surgery shall be reduced by 3.7 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2042 (September 2010), amended LR 37:3266 (November 2011), LR 39:

##### **Chapter 55. Clinic Services**

##### **Subchapter B. Reimbursement Methodology**

##### **§5513. Non-Rural, Non-State Hospitals**

A. - F.1. ...

G. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to non-rural, non-state hospitals for outpatient clinic services shall be reduced by 3.7 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:153 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Service Financing, LR 35:1900 (September 2009), amended LR 36:1250 (June 2010), amended LR 36:1250 (June 2010), LR 36:2042 (September 2010), LR 37:3266 (November 2011), LR 39:

##### **§5517. Children's Specialty Hospitals**

A. - D. ...

E. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to children's specialty hospitals for outpatient hospital clinic services shall be reduced by 3.7 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2042 (September 2010), amended LR 37:3266 (November 2011), LR 39:

##### **Chapter 57. Laboratory Services**

##### **Subchapter B. Reimbursement Methodology**

##### **§5713. Non-Rural, Non-State Hospitals**

A. - F.1. ...

G. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to non-rural, non-state hospitals for outpatient laboratory services shall be reduced by 3.7 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:153 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 35:1900 (September 2009), amended LR 36:1250 (June 2010), amended LR 36:1250 (June 2010), LR 36:2042 (September 2010), LR 37:3266 (November 2011), LR 39:

##### **§5719. Children's Specialty Hospitals**

A. - D. ...

E. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to children's specialty hospitals for outpatient clinical diagnostic laboratory services shall be reduced by 3.7 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2043 (September 2010), amended LR 37:3267 (November 2011), LR 39:

##### **Chapter 61. Other Outpatient Hospital Services**

##### **Subchapter B. Reimbursement Methodology**

##### **§6115. Non-Rural, Non-State Hospitals**

A. - F.1. ...

G. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to non-rural, non-state hospitals for outpatient hospital services other than clinical diagnostic laboratory services, outpatient surgeries, rehabilitation services and outpatient hospital facility fees shall be reduced by 3.7 percent of the rates in effect on July 31, 2012. Final reimbursement shall be at 67.13 percent of allowable cost through the cost settlement process.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:153 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Service Financing, LR 35:1900 (September 2009), amended LR 36:1250 (June 2010), amended LR 36:1250 (June 2010), amended LR 36:2043 (September 2010), LR 37:3267 (November 2011), LR 39:

##### **§6119. Children's Specialty Hospitals**

A. - D.1....

E. Effective for dates of service on or after August 1, 2012, the reimbursement fees paid to children's specialty hospitals for outpatient hospital services other than rehabilitation services and outpatient hospital facility fees shall be reduced by 3.7 percent of the rates in effect on July 31, 2012. Final reimbursement shall be 82.96 percent of allowable cost as calculated through the cost report settlement process.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2044 (September 2010), amended LR 37:3267 (November 2011), LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#047

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing

#### Outpatient Hospital Services—Public-Private Partnerships Supplemental Payments (LAC 50:V.Chapter 67)

The Department of Health and Hospitals, Bureau of Health Services Financing adopts LAC 50:V.Chapter 67 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing promulgated an Emergency Rule which amended the provisions governing outpatient hospital services to establish supplemental Medicaid payments to non-state owned hospitals in order to encourage them to take over the operation and management of state-owned hospitals that have terminated or reduced services (*Louisiana Register*, Volume 38, Number 11). Participating non-state owned hospitals shall enter into a cooperative endeavor agreement with the department to support this public-private partnership initiative. The department now proposes to amend the provisions of the November 1, 2012 Emergency Rule to revise the reimbursement methodology in order to correct the federal citation. This action is being taken to promote the health and welfare of Medicaid recipients by maintaining recipient access to much needed hospital services.

Effective March 2, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions of the November 1, 2012 Emergency Rule governing supplemental Medicaid payments for outpatient hospital services provided by non-state owned hospitals participating in public-private partnerships.

## Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part V. Hospital Services

##### Subpart 5. Outpatient Hospital Services

#### Chapter 67. Public-Private Partnerships

##### §6701. Qualifying Hospitals

A. Non-State Privately Owned Hospitals. Effective for dates of service on or after November 1, 2012, the department shall provide supplemental Medicaid payments for outpatient hospital services rendered by non-state privately owned hospitals that meet the following conditions.

1. Qualifying Criteria. The hospital must be a non-state privately owned and operated hospital that enters into a cooperative endeavor agreement with the Department of Health and Hospitals to increase its provision of outpatient Medicaid and uninsured hospital services by:

a. assuming the management and operation of services at a facility where such services were previously provided by a state owned and operated facility; or

b. providing services that were previously delivered and terminated or reduced by a state owned and operated facility.

B. Non-State Publicly Owned Hospitals. Effective for dates of service on or after November 1, 2012, the department shall make supplemental Medicaid payments for outpatient hospital services rendered by non-state publicly owned hospitals that meet the following conditions.

1. Qualifying Criteria. The hospital must be a non-state publicly owned and operated hospital that enters into a cooperative endeavor agreement with the Department of Health and Hospitals to increase its provision of outpatient Medicaid and uninsured hospital services by:

a. assuming the management and operation of services at a facility where such services were previously provided by a state owned and operated facility; or

b. providing services that were previously delivered and terminated or reduced by a state owned and operated facility.

C. Non-State Free-Standing Psychiatric Hospitals. Effective for dates of service on or after November 1, 2012, the department shall make supplemental Medicaid payments for outpatient psychiatric hospital services rendered by non-state privately or publicly owned hospitals that meet the following conditions.

1. Qualifying Criteria. The hospital must be a non-state privately or publicly owned and operated hospital that enters into a cooperative endeavor agreement with the Department of Health and Hospitals to increase its provision of outpatient Medicaid and uninsured psychiatric hospital services by:

a. assuming the management and operation of services at a facility where such services were previously provided by a state owned and operated facility; or

b. providing services that were previously delivered and terminated or reduced by a state owned and operated facility.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

**§6703. Reimbursement Methodology**

A. Payments to qualifying hospitals shall be made on a quarterly basis in accordance with 42 CFR 447.321.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1302#014

**DECLARATION OF EMERGENCY**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

Outpatient Hospital Services  
Small Rural Hospitals

Low Income and Needy Care Collaboration  
(LAC 50:V.5311, 5511, 5711, 5911 and 6113)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:V.5311, 5511, 5711, 5911, and 6113 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

In compliance with Act 327 of the 2007 Regular Session of the Louisiana Legislature, the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing amended the reimbursement methodology governing state fiscal year 2009 Medicaid payments to small rural hospitals for outpatient hospital services (*Louisiana Register*, Volume 35, Number 5). The Department of Health and Hospitals, Bureau of Health Services Financing promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for outpatient hospital services to provide for a supplemental Medicaid payment to small rural hospitals that enter into an agreement with a state or local governmental entity for the purpose of providing healthcare services to low income and needy patients (*Louisiana Register*, Volume 37, Number 11). The department promulgated an Emergency Rule which amended the provisions of the October 20, 2011 Emergency Rule in order to clarify the qualifying criteria (*Louisiana Register*, Volume 37, Number 12). This Emergency Rule is being promulgated to continue the provisions of the December 20, 2011 Emergency Rule. This action is being

taken to secure new federal funding and to promote the public health and welfare of Medicaid recipients by ensuring sufficient provider participation in the Hospital Services Program.

Effective April 17, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for outpatient hospital services rendered by small rural hospitals.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part V. Hospital Services**

**Subpart 5. Outpatient Hospital Services**

**Chapter 53. Outpatient Surgery**

**Subchapter B. Reimbursement Methodology**

**§5311. Small Rural Hospitals**

A. - B. ...

C. Low Income and Needy Care Collaboration. Effective for dates of service on or after October 20, 2011, quarterly supplemental payments will be issued to qualifying non-state hospitals for outpatient surgery services rendered during the quarter. Maximum aggregate payments to all qualifying hospitals in this group shall not exceed the available upper payment limit per state fiscal year.

1. Qualifying Criteria. In order to qualify for the supplemental payment, the non-state hospital must be affiliated with a state or local governmental entity through a Low Income and Needy Care Collaboration Agreement

a. A non-state hospital is defined as a hospital which is owned or operated by a private entity.

b. A Low Income and Needy Care Collaboration Agreement is defined as an agreement between a hospital and a state or local governmental entity to collaborate for purposes of providing healthcare services to low income and needy patients.

2. Each qualifying hospital shall receive quarterly supplemental payments for the outpatient services rendered during the quarter. Payments shall be distributed quarterly based on Medicaid paid claims for service dates from the previous state fiscal year. Payments to hospitals participating in the Medicaid Disproportionate Share Hospital (DSH) Program shall be limited to the difference between the hospital's specific DSH limit and the hospital's DSH payments for the applicable payment period. Aggregate payments to qualifying hospitals shall not exceed the maximum allowable cap for the state fiscal year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:956 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

**Chapter 55. Clinic Services**

**Subchapter B. Reimbursement Methodology**

**§5511. Small Rural Hospitals**

A. - B. ...

C. Low Income and Needy Care Collaboration. Effective for dates of service on or after October 20, 2011, quarterly supplemental payments will be issued to qualifying non-state hospitals for outpatient hospital clinic services rendered during the quarter. Maximum aggregate payments to all

qualifying hospitals in this group shall not exceed the available upper payment limit per state fiscal year.

1. Qualifying Criteria. In order to qualify for the supplemental payment, the non-state hospital must be affiliated with a state or local governmental entity through a Low Income and Needy Care Collaboration Agreement

a. A non-state hospital is defined as a hospital which is owned or operated by a private entity.

b. A Low Income and Needy Care Collaboration Agreement is defined as an agreement between a hospital and a state or local governmental entity to collaborate for purposes of providing healthcare services to low income and needy patients.

2. Each qualifying hospital shall receive quarterly supplemental payments for the outpatient services rendered during the quarter. Payments shall be distributed quarterly based on Medicaid paid claims for service dates from the previous state fiscal year. Payments to hospitals participating in the Medicaid DSH Program shall be limited to the difference between the hospital's specific DSH limit and the hospital's DSH payments for the applicable payment period. Aggregate payments to qualifying hospitals shall not exceed the maximum allowable cap for the state fiscal year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:956 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

## **Chapter 57. Laboratory Services**

### **Subchapter B. Reimbursement Methodology**

#### **§5711. Small Rural Hospitals**

A. - B. ...

C. Low Income and Needy Care Collaboration. Effective for dates of service on or after October 20, 2011, quarterly supplemental payments will be issued to qualifying non-state hospitals for outpatient laboratory services rendered during the quarter. Maximum aggregate payments to all qualifying hospitals in this group shall not exceed the available upper payment limit per state fiscal year.

1. Qualifying Criteria. In order to qualify for the supplemental payment, the non-state hospital must be affiliated with a state or local governmental entity through a Low Income and Needy Care Collaboration Agreement

a. A non-state hospital is defined as a hospital which is owned or operated by a private entity.

b. A Low Income and Needy Care Collaboration Agreement is defined as an agreement between a hospital and a state or local governmental entity to collaborate for purposes of providing healthcare services to low income and needy patients.

2. Each qualifying hospital shall receive quarterly supplemental payments for the outpatient services rendered during the quarter. Payments shall be distributed quarterly based on the Medicaid paid claims for services rendered during the quarter. Payments to hospitals participating in the Medicaid DSH Program shall be limited to the difference between the hospital's specific DSH limit and the hospital's DSH payments for the applicable payment period. Aggregate payments to qualifying hospitals shall not exceed the maximum allowable cap for the state fiscal year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:956 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

## **Chapter 59. Rehabilitation Services**

### **Subchapter B. Reimbursement Methodology**

#### **§5911. Small Rural Hospitals**

A. - B. ...

C. Low Income and Needy Care Collaboration. Effective for dates of service on or after October 20, 2011, quarterly supplemental payments will be issued to qualifying non-state hospitals for outpatient rehabilitation services rendered during the quarter. Maximum aggregate payments to all qualifying hospitals in this group shall not exceed the available upper payment limit per state fiscal year.

1. Qualifying Criteria. In order to qualify for the supplemental payment, the non-state hospital must be affiliated with a state or local governmental entity through a Low Income and Needy Care Collaboration Agreement

a. A non-state hospital is defined as a hospital which is owned or operated by a private entity.

b. A Low Income and Needy Care Collaboration Agreement is defined as an agreement between a hospital and a state or local governmental entity to collaborate for purposes of providing healthcare services to low income and needy patients.

2. Each qualifying hospital shall receive quarterly supplemental payments for the outpatient services rendered during the quarter. Payments shall be distributed quarterly based on Medicaid paid claims for service dates from the previous state fiscal year. Payments to hospitals participating in the Medicaid DSH Program shall be limited to the difference between the hospital's specific DSH limit and the hospital's DSH payments for the applicable payment period. Aggregate payments to qualifying hospitals shall not exceed the maximum allowable cap for the state fiscal year. .

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:956 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

## **Chapter 61. Other Outpatient Hospital Services**

### **Subchapter B. Reimbursement Methodology**

#### **§6113. Small Rural Hospitals**

A. - B. ...

C. Low Income and Needy Care Collaboration. Effective for dates of service on or after October 20, 2011, quarterly supplemental payments will be issued to qualifying non-state hospitals for services other than clinical diagnostic laboratory services, outpatient surgeries, rehabilitation services, and outpatient facility fees during the quarter. Maximum aggregate payments to all qualifying hospitals in this group shall not exceed the available upper payment limit per state fiscal year.

1. Qualifying Criteria. In order to qualify for the supplemental payment, the non-state hospital must be affiliated with a state or local governmental entity through a Low Income and Needy Care Collaboration Agreement

a. A non-state hospital is defined as a hospital which is owned or operated by a private entity.

b. A Low Income and Needy Care Collaboration Agreement is defined as an agreement between a hospital and a state or local governmental entity to collaborate for purposes of providing healthcare services to low income and needy patients.

2. Each qualifying hospital shall receive quarterly supplemental payments for the outpatient services rendered during the quarter. Payments shall be distributed quarterly based on Medicaid paid claims for service dates from the previous state fiscal year. Payments to hospitals participating in the Medicaid DSH Program shall be limited to the difference between the hospital's specific DSH limit and the hospital's DSH payments for the applicable payment period. Aggregate payments to qualifying hospitals shall not exceed the maximum allowable cap for the state fiscal year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:956 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#048

## DECLARATION OF EMERGENCY

### Department of Health and Hospitals Bureau of Health Services Financing

#### Outpatient Hospital Services State-Owned Hospitals Reimbursement Rate Reduction (LAC 50:V.5319, 5519, 5715 and 6127)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:V.5319, §5519, §5715, and §6127 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act and as directed by Act 13 of the 2012 Regular Session of the Louisiana Legislature which states: "The secretary is directed to utilize various cost containment measures to ensure expenditures remain at the level appropriated in this Schedule, including but not limited to precertification, preadmission screening, diversion, fraud control, utilization review and management, prior authorization, service limitations, drug therapy management, disease management, cost sharing, and other measures as permitted under federal law." This Emergency Rule is

promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for outpatient hospital services in order to continue medical education payments to state-owned hospitals when the hospitals are reimbursed by prepaid risk-bearing managed care organizations for outpatient surgeries, clinic services, rehabilitation services, and other covered outpatient hospital services (*Louisiana Register*, Volume 38, Number 2). The February 10, 2012 Emergency Rule was amended to clarify the provisions governing the reimbursement methodology for outpatient hospital services (*Louisiana Register*, Volume 38, Number 3).

In anticipation of a budgetary shortfall in state fiscal year 2013 as a result of the reduction in the state's disaster recovery Federal Medical Assistance Percentage (FMAP) rate, the department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for outpatient hospital services to reduce the reimbursement rates paid to state-owned hospitals (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 1, 2012 Emergency Rule. This action is being taken to avoid a budget deficit in the medical assistance programs.

Effective March 31, 2013, the Department of Health and Hospitals Bureau of Health Services Financing amends the provisions governing the reimbursement methodology for outpatient hospital services to reduce the reimbursement rates paid to state-owned hospitals.

### Title 50

## PUBLIC HEALTH—MEDICAL ASSISTANCE

### Part V. Hospital Services

#### Subpart 5. Outpatient Hospitals

### Chapter 53. Outpatient Surgery

#### Subchapter B. Reimbursement Methodology

### §5319. State-Owned Hospitals

A. - A.2. ...

B. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to state-owned hospitals for outpatient surgery shall be reduced by 10 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:153 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Service Financing, LR 39:

### Chapter 55. Clinic Services

#### Subchapter B. Reimbursement Methodology

### §5519. State-Owned Hospitals

A. - A.2. ...

B. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to state-owned hospitals for outpatient clinic services shall be reduced by 10 percent of the of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

**Chapter 57. Laboratory Services**  
**Subchapter B. Reimbursement Methodology**

**§5715. State-Owned Hospitals**

A. ...

B. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to state-owned hospitals for outpatient laboratory services shall be reduced by 10 percent of the fee schedule on file as of July 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:153 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Service Financing, LR 35:956 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

**Chapter 61. Other Outpatient Hospital Services**

**Subchapter B. Reimbursement Methodology**

**§6127. State-Owned Hospitals**

A. - B.2. ...

C. Effective for dates of service on or after August 1, 2012, the reimbursement rates paid to state hospitals for outpatient hospital services other than clinical diagnostic laboratory services, outpatient surgeries, rehabilitation services and outpatient hospital facility fees shall be reduced by 10 percent of the rates in effect on July 31, 2012. Final reimbursement shall be at 90 percent of allowable cost through the cost settlement process.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:957 (May 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#049

**DECLARATION OF EMERGENCY**

**Department of Health and Hospitals**  
**Bureau of Health Services Financing**

Psychiatric Residential Treatment Facilities  
Licensing Standards  
(LAC 48:I.9003, 9009, 9077, 9093, and 9097)

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 48:I.9003, §9009, §9077, §9093 and §9097 as authorized by R.S. 40:2179-2179.1. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act,

R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

The Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the licensing standards for psychiatric residential treatment facilities in order to prepare for the transition to a comprehensive system of delivery for behavioral health services in the state (*Louisiana Register*, Volume 38, Number 2). The department promulgated an Emergency Rule which amended the provisions governing the licensing of psychiatric residential treatment facilities (PRTFs) in order to revise the licensing standards as a means of assisting PRTFs to comply with the standards (*Louisiana Register*, Volume 38, Number 8). This Emergency Rule is being promulgated to continue the provisions of the August 20, 2012 Emergency Rule. This action is being taken to avoid imminent peril to the public health, safety and welfare of the children and adolescents who need these services.

Effective April 19, 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing the licensing of psychiatric residential treatment facilities.

**Title 48**

**PUBLIC HEALTH—GENERAL**

**Part I. General Administration**

**Subpart 3. Licensing**

**Chapter 90. Psychiatric Residential Treatment Facilities (under 21)**

**Subchapter A. General Provisions**

**§9003. Definitions**

A. ...

\*\*\*

*Normal Business Hours*—between the hours of 7 a.m. and 6 p.m. every Monday through Friday, except for holidays.

\*\*\*

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 30:54 (January 2004), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:371 (February 2012), LR 39:

**Subchapter B. Licensing**

**§9009. Initial Licensing Application Process**

A. - C.4. ...

5. a copy of statewide criminal background checks on all individual owners with a 5 percent or more ownership interest in the PRTF entity, and on all administrators or managing employees;

C.6 - F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2009.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:373 (February 2012), amended LR 39:

**Subchapter F. Physical Environment**

**§9077. Interior Space**

A. - T. ...

U. The provider shall have a laundry space complete with washers and dryers that are sufficient to meet the needs of the residents

V. Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2009.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 30:68 (January 2004), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:391 (February 2012), LR 39:

**Subchapter H. Additional Requirements for Mental Health PRTFs**

**§9093. Personnel Qualifications, Responsibilities, and Requirements**

A. - A.2.a.iv. ...

b. The clinical director is responsible for the following:

i. providing a monthly minimum of one hour of on-site clinical direction per resident;

(a). the governing body may delegate some or all of this responsibility to another physician(s) who meets the qualifications of a clinical director; and

ii. ...

3. LMHPs, MHPs, and MHSs. The PRTF shall provide or make available adequate numbers of LMHPs, MHPs, and MHSs to care for its residents. There shall be at least one LMHP or MHP supervisor on duty at least 40 hours/week during normal business hours at the facility and as required by the treatment plan. When not on duty at the facility, there shall be a LMHP or MHP on call. The PRTF shall develop a policy to determine the number of LHMPs, MHPs, MHSs on duty and the ratio of LHMPs and MHPs to MHSs based on the needs of its residents.

A.3.a. - B. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2009.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:397 (February 2012), amended LR 39:

**Subchapter I. Additional Requirements for Addictive Disorder PRTFs**

**§9097. Personnel Qualifications, Responsibilities, and Requirements for Addictive Disorder PRTFs**

A. - A.2.a.iii.(c). ...

b. The clinical director is responsible for the following:

i. providing a monthly minimum of one hour of on-site clinical direction per resident;

(a) the governing body may delegate some or all of this responsibility to another physician(s) who meets the qualifications of a clinical director); and

ii. ...

3. LMHPs, MHPs and MHSs. The PRTF shall provide or make available adequate numbers of LMHPs, MHPs and MHSs to care for its residents. There shall be at least one LMHP or MHP supervisor on duty at least 40 hours/week during normal business hours at the facility and as required by the treatment plan. When not on duty at the facility, there shall be a LMHP or MHP on call. The PRTF shall develop a policy to determine the number of LHMPs, MHPs, MHSs on duty and the ratio of LHMPs and MHPs to MHSs based on the needs of its residents.

A.3.a. - B. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2009.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:339 (February 2012), amended LR 39:

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Bruce D. Greenstein  
Secretary

1303#050

# Rules

## RULE

### Department of Children and Family Services Division of Programs Licensing Section

Crib Standards (LAC 67:III.7304, 7325, 7357 and 7373)

The Department of Children and Family Services (DCFS), Division of Programs, Licensing Section in accordance with provisions of the Administrative Procedure Act, R.S. 49:953(A) has amended the Louisiana Administrative Code (LAC), Title 67, Part III, Subpart 21, Chapter 73 Day Care Centers, to incorporate the new federal crib safety standards that were approved by the United States Consumer Product Safety Commission (CPSC) in December 2010 for full-size and non full-size baby cribs.

Sections 7304, 7325, 7357, and 7373 have been amended in accordance with CPSC requirements for full-size cribs as defined in 16 Code of Federal Regulations (CFR) 1219, and non full-size cribs as defined in 16 CFR 1220. Effective June 28, 2011, all cribs manufactured and sold (including resale) were required to meet the new federal safety standards. The new standards, which apply to full-size and non full-size cribs, prohibit the manufacture or sale of traditional drop-side rail cribs, strengthen crib slats and mattress supports, improve the quality of hardware, and require more rigorous safety testing. All cribs in use in licensed child care settings must meet the new requirements by December 28, 2012.

#### Title 67

#### SOCIAL SERVICES

#### Part III. Economic Stability and Self-Sufficiency

#### Subpart 21. Child Care Licensing

#### Chapter 73. Day Care Centers

#### Subchapter A. Licensing Class "A" Regulations for Child Care Centers

#### §7304. Definitions

\* \* \*

*Children's Product Certificate (CPC)*—a certificate that certifies that such children's product complies with the children's product safety rule based on the assessment of a third-party conformity assessment body accredited and accepted by the commission to conduct such tests and identifies: the product covered by the certificate, the safety regulation to which the product is being certified, the importer or domestic manufacturer, contact information for the individual maintaining records of test results, date and place where the product was manufactured, date and place where the product was tested, and identification of the third party laboratory on whose testing the certificate depends.

\* \* \*

*Infant*—a child who has not yet reached his/her first birthday.

\* \* \*

*Registration Card*—a postage-paid consumer registration form provided by the manufacturer with each product. Registration Cards shall identify the manufacturer's name

and contact information, model name, model number, and the date of manufacture.

\* \* \*

*Tracking Label*—a permanent, distinguishing mark on the product and its packaging, to the extent practicable, which shall contain certain basic information, including the source of the product, the date of manufacture, and cohort information, such as batch or run number.

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1401 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, Office of the Secretary, Division of Licensing and Certification, LR 13:246 (April 1987), amended by the Department of Social Services, Office of the Secretary, Bureau of Licensing, LR 20:450 (April 1994), LR 24:2345 (December 1998), LR 29:1111 (July 2003), repromulgated by the Department of Social Services, Office of Family Support, LR 33:2758 (December 2007), amended LR 36:848 (April 2010), amended by the Department of Children and Family Services, Division of Programs, Licensing Section, LR 39:470 (March 2013).

#### §7325. Furnishings and Equipment

A. - K. ...

L. Individual and appropriate sleeping arrangements shall be made available for each child. An individual cot and/or mat of appropriate size, height, and material, sufficient to ensure each child's health and safety, shall be provided. The cot and/or mat shall be of adequate size to ensure that the child's head and feet rest on the mat and/or cot. For programs serving children ages 6 and above only, individual and appropriate sleeping arrangements shall be made available for a child that requests a rest time.

M. A safety-approved crib shall be made available for each infant.

1. Effective December 28, 2012, each crib in use shall meet U.S. Consumer Product Safety Commission (CPSC) requirements for full-size cribs as defined in 16 *Code of Federal Regulations* (CFR) 1219, or non full-size cribs as defined in 16 CFR 1220.

2. A crib meets the requirements of this section if:

a. the crib has a tracking label which notes that the crib was manufactured on or after June 28, 2011; or

b. the provider has a registration card which accompanies the crib and notes that the crib was manufactured on or after June 28, 2011; or

c. the provider has obtained a Children's Product Certificate (CPC) certifying the crib as meeting requirements for full-size cribs as defined in 16 Code of Federal Regulations (CFR) 1219, or non full-size cribs as defined in 16 CFR 1220.

3. A crib that does not meet the requirements of this Section shall be removed from the child care premises no later than December 27, 2012.

N. ...

O. Sheets for covering the cot or mat shall be provided by either the provider or the parent, unless the cots or mats are covered with vinyl or another washable surface. A

labeled sheet or blanket for covering the child shall also be provided by either the provider or the parent.

P. ...

Q. Stackable cribs are prohibited.

R. ...

S. Each crib shall be equipped with a firm mattress and well-fitting sheets. Mattresses shall be of standard size so that the mattress fits the crib frame without gaps of more than 1/2 inch. Homemade mattresses are prohibited.

T. The minimum height from the top of the mattress to the top of the crib rail shall be 20 inches at the highest point.

U. - W. ...

X. The mattress support system shall not be easily dislodged from any point of the crib by an upward force from underneath the crib.

Y. Sleeping is prohibited in playpens and/or mesh-sided cribs.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1401 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, Office of the Secretary, Division of Licensing and Certification, LR 13:246 (April 1987), amended by the Department of Social Services, Office of the Secretary, Bureau of Licensing, LR 20:450 (April 1994), LR 24:2345 (December 1998), LR 29:1118 (July 2003), repromulgated by the Department of Social Services, Office of Family Support, LR 33:2766 (December 2007), amended by the Department of Children and Family Services, Division of Programs, Licensing Section, LR 39:470 (March 2013).

**Subchapter B. Licensing Class “B” Regulations for Child Care Centers**

**§7357. Definitions**

\* \* \*

*Children’s Product Certificate (CPC)*—a certificate that certifies that such children’s product complies with the children’s product safety rule based on the assessment of a third-party conformity assessment body accredited and accepted by the Commission to conduct such tests and identifies: the product covered by the certificate, the safety regulation to which the product is being certified, the importer or domestic manufacturer, contact information for the individual maintaining records of test results, date and place where the product was manufactured, date and place where the product was tested, and identification of the third party laboratory on whose testing the certificate depends.

\* \* \*

*Infant*—a child who has not yet reached his/her first birthday.

\* \* \*

*Registration Card*—a postage-paid consumer registration form provided by the manufacturer with each product. Registration Cards shall identify the manufacturer’s name and contact information, model name, model number, and the date of manufacture.

\* \* \*

*Tracking Label*—a permanent, distinguishing mark on the product and its packaging, to the extent practicable, which shall contain certain basic information, including the source of the product, the date of manufacture, and cohort information, such as batch or run number.

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1401 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, Office of the Secretary, Division of Licensing and Certification, LR 13:246 (April 1987), amended by the Department of Social Services, Office of the Secretary, LR 18:970 (September 1992), LR 26:1636 (August 2000), repromulgated by the Department of Social Services, Office of Family Support, LR 33:2770 (December 2007), amended LR 36:334 (February 2010), LR 36:850 (April 2010), amended by the Department of Children and Family Services, Division of Programs, LR 37:814 (March 2011), amended by the Department of Children and Family Services, Division of Programs, Licensing Section, LR 39:471 (March 2013).

**§7373. Physical Plant and Equipment**

A. - B.7. ...

8. Individual and appropriate sleeping arrangements shall be made available for each child. An individual cot and/or mat of appropriate size, height, and material, sufficient to ensure each child’s health and safety, shall be provided. The cot and/or mat shall be of adequate size to ensure that the child’s head and feet rest on the mat and/or cot. For programs serving children ages 6 and above only, individual and appropriate sleeping arrangements shall be made available for a child that requests a rest time.

9. ...

10. A safety-approved crib shall be made available for each infant.

a. Effective December 28, 2012, each crib in use shall meet U.S. Consumer Product Safety Commission (CPSC) requirements for full-size cribs as defined in 16 Code of Federal Regulations (CFR) 1219, or non full-size cribs as defined in 16 CFR 1220.

b. A crib meets the requirements of this section if:

i. the crib has a tracking label which notes that the crib was manufactured on or after June 28, 2011; or

ii. the provider has a registration card which accompanies the crib and notes that the crib was manufactured on or after June 28, 2011; or

iii. the provider has obtained a Children’s Product Certificate (CPC) certifying the crib as meeting requirements for full-size cribs as defined in 16 Code of Federal Regulations (CFR) 1219, or non full-size cribs as defined in 16 CFR 1220.

c. A crib that does not meet the requirements of this Section shall be removed from the child care premises no later than December 27, 2012.

11. Stackable cribs are prohibited.

12. Each child’s sleeping accommodations shall be assigned to him/her on a permanent basis and labeled.

13. Each crib shall be equipped with a firm mattress and well-fitting sheets. Mattresses shall be of standard size so that the mattress fits the crib frame without gaps of more than 1/2 inch. Homemade mattresses are prohibited.

14. The minimum height from the top of the mattress to the top of the crib rail shall be twenty inches at the highest point.

15. The mattress support system shall not be easily dislodged from any point of the crib by an upward force from underneath the crib.

16. Sleeping is prohibited in playpens and/or mesh-sided cribs.

17. Sheets and coverings shall be changed immediately when soiled or wet.

18. While in use, cribs, cots, and/or mats shall be placed 18 inches apart.

C. - C.7. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:1401 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, Office of the Secretary, Division of Licensing and Certification, LR 13:246 (April 1987), amended by the Department of Social Services, Office of the Secretary, LR 18:970 (September 1992), LR 26:1641 (August 2000), repromulgated by the Department of Social Services, Office of Family Support, LR 33:2776 (December 2007), amended by the Department of Children and Family Services, Division of Programs, Licensing Section, LR 38:982 (April 2012), amended LR 39:471 (March 2013).

Suzy Sonnier  
Secretary

1303#068

## RULE

### Board of Elementary and Secondary Education

Bulletin 111—The Louisiana School,  
District, and State Accountability System  
(LAC 28:LXXXIII.3501, 3503, 3505 and 3507)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, the Board of Elementary and Secondary Education has amended *Bulletin 111—The Louisiana School, District and State Accountability System* §3501. Alternative Education; §3503. Alternative Schools Including Alternative Charter Schools; §3505. Alternative Programs; and §3507. Alternative Schools for Adjudicated Youth. The policy revisions require local educational agencies to provide alternative educational placement for students suspended for more than 10 days. The policies define alternative schools and alternative programs and establish how the assessment scores of students at alternative schools will be counted for school and district accountability.

#### Title 28

#### EDUCATION

#### Part LXXXIII. Bulletin 111—The Louisiana School, District and State Accountability System

#### Chapter 35. Inclusion of Alternative Education Schools and Students in Accountability

#### §3501. Alternative Education

A. Districts must provide an alternative education placement for all students suspended for a period of more than 10 consecutive school days or expelled. Districts shall either operate an alternative program or school (direct run or charter), or enter into an agreement with an education service provider to run a program or school.

B. Alternative schools and programs must be approved by BESE. Classifications must be submitted to the LDE prior to July 1 and cannot be changed until the following year.

C. For the purposes of school accountability alternative schools and programs are those that:

1. are established to meet the specific needs of students with special challenges that require educational environments that are alternatives to the regular classroom;

2. house one or more programs designed to address discipline, dropout prevention and recovery, credit recovery, etc; and

3. do not provide programs only for students who are academically advanced, gifted, talented, or pursuing specific areas of study (arts, engineering, medical, technical, etc.).

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1, R.S. 17:416, R.S. 17:416.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:472 (March 2013).

#### §3503. Alternative Schools Including Alternative Charter Schools [Formerly §3501]

A. For the purposes of school accountability, alternative schools are those schools that:

1. have a separate site code; and
2. enroll some or all students for 45 or more days.

B. A student placed at an alternative school for fewer than 45 days shall be considered to be attending an alternative program within the school, and as such, must remain enrolled in their sending school.

1. For the purposes of this chapter, a sending school is the last school a student attended. If the student's current grade level is not included in the configuration of the last school they attended, the LEA must enroll the student at school that includes the student's grade using a feeding pattern or attendance zone when possible.

C. The school performance scores and letter grades of alternative schools will be published with other schools.

1. Alternative schools will be clearly labeled as alternative schools in public releases.

2. Alternative schools with sufficient data shall also be evaluated in the subgroup component in the same manner as regular schools.

3. The school performance scores for alternative schools will exclude the assessment data for students who are not full academic year (FAY) enrollees.

D. Starting with the 2013-2014 academic year, all alternative schools will receive a performance report that shall include, but not be limited to, data pertaining to academic progress, credit accumulation, completion, and behavior modification.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2753 (December 2003), amended 31:423 (February 2005), LR 34:868 (May 2008), LR 35:1472 (August 2009), LR 37:2119 (July 2011), LR 37:3202 (November 2011), LR 38:1213 (May 2012), LR 39:472 (March 2013).

#### §3505. Alternative Programs

A. For the purposes of school accountability, alternative programs are those programs that provide education to suspended and/or expelled student but:

1. do not enroll students; and
2. do not have a site code.

B. Scores for students attending alternative programs will be counted at the sending school at which the student is enrolled.

1. For the purposes of this chapter, a sending school is the last school a student attended. If the student's current grade level is not included in the configuration of the last

school they attended, the LEA must enroll the student at school that includes the student's grade using a feeding pattern or attendance zone when possible.

C. Starting with the 2013-2014 academic year, all alternative programs will receive a performance report that shall include, but not be limited to, data pertaining to academic progress, credit accumulation, completion, and behavior modification.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education LR 39:472 (March 2013).

**§3507. Alternative Schools for Adjudicated Youth  
[Formerly §3505]**

A. Any child who is in the custody of the office of juvenile services, Department of Public Safety and Corrections, as a result of being an adjudicated delinquent or in need of supervision by a court and assigned by the office of juvenile services to a community-based program or facility, as provided for in R.S. 17:100.1, shall be provided educational services pursuant to R.S. 17:100.1.

1. For those LEAs providing educational services directly to students in these programs/facilities, the facility shall be considered a district alternative program or school for accountability purposes, according to the provisions set forth in §3505 of this bulletin.

2. Subject to the requirements of R.S. 17:100.1(B), any city or parish school board may contract for the provision of educational services for children described in Subparagraph b. The site at which contracted educational services are provided may be considered an alternative program or alternative school, according to the provisions set forth in §3505 of this bulletin.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1 and RS 17:100.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2753 (December 2003), amended LR 34:868 (May 2008), LR 35:1473 (August 2009), LR 39:473 (March 2013).

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**RULE**

**Board of Elementary and Secondary Education**

Bulletin 126—Charter Schools (LAC 28:CXXXIX.301, 401, 403, 405, 407, 409, 411, 417, 419, 421, 423, 521, and 707)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, the Board of Elementary and Secondary Education has amended *Bulletin 126—Charter Schools*: §301. Charter School Authorizers; Chapter 4. Local Charter Authorizers: §401. Local Charter Authorizers, §403. Certification of Local Charter Authorizers, §405. Open Meetings Laws, §407. Independent Financial Audit, §409. Local Charter Authorizers; Initial Certification Period and Initial Review, §411. Renewal of Certification for Local Charter Authorizers, §417. Oversight of Charter Schools Authorized by Local Charter Authorizers, §419. Authorizer Fee, §421. Annual Report, and §423. Closure of Local

Charter Authorizers; Chapter 5. Charter School Application and Approval Process: §521. Authorization of Schools by Local Charter Authorizers; Chapter 7. Charter School Performance Contract: §707. Contracts between Local Charter Authorizers and Charter Operators. The policy revision will establish the framework by which local charter authorizers are certified, operate, and are reviewed, as required by Act 2 of the 2012 Legislative Session.

**Title 28**

**EDUCATION**

**Part CXXXIX. Bulletin 126—Charter Schools**

**Chapter 3. Charter School Application and Approval Process**

**§301. Charter School Authorizers**

A. The State Board of Elementary and Secondary Education authorizes the operation of Type 2, Type 4, and Type 5 charter schools.

B. Local school boards authorize the operation of Type 1 and Type 3 charter schools.

C. Local charter authorizers authorize the operation of Type 1B charter schools.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3982.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1359 (July 2008), amended LR 39:473 (March 2013).

**Chapter 4. Local Charter Authorizers**

**§401. Local Charter Authorizers**

*Local Charter Authorizer*—an entity certified by BESE to enter into agreements with chartering groups.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3973.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:473 (March 2013).

**§403. Certification of Local Charter Authorizers**

A. The LDE will create and run an annual application process by which entities will apply to the LDE to seek BESE approval. This process shall:

1. be conducted in a timely manner;
2. include assessments of whether each proposal is valid, complete, financially well-structured, educationally sound, provides for a master plan of academic excellence, and provides a plan for developing the capacity to authorize not fewer than five schools;
3. provide for an independent evaluation of proposals by a third party with educational, organizational, legal, and financial expertise;
4. not result in more than five local charter authorizers certified to operate in any regional labor market area, as defined by the Louisiana Workforce Commission, at any given time.

B. To be certified by BESE, a Local Charter Authorizer applicant must, at a minimum:

1. be a state agency, a nonprofit corporation, a Louisiana public postsecondary education institution, or a nonprofit corporation established by the governing authority of a parish or municipality;
2. have an educational mission;
3. not operate any charter schools;
4. have been incorporated for three or more years;
5. have in its possession not less than \$500,000 in assets net of liabilities as reported to the Louisiana Department of Revenue; and

6. have no officer, administrator, director, or any person having managerial authority who has been convicted of or has pled nolo contendere to any crime defined as a felony or has been convicted under the laws of any other state or of the United States or of any foreign government or country of a crime which, if committed in this state, would be a felony.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3981, R.S. 17:3981.1, R.S. 17:3982, and R.S. 17: 3996.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:473 (March 2013).

#### **§405. Open Meetings Laws**

A. Any nonprofit corporation certified by BESE as a local charter authorizer shall be subject to the Open Meetings Law in accordance with R.S. 42:11 et seq., the Public Records Law in accordance with R.S. 44:1 et seq., and the Code of Governmental Ethics in accordance with R.S. 42:1101 et seq. when exercising its authority as a local charter authorizer.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3982.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:474 (March 2013).

#### **§407. Independent Financial Audit**

A. A nonprofit corporation certified by BESE as a local charter authorizer shall submit to the LDE an annual independent financial audit performed by a certified public accountant who has been approved by the legislative auditor. The audit shall be performed in accordance with generally accepted governmental auditing standards and the Louisiana Governmental Audit Guide. The completed audit shall be submitted annually to the LDE and to the legislative auditor and shall be subject to the provisions of R.S. 24:513 in so far as it pertains to quasi-public agencies. The LDE shall develop the process and guidelines by which such audits will be conducted.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3981.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:474 (March 2013).

#### **§409. Local Charter Authorizers; Initial Certification Period and Initial Review**

A. Local charter authorizers shall initially be certified for a period of five years.

B. Following the third year of operation of the first charter school authorized by the local charter authorizer, the LDE shall conduct a review of the Authorizer's activities and the performance of charter schools it has authorized. If the average performance of these schools is a "C," "D," or "F," or any variation thereof, the Local Charter Authorizer shall be placed on probation and shall submit a plan for improving the performance of the schools under its authority to the LDE.

C. The provisions of Subsection B shall not apply if such review would occur in the fifth year of a local charter authorizer's initial certification period.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3981.1, R.S. 17:3981.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:474 (March 2013).

#### **§411. Renewal of Certification for Local Charter Authorizers**

A. In the fifth year of a local charter authorizer's initial certification period, the LDE shall conduct a review of performance of the charter schools authorized by the local charter authorizer, and recommend to BESE the renewal or non-renewal of the local charter authorizer's certification.

B. The term of any renewal of certification must be at least three years and no more than ten years. Every three years during the renewal certification term, the LDE shall conduct a review of the local charter authorizer's activities and the performance of the schools it has authorized.

C. If the average performance of the charter schools authorized by the local charter authorizer is a letter grade of "C" or any variation thereof after the initial certification period, the local charter authorizer may not authorize any additional schools until the average performance of the charter schools authorized by the local charter authorizer is a letter grade of "A" or "B" or any variation thereof.

D. If the average performance of the charter schools authorized by the local charter authorizer is a letter grade of "D" or "F" or any variation thereof after the initial certification period, BESE shall not recertify the local charter authorizer and shall provide for the transfer of the charter schools authorized by the local charter authorizer to the state board as Type 2 or Type 5 charter schools.

E. In determining whether to renew certification for a local charter authorizer, BESE shall consider all information it has obtained regarding the local charter authorizer and the schools it has authorized.

AUTHORITY NOTE: Promulgated in accordance with 17:3981, R.S. 17:3981.1, R.S. 17:3982, and R.S. 17: 3996.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:474 (March 2013).

#### **§417. Oversight of Charter Schools Authorized by Local Charter Authorizers**

A. The LDE shall monitor and evaluate the academic performance of charter schools authorized by local charter authorizers in accordance with BESE policy.

B. Each local charter authorizer shall monitor and evaluate, on an ongoing basis, the legal, contractual, financial, and academic performance of the schools it has authorized, and shall ensure the health and safety of all students in the schools it authorizes.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3973, R.S. 17:3974, R.S. 17:3981, R.S. 17:3981.1, R.S. 17:3891.2, R.S. 17:3982, and R.S. 17: 3996.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:474 (March 2013).

#### **§419. Authorizer Fee**

A. A local charter authorizer may annually charge each charter school it authorizes a fee in an amount equal to two percent of the total per pupil amount that is received by a charter school for administrative overhead costs incurred by the local charter authorizer for considering the charter application and any amendment thereto, providing monitoring and oversight of the school, collecting and analyzing data of the school, and for reporting on school performance. Such fee amount shall be withheld from the per pupil amount in monthly increments and shall not be

applicable to any federal money or grants received by the charter school. Administrative overhead costs shall not include any cost incurred by the chartering authority to provide purchased services to the charter school. A local charter authorizer may provide other services for a charter school and charge the actual cost of providing such services, but no such arrangement shall be required as a condition for authorizing the charter school.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3995.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:474 (March 2013).

#### **§421. Annual Report**

A. Each Local Charter Authorizer shall report to BESE on the number of schools chartered, the status of those schools, and any recommendations by July first of each year.

B. Each charter school shall provide a comprehensive report to be reviewed by its local charter authorizer after the completion of the third year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1; R.S. 17:3998.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:475 (March 2013).

#### **§423. Closure of Local Charter Authorizers**

A. In the event that a Local Charter Authorizer ceases operations or loses its BESE certification, the LDE shall develop and oversee the process of transferring schools from that local charter authorizer to the state board as Type 2 or Type 5 charter schools.

B. If a local charter authorizer loses its certification from the state board or otherwise ceases to exist, all public assets which it has acquired as a local charter authorizer pursuant to this Chapter shall become the property of BESE; provided that the state board shall first afford the local school district within whose boundaries the assets are located the option to purchase or otherwise acquire such public assets. Each local charter school authorizer shall document all assets acquired with private funds.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3981.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:475 (March 2013).

### **Chapter 5. Charter School Application and Approval Process**

#### **§521. Authorization of Schools by Local Charter Authorizers**

A. Local charter authorizers shall conduct an annual charter school applications and approval process, using the same timelines established in Bulletin 126 by BESE for local school district charter school applications and approvals.

B. Each local charter authorizer shall use a common charter application developed by the LDE and approved by the state board, but may request additional information from applicants as needed.

C. Local charter authorizers must comply with all laws and regulations regarding the application and approval process when authorizing charter schools.

D. The charter school application and approval process conducted by a local charter authorizer must be in

compliance with the latest Principles and Standards for Quality Charter School Authorizing, as promulgated by the National Association of Charter School Authorizers.

E. Local charter authorizers shall provide for an independent evaluation of charter proposals by a third party with educational, organizational, legal, and financial expertise.

F. The local charter authorizer shall make public through its website, and in printed form upon request, the following.

1. The guidelines for submitting a charter proposal in accordance with Subsections A - E of this Section.

2. All forms required for submission of a charter proposal.

3. The time lines established for accepting and reviewing charter proposals.

4. The process that will be used to review charter proposals submitted to the board.

5. The name and contact information for a primary point of contact for charter proposals.

G. In reviewing a charter proposal for approval, the local charter authorizer shall determine whether the proposal:

1. is valid;

2. is complete;

3. is financially well-structured;

4. is educationally sound;

5. provides for a master plan for improving behavior and discipline in accordance with R.S. 17:252;

6. provides a plan for collecting data in accordance with R.S. 17:3911; and

7. offers potential for fulfilling the purposes of this Bulletin.

H. Prior to approving a charter for a Type 1B school, the local charter authorizer considering the proposal shall hold a public meeting for the purpose of receiving public input. Such meeting shall be held in the geographic area to be served by the school after reasonable efforts have been made to notify the public of the meeting and its content.

I. Local charter authorizers shall provide written notification to all applicants whose charter proposals have been denied.

J. If a charter applicant believes that a local charter authorizer has not complied with Subsections A - F of this Section in its evaluation of an application, the charter applicant may submit its proposal to the LDE for its review and approval as a Type 2 charter. If the LDE determines that the local charter authorizer failed to comply with Subsections A - F of this Section, it shall notify the local charter authorizer of that determination and the LDE may proceed with its own review of the charter application.

K. Each approved charter may be approved subject to whatever other resolatory or suspensive conditions the chartering authority requires provided those entering into the charter agree with the conditions. If the local board or local charter authorizer seeks to amend the charter agreement in a manner that is unacceptable to the charter school or if the charter school finds requested terms for charter renewal to be unacceptable, the charter school may petition BESE to convert to a Type 2 charter school, pursuant to processes

established by the LDE. Upon receipt of such request, BESE shall notify the local board or local charter authorizer of the request and shall permit the local board or local charter authorizer to provide a response prior to any action on such request.

L. BESE may rescind a charter approval or agreement between a local charter authorizer and a chartering group if the chartering group has been found by the state board to have a repeating pattern of abuse, neglect, and mistreatment of students.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3973, R.S. 17:3974, R.S. 17:3981, R.S. 17:3981.1, R.S. 17:3981.2, R.S. 17:3982, and R.S. 17:3996.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:475 (March 2013).

**Chapter 7. Charter School Performance Contract**  
**§707. Contracts between Local Charter Authorizers and Charter Operators**

A. Every charter contract between a local charter authorizers and the charter operator of a school authorized by the local charter authorizer shall include the following:

1. All clauses and exhibits required in charter school contracts by Title 17, Chapter 42 of the Louisiana Revised Statutes and by BESE Bulletin 126.

2. Requirements that the charter operator abide by all applicable federal and state law, and BESE policy.

3. A clause allowing all rights, responsibilities, and interests of the local charter authorizer in the contract to be assigned to BESE, in the event that the local charter authorizer ceases to operate or loses its BESE certification.

4. Provisions that no person who has been convicted of or has pled nolo contendere to a crime listed in R.S. 15:587.1(C) shall be hired by a charter school as a teacher, substitute teacher, bus driver, substitute bus driver, or janitor, or as a temporary, part time, or permanent school employee of any kind.

5. A clause acknowledging that BESE may rescind the charter contract if the chartering group has been found by the state board to have a repeating pattern of abuse, neglect, and mistreatment of students.

6. A clause acknowledging that if the charter is revoked or the school otherwise ceases to operate, all assets purchased with any public funds become the property of the local charter authorizer.

7. A clause requiring the charter operator and charter school to annually submit its budget to the local charter authorizer.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3973, R.S. 17:3974, R.S. 17:3981, R.S. 17:3981.1, R.S. 17:3982, and R.S. 17:3996.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:476 (March 2013).

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**RULE**

**Board of Elementary and Secondary Education**

Bulletin 741—Louisiana Handbook for School Administrators (LAC 28: CXV. Chapter 13)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary has amended *Bulletin 741—Louisiana Handbook for School Administrators*: Chapter 13. The revisions will add guidelines to control disorderly conduct on any school bus or at any school sponsored activity or function (§1301). The Rule provides a clear definition of “bullying” in an effort to eliminate discrepancies and inconsistencies, and to amend verbiage as it relates to the student code of conduct (§1302). In addition, the Rule establishes a procedure for reporting, investigating, and notifying parent and students of matters relative to bullying (§1303). The remaining changes are technical in nature.

**Title 28**

**EDUCATION**

**Part CXV. Bulletin 741—Louisiana Handbook for School Administrators**

**Chapter 13. Discipline**

**§1301. Disciplinary Regulations**

A. Each LEA shall adopt such rules and regulations as it deems necessary to implement and control any disorderly conduct in the school or on the playground of the school, on any school bus, on the street or road while going to and from school, or during intermission and recess, or at any school sponsored activity or function.

1. The plan shall not prohibit a teacher from removing a pupil from the classroom for disciplinary reasons.

2. Each LEA shall adopt rules regarding the reporting and review of disciplinary actions.

B. Teachers, principals, and administrators may, subject to any rules as may be adopted by the LEA, apply reasonable disciplinary and corrective measures to maintain order in the schools. (Refer to R.S. 17:416 and R.S. 17:223.)

C. The disciplinary rules (regulations) shall be made known to teachers, parents, and students and shall be reasonably and consistently enforced.

D. Any principal who fails to act on a report of student violations of disciplinary regulations shall explain his/her reasons for such an action to the superintendent of the LEA by which he or she is employed, or to the superintendent's designee.

E. Students, who, through no fault of their parents or guardians or other persons having charge of them, regularly disrupt the orderly processes of the school to which they have been assigned, shall be considered as delinquents and may be reported by the visiting teacher or Supervisor of Child Welfare and Attendance, to the district or family court of the parish having jurisdiction in juvenile matters, there to be dealt with in the manner prescribed by law.

F. Schools shall provide due process prior to suspensions and expulsions.

G. Students who are removed from the classroom for disruptive, dangerous, or unruly behavior or who are suspended for ten days or less shall be assigned school work missed and shall receive either full or partial credit for such work if it is completed satisfactorily and timely as determined by the principal or designee, upon the recommendation of the student's teacher. A student who is suspended for more than ten days or is expelled and receives educational services in an alternative school site, shall be assigned school work by a certified teacher and shall receive credit for school work if it is completed satisfactorily and timely as determined by the teacher. Such work shall be aligned with the curriculum used at the school from which the student was suspended or expelled.

H. Each local educational governing authority LEA shall adopt rules regarding the implementation of in-school suspension and detention.

I. Each LEA shall establish a discipline policy review committee comprised of sixteen members in accordance with the mandates of R.S. 17:416.8. The LEA shall establish procedures for appointing the two parent members.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:223-224; R.S. 17:416; 17:416.13.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1282 (June 2005), amended LR 36:1225 (June 2010), LR 37:1132, 1133 (April 2011), LR 39:476 (March 2013).

### §1302. Student Code of Conduct

A. Each LEA shall adopt a student code of conduct for the students in the schools under its jurisdiction.

1. Such student code of conduct shall be in compliance with all existing rules, regulations, and policies of the board and of BESE and all state laws relative to student discipline and shall include any necessary disciplinary action to be taken against any student who violates the code of conduct.

2. Each LEA shall adopt and incorporate into its student code of conduct a policy prohibiting the bullying of a student by another student, which includes the definition of bullying and all other requirements listed in the following section.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:223-224; R.S. 17:416; 17:416.13.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:477 (March 2013).

### §1303. Bullying

A. Policy. Each LEA shall develop and adopt a policy that prohibits the bullying of a student by another student.

1. The bullying policy must be implemented in a manner that is ongoing throughout the year and integrated with a school's curriculum, a school's discipline policies, and other violence prevention efforts.

2. The policy shall contain the definition of bullying found in this Section and shall address the following:

- a. behavior constituting bullying;
- b. the effect the behavior has on others, including bystanders; and
- c. the disciplinary and criminal consequences of bullying another student.

B. Training for School Personnel. Each LEA shall create a program to provide a minimum of four hours of training each year for all school employees, including bus drivers, with respect to bullying. The training shall specifically include the following:

1. how to recognize the behaviors defined as bullying;
2. how to identify students at each grade level who are most likely to become victims of bullying, while not excluding any student from protection from bullying;
3. how to use appropriate intervention and remediation techniques and procedures;
4. the procedures by which incidents of bullying are to be reported to school officials; and
5. information on suicide prevention, including the relationship between suicide risk factors and bullying.

#### C. Definition of Bullying

1. *Bullying* is defined as a pattern of one or more of the following behaviors:

- a. gestures, including but not limited to obscene gestures and making faces;
- b. written, electronic, or verbal communications, including but not limited to calling names, threatening harm, taunting, malicious teasing, or spreading untrue rumors;
- c. physical acts, including but not limited to hitting, kicking, pushing, tripping, choking, damaging personal property, or unauthorized use of personal property; and
- d. repeatedly and purposefully shunning or excluding from activities.

2. Behavior defined as bullying is exhibited toward a student, more than once, by another student or group of students and occurs, or is received by, a student while on school property, at a school-sponsored or school-related function or activity, in any school bus or van, at any designated school bus stop, in any other school or private vehicle used to transport students to and from schools, or any school-sponsored activity or event.

3. Bullying must have the effect of physically harming a student, placing the student in reasonable fear of physical harm, damaging a student's property, placing the student in reasonable fear of damage to the student's property, or must be sufficiently severe, persistent, and pervasive enough to either create an intimidating or threatening educational environment, have the effect of substantially interfering with a student's performance in school, or have the effect of substantially disrupting the orderly operation of the school.

D. Notice of Bullying Policy to students and parents. The LEA shall inform each student orally and in writing of the prohibition against the bullying of a student by another student, the nature and consequences of such actions, including the potential criminal consequences and loss of driver's license, and the proper process and procedure for reporting any incidents of bullying. A copy of the written notice shall also be delivered to each student's parent or legal guardian.

E. Reporting Incidents of Bullying. The LEA shall develop a procedure for the reporting of incidents of bullying using the bullying report form approved by BESE and available on the DOE website. The procedure shall include the following.

1. Students and Parents

a. Any student who believes that he or she is or has been the victim of bullying, or any student or parent or legal guardian, who witnesses bullying or has good reason to believe bullying is taking place, may report the bullying to a school official.

b. A student, or parent or guardian, may also report concerns regarding bullying to a teacher, counselor, other school employee, or to any parent chaperoning or supervising a school function or activity.

c. Any report of bullying shall remain confidential.

2. School Personnel and Chaperones. Any teacher, counselor, bus driver, or other school employee, whether full or part time, and any parent chaperoning or supervising a school function or activity, who witnesses or who learns of bullying of a student, shall report the incident to a school official. A verbal report shall be submitted by the school employee or parent on the same day as the school employee or parent witnessed or otherwise learned of the bullying incident, and a written report must be filed no later than two days thereafter.

3. Retaliation. Retaliation against any person who reports bullying in good faith, who is thought to have reported bullying, who files a complaint, or who otherwise participates in an investigation or inquiry concerning allegations of bullying is prohibited conduct and subject to disciplinary action.

4. False Reports. Making false reports about bullying to school officials is prohibited conduct and will result in disciplinary action.

F. Investigation Procedure. When a report of the bullying of a student by another student is received, the school shall conduct an investigation using the following procedure

1. Timing. The investigation shall begin the next school day following the day on which the written report was received and shall be completed no later than 10 school days after receipt of the report. If additional information is received after the end of the 10-day period, the school official shall amend all documents and reports to reflect such information.

2. Parental Notification of Allegation of Bullying

a. Upon receiving a report of bullying, the school shall notify the parents or legal guardians of the alleged offender and the alleged victim no later than the following school day.

b. Under no circumstances shall the delivery of this notice to the parent or legal guardian, be the responsibility of an involved student. Delivery of notice by an involved student shall not constitute notice as is required by this Section.

c. Before any student under the age of 18 is interviewed, his parents or legal guardians shall be notified of the allegations made and shall have the opportunity to attend any interviews conducted with their child as part of the investigation.

d. All meetings with the parents or legal guardians of an alleged victim or an alleged offender shall be in compliance with the following:

i. separate meetings with the parents or legal guardians of the alleged victim and the alleged offender.

ii. parents or legal guardians of the alleged victim and alleged offender must be notified of the potential consequences, penalties and counseling options.

e. In any case where a school official is authorized to require a parent or legal guardian of a student under the age of 18 to attend a conference or meeting regarding the student's behavior, and after notice willfully refuses to attend, the principal or designee shall file a complaint with a court of competent juvenile jurisdiction, pursuant to Children's Code Article 730(8) and 731.

f. A principal or designee may file a complaint pursuant to Children's Code Article 730(1) or any other applicable ground when, in his judgment, doing so is in the best interests of the student.

3. Scope

a. The investigation shall include documented interviews by the designated school official of the reporter, the alleged victim, the alleged offender, and any witnesses.

b. The school official shall collect and evaluate all facts using the bullying investigation form approved by BESE and available on the DOE website.

c. The school official shall obtain copies or photographs of any audio-visual evidence.

4. Documentation. At the conclusion of a bullying investigation, and after meeting with the parents or legal guardians, the school official or school board shall:

a. prepare a written report containing the findings of the investigation, including input from students' parents or legal guardians, and the decision by the school official or school system official. The document shall be placed in the school records of both students. If completed entirely, the bullying investigation form may serve as the report;

b. promptly notify the reporter/complainant of the findings of the investigation and whether remedial action has been taken, if such release of information does not violate the law;

c. keep reports/complaints and investigative reports confidential, except where disclosure is required by law;

d. maintain reports/complaints and investigative reports for three years;

e. provide a copy of any reports and investigative documents to the LEA, as necessary.

5. Disciplinary Action. If the school official has determined bullying has occurred, and after meeting with the parents or legal guardians of the students involved, the school official shall take prompt and appropriate disciplinary action against the offender and report criminal conduct to law enforcement, if appropriate.

6. LEA Reporting

a. The LEA shall electronically report all such documented incidences of bullying to the DOE using the DOE behavior report and incidence checklist to document the details of each reported incident of bullying.

7. Appeal

a. If the school official does not take timely and effective action, the student, parent, or school employee may report the bullying incident to the school board. The school board shall begin an investigation of any properly reported complaint of bullying no later than the next school day after the board receives the report.

b. If the school board does not take timely and effective action, the student, parent, or other school employee may report the bullying incident to the DOE. The DOE shall track the number of reports, shall notify the superintendent and the president of the LEA, and shall publish the number of reports by school district on its website.

8. Parental Relief. If four or more reports of separate incidents of bullying have been made, and no investigation has occurred, the parent or legal guardian of the alleged victim shall have the option to request that the student be transferred to another school operated by the LEA.

a. In order to exercise this option, the parent or legal guardian shall file a request with the superintendent of the LEA for the transfer of the student to another school under the LEA's jurisdiction.

b. The LEA shall make a seat available at another of its schools within 10 school days of receipt of the request for a transfer. If the LEA has no other school serving the grade level of the student, then within 15 school days of receipt of the request, the superintendent of the LEA shall:

i. inform the student and the student's parents or legal guardians and facilitate the student's enrollment in a statewide virtual school;

ii. offer the student placement in a full-time virtual program or virtual school under the jurisdiction of the LEA;

iii. enter into a memorandum of understanding with the superintendent of another LEA to secure a placement and provide for the transfer of the student to a school serving the grade level of the student, pursuant to R.S. 17:105 and 105.1.

c. If no seat or other placement is made available within 30 calendar days of the receipt of the request by the superintendent, the parent or legal guardian may request a hearing with the school board, which shall be public or private at the option of the parent or legal guardian. The school board shall grant the hearing at its next scheduled meeting or within 60 calendar days, whichever is sooner.

d. At the end of any school year, the parent or legal guardian may request that the LEA transfer the student back to the original school. The LEA shall make a seat available at the school.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:415; R.S. 17:416; 17:416.13.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:477 (March 2013).

#### **§1304. Classroom Management Training for School Staff [Formerly §1302]**

A. The school master plans required of city, parish, and other local public school boards shall make provision for pre-service and ongoing grade appropriate classroom management training for teachers, principals, and other appropriate school personnel regarding positive behavioral supports and reinforcement, conflict resolution, mediation, cultural competence, restorative practices, guidance and discipline, and adolescent development.

B. City, parish, and other local public school boards shall provide ongoing classroom management courses and regularly review discipline data from each school to determine what additional classroom management training is needed, if any, and what additional classroom support

activities should be provided by the principal and school administration.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:252

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 37:1380 (May 2011), repromulgated LR 39:479 (March 2013).

#### **§1305. Reasons for Suspension [Formerly §1303]**

A. School principals may suspend from school any student, including an exceptional student, for good cause in accordance with state law and local policy.

B. Students determined to be guilty of the following offenses may be suspended for the following reasons:

1. willful disobedience;

2. disrespect to a teacher, principal, superintendent, and/or member or employee of the local school board;

3. making an unfounded charge against a teacher, principal, superintendent, and/or member or employee of the local school board;

4. using unchaste or profane language;

5. immoral or vicious practices;

6. conduct or habits injurious to his/her associates;

7. using tobacco and/or using and possessing alcoholic beverages or any controlled dangerous substances governed by the Uniformed Controlled Dangerous Substance Law in any form in school buildings or on school grounds;

8. disturbing the school and habitually violating the rules;

9. cutting, defacing, or injuring any part of public school buildings;

10. writing profane or obscene language or drawing obscene pictures in or on any public school premises, or on any fence, sidewalk, or building on the way to or from school;

11. possessing firearms, knives, or other implements that can be used as weapons;

12. throwing missiles on the school grounds;

13. instigating or participating in fights while under school supervision;

14. violating traffic and safety regulations;

15. leaving the school premises without permission or his/her classroom or detention room without permission;

16. habitual tardiness or absenteeism; and

17. committing any other serious offense.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1283 (June 2005), repromulgated LR 39:479 (March 2013).

#### **§1306. Due Process for Suspensions [Formerly §1305]**

A. Prior to any suspension, the school principal or the principal's designee shall advise the student in question of the particular misconduct of which he or she is accused as well as the basis for such accusation, and the student shall be given an opportunity at that time to explain his or her version of the facts to the school principal or his or her designee.

B. The principal, or the principal's designee, shall contact by telephone at the telephone number shown on the pupil's registration card or send a certified letter at the address shown on the pupil's registration card to the parent or guardian of the student, giving notice of the suspension,

the reasons therefore and establishing a date and time for a conference with the principal or his designee as a requirement for readmitting the student.

1. If the parent or guardian fails to attend the required conference within five school days of mailing the certified letter or other contact with the parent, the truancy laws shall become effective.

2. On not more than one occasion each school year when the parent or guardian refuses to respond, the principal may determine whether readmitting the student is in the best interest of the student.

3. On any subsequent occasions in the same year, the student shall not be readmitted unless the parent, guardian, or other appointed representative responds.

C. A student whose presence in or about a school poses a continued danger to any person or property or an ongoing threat of disruption to the academic process shall be immediately removed from the school premises without the benefit of the procedure described above; however, the necessary procedure shall follow as soon as is practicable.

D. Notice in writing of the suspension and the reasons thereof shall be given to the parent or parents of the suspended student.

E. Any parent, tutor, or legal guardian of a suspended student shall have the right to appeal to the superintendent or to a designee of the superintendent, who shall conduct a hearing on the merits of the case.

F. In all cases of suspensions, the parent, the superintendent of schools, and the visiting teacher and/or Supervisor of Child Welfare and Attendance shall be notified in writing of the facts concerning each suspension, including the reasons therefore and terms thereof.

G. The decision of the superintendent on the merit of the case, as well as the term of suspension, shall be final, reserving the right to the superintendent to remit any portion of the time of suspension.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1283 (June 2005), repromulgated LR 39:479 (March 2013).

Heather Cope  
Executive Director

1303#006

## RULE

### Board of Elementary and Secondary Education

Bulletin 741 (Nonpublic)—Louisiana Handbook for Nonpublic School Administrators—Programs of Study (LAC 28:LXXIX.1103)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, the Board of Elementary and Secondary Education has adopted *Bulletin 741 (Nonpublic)—Louisiana Handbook for School Administrators*: §1103. Diabetes Management and Treatment. The policy allows for a diabetes management and treatment plan for any student

seeking care for his or her diabetes while at school. The policy describes the components of the plan and the procedures for its implementation.

## Title 28

### EDUCATION

#### Part LXXIX. Bulletin 741 (Nonpublic)—Louisiana Handbook for Nonpublic School Administrators—Programs of Study

#### Chapter 11. Student Services

#### §1103. Diabetes Management and Treatment

NOTE: This Section was developed in coordination with the Louisiana State Board of Nursing (LSBN). Any waivers, deletions, additions, amendments, or alterations to this policy shall be approved by both BESE and LSBN.

##### A. Diabetes Treatment Plans

1. Any elementary or secondary school student who seeks care for his diabetes while at school or participating in a school related activity shall submit a diabetes management and treatment plan on an annual basis.

2. Such plan shall be developed by a physician licensed in Louisiana or adjacent state, or other authorized health care prescriber licensed in Louisiana who is selected by the parent or guardian to be responsible for such student's diabetes treatment.

3. The diabetes management plan shall be kept on file in the school in which the child is enrolled and shall include:

a. an evaluation of the student's level of understanding of his condition and his ability to manage his diabetes;

b. the diabetes-related healthcare services the student may receive or self-administer at school or during a school-related activity;

c. a timetable, including dosage instructions, of any diabetes medications to be administered to the student or self-administered by the student; and

d. the signature of the student (if age appropriate), the student's parent or legal guardian, and the physician or other authorized health care prescriber responsible for the student's diabetes treatment.

4. The plan shall be submitted annually to the principal or appropriately designated school personnel:

a. prior to or within five school days after the beginning of each school year;

b. upon enrollment, if the student enrolls in the school after the beginning of the school year;

c. as soon as practicable following the student's receipt of a diagnosis of diabetes; or

d. as warranted by changes in the student's medical condition.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411, R.S. 17:170(D), R.S. 17:170(A)(1), and R.S. 17:436.3.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:480 (March 2013).

Heather Cope  
Executive Director

1303#003

**RULE**

**Student Financial Assistance Commission  
Office of Student Financial Assistance**

Scholarship/Grant Programs  
LSMSA Equivalent Courses  
(LAC 28:IV.703)

The Louisiana Student Financial Assistance Commission (LASFAC) has amended its Scholarship/Grant rules (R.S. 17:3021-3025, R.S. 3041.10-3041.15, R.S. 17:3042.1, R.S. 17:3048.1, R.S. 17:3048.5, and R.S. 17:3048.6) (SG13143R)

**Title 28  
EDUCATION**

**Part IV. Student Financial Assistance—Higher Education Scholarship and Grant Programs  
Chapter 7. Taylor Opportunity Program for Students (TOPS) Opportunity, Performance, and Honors Awards**

**§703. Establishing Eligibility**

A. - A.5.a.ii.(d). ...

\* \* \*

iii.(a). Through academic year (high school) 2011-2012, for purposes of satisfying the requirements of §703.A.5.a.i above, in addition to the courses identified in §703.A.5.a.ii, the following courses shall be considered equivalent to the identified core courses and may be substituted to satisfy corresponding core courses for students of the Louisiana School for Math, Science and the Arts.

Core Curriculum Course	Equivalent (Substitute) Course
English III	EN 210 Composition/Major Themes in Literature (1 unit)
English IV	Any 2 of the following 1/2 unit courses: EN 311 Readings in Literature (at least one 311 course is a requirement) EN 311A American Literature EN 311B British Literature EN 302 Studies in the English Language EN 304 Topics in American and British Literature EN 312 Studies in Poetry EN 314 Readings in World Literature EN 322 Studies in Fiction EN 332 Introduction to Film Studies EN 342 Studies in Modern Drama EN 401 Creative Writing EN 402 Expository Writing EN 412 Studies in a Major Author— Shakespeare EN 422 Studies in a Major Author— Faulkner IS 314 Dramatic Text and Performance IS 315 Literature and Science IS 317 Evolution and Literature IS 318 Sacred Literature IS 411 English Renaissance
Algebra I (one unit)	Any combination of advanced math courses which equal 1 unit of course credit that are certified by the school to be equivalent of Algebra I

Core Curriculum Course	Equivalent (Substitute) Course
Algebra II (one unit)	Any combination of advanced math courses which equal 1 unit of course credit that are certified by the school to be equivalent of Algebra II: MA 120 College Algebra (1 unit), or MA 121 Accelerated College Algebra (1/2 unit) and 1/2 unit of MA 203 Trigonometry
Physics	PH 110L Conceptual Physics (1 unit), or PH 210L General Physics (1 unit), or PH 250L Advanced Placement Physics (1 unit), or PH 310L Physics with Calculus
Biology II	BI 210L Advanced Placement Biology (1 unit), or BI 231L Microbiology (1/2 unit), and BI 241 Molecular and Cellular Biology (1/2 unit)
Civics (1/2 unit) and Free Enterprise (1/2 unit)	AH 243 American Government and Politics (1/2 unit), and SS 113 Economics (1/2 unit)
Western Civilization	EH 121 Ancient and Medieval History (1/2 unit) and EH 122 Modern History (1/2 unit)
*Applied Mathematics III was formerly referred to as Applied Geometry **Advanced Math—Pre-Calculus was formerly referred to as Advanced Mathematics II ***Advanced Math—Functions and Statistics was formerly referred to as Advanced Mathematics II	

(b). Beginning with the academic year (high school) 2011-2012, for purposes of satisfying the requirements of §703.A.5.a.i above, in addition to the courses identified in §703.A.5.a.ii, the following courses shall be considered equivalent to the identified core courses and may be substituted to satisfy corresponding core courses for students of the Louisiana School for Math, Science and the Arts.

Core Curriculum Course	Equivalent (Substitute) Course
English II	EN 110 Introduction to Writing and Literature (1 unit)
English III	EN 210 Composition/ Literature (1 unit)
English III	1/2 unit EN 311A and 1/2 unit from any of the following 1/2 unit courses: EN 302 Studies in the English Language EN 304 Topics in American and British Lit EN 314 Readings in World Literature EN 322 Studies in Fiction EN 332 Introduction to Film Studies EN 342 Studies in Modern Drama EN 401 Creative Writing EN 402 Expository Writing EN 412 Studies in a Major Author— Shakespeare EN 422 Studies in a Major Author— Faulkner IS 314 Dramatic Text and Performance IS 315 Literature and Science IS 317 Evolution and Literature IS 318 Sacred Literature IS 411 English Renaissance

Core Curriculum Course	Equivalent (Substitute) Course
English IV	1/2 unit EN 311B or EN 311W and 1/2 unit from any of the following 1/2 unit courses: EN 302 Studies in the English Language EN 304 Topics in American and British Lit EN 314 Readings in World Literature EN 322 Studies in Fiction EN 332 Introduction to Film Studies EN 342 Studies in Modern Drama EN 401 Creative Writing EN 402 Expository Writing EN 412 Studies in a Major Author—Shakespeare EN 422 Studies in a Major Author—Faulkner IS 314 Dramatic Text and Performance IS 315 Literature and Science IS 317 Evolution and Literature IS 318 Sacred Literature IS 411 English Renaissance
Advanced Math	Any combination of advanced math courses which equal 1 unit of course credit that are certified by the school to be equivalent of Advanced Math
Algebra I (one unit)	Any combination of advanced math courses which equal 1 unit of course credit that are certified by the school to be equivalent of Algebra I
Algebra II (one unit)	Any combination of advanced math courses which equal 1 unit of course credit that are certified by the school to be equivalent of Algebra II: MA 120 College Algebra (1 unit), or MA 121 Accelerated College Algebra (1/2 unit) and 1/2 unit of MA 203 Trigonometry
Biology II	Any combination of 1/2 unit Biology Lab science courses which equal 1 unit of course credit that are certified by the school to be equivalent of Biology II: BI 210L Cells and Genetics and BI 202L Evolution and Biodiversity (1 unit combined), or 1 unit from the following 1/2 unit courses: BI 231L Microbiology BI 253L Botany BI 246L Ecology
Chemistry II	Any combination of 1/2 unit Chemistry lab science courses which equal 1 unit of course credit that are certified by the school to be the equivalent of Chemistry II: CH 201L and CH 202L (1 unit combined) or 1 unit from the following 1/2 unit courses: CH 313L Analytical Chemistry, CH 314L Polymer Chemistry
Physics I	PH 101L and PH 102L Accelerated Physics I (1 unit combined), or PH 201L and PH 202L Accelerated Physics II (1 unit combined)

Core Curriculum Course	Equivalent (Substitute) Course
Physics II	Any combination of 1/2 unit Physics lab science courses which equal 1 unit of course credit that are certified by the school to be the equivalent of Physics II, or PH 301L and PH 302L (1 unit combined) or 1 unit from the following 1/2 unit courses: PH 203L Intro to Astronomy; PH 303L Observational Astronomy and Astrophotography PH 305L Electronics PH 306L Astrophysics
Civics (1/2 unit) and Free Enterprise (1/2 unit)	AH 243 American Government and Politics (1/2 unit) and SS 113 Economics (1/2 unit)
Western Civilization	EH 121 Ancient and Medieval History (1/2 unit) and EH 122 Modern History (1/2 unit)
Advanced Social Studies	Any combination of history courses certified by the school to be the equivalent of one unit of World History, World Geography, Western Civilization, AP European History: 1 unit of credit from the following 1/2 unit courses: EH 231 History of Tudor-Stuart England EH 232 History of Modern Britain EH 244A European Intellectual History WH 244 Selected Topics in World History

A.5.b. - J.4.b.ii. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3021-3025, R.S. 17:3042.1 and R.S. 17:3048.1.

HISTORICAL NOTE: Promulgated by the Student Financial Assistance Commission, Office of Student Financial Assistance, LR 22:338 (May 1996), repromulgated LR 24:636 (April 1998), amended LR 24:1902 (October 1998), LR 24:2237 (December 1998), LR 25:257 (February 1999), LR 25:655 (April 1999), LR 25:1794 (October 1999), LR 26:64, 67 (January 2000), LR 26:689 (April 2000), LR 26:1262 (June 2000), LR 26:1602 (August 2000), LR 26:1996, 1999, 2001 (September 2000), LR 26:2268 (October 2000), LR 26:2753 (December 2000), LR 27:36 (January 2001), LR 27:702 (May 2001), LR 27:1219, 1219 (August 2001), repromulgated LR 27:1850 (November 2001), amended LR 28:772 (April 2002), LR 28:2330, 2332 (November 2002), LR 29:125 (February 2003), LR 29:2372 (November 2003), LR 30:1162 (June 2004), LR 30:1471 (July 2004), LR 30:2019 (September 2004), LR 31:37 (January 2005), LR 31:2213 (September 2005), LR 31:3112 (December 2005), LR 32:2239 (December 2006), LR 33:435 (March 2007), LR 33:2357 (November 2007), LR 33:2612 (December 2007), LR 34:1389 (July 2008), LR 35:228 (February 2009), LR 36:312 (February 2010), LR 36:490 (March 2010), LR 36:2269 (October 2010), LR 36:2855 (December 2010), LR 37:2987 (October 2011), LR 38:354 (February 2012), LR 39:481 (March 2013).

George Badge Eldredge  
General Counsel

1303#032

**RULE**

**Office of the Governor  
Board of Architectural Examiners**

Architect's Seal or Stamp (LAC 46:I.1303)

Under the authority of R.S. 37:144(C) and in accordance with the provisions of R.S. 49:951 et seq., the Board of Architectural Examiners amended LAC 46:I.1303 pertaining to the architect's seal or stamp. The existing Rule merely requires that the architect's seal contain certain words; it does not provide for the shape, size, or design of such seal. The adopted Rule provides for the shape, size, and design of the architect's seal.

**Title 46  
PROFESSIONAL AND OCCUPATIONAL  
STANDARDS  
Part I. Architects**

**Chapter 13. Administration**

**§1303. Architect's Seal or Stamp**

A. The seal or stamp of the architect shall contain the name of the architect, the architect's license number, and the words "Registered Architect, State of Louisiana."

B. The architect's seal or stamp shall be circular in shape and measure approximately 1¾" in diameter. In addition to the words set forth in the preceding paragraph, it shall contain the state emblem. For purposes of this rule, the state emblem is the pelican.

C. Rubber seals and computer generated seals are acceptable.

D. Indicated below is a sample of the seal design authorized by the board.



AUTHORITY NOTE: Promulgated in accordance with R.S. 37:144.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners LR 29:564 (April 2003), amended LR 39:483 (March 2013).

Mary "Teeny" Simmons  
Executive Director

1303#017

**RULE**

**Office of the Governor  
Board of Architectural Examiners**

Rules of Conduct (LAC 46:I.1905 and 1907)

Under the authority of R.S. 37:144(C) and in accordance with the provisions of R.S. 49:951 et seq., the Board of Architectural Examiners adopted LAC 46:I.1905 and LAC 46:I.1907. Existing law grants broad authority to the board to impose discipline upon architects and architectural firms for violating the architect's licensing law and the board rules. However, the existing law and rules do not provide as to the discipline which might actually be imposed by the board for specific violations, identify aggravating or mitigating circumstances which might be considered by the board when imposing discipline, or describe circumstances which the board will not consider when imposing discipline. The Rules provide as to the normal discipline which will be imposed by the board for particular violations absent aggravating or mitigating circumstances, identify aggravating and mitigating circumstances which the board may consider when imposing discipline, and describe circumstances which the board will not consider when imposing discipline.

**Title 46  
PROFESSIONAL AND OCCUPATIONAL  
STANDARDS  
Part I. Architects**

**Chapter 19. Rules of Conduct: Violations**

**§1905. Aggravating and Mitigating Circumstances**

A. The board is authorized to discipline architects and architectural firms in accordance with the provisions of the licensing law and its rules. In considering the appropriate discipline to be imposed, the board may consider any aggravating or mitigating circumstances proven by clear and convincing evidence.

B. Aggravating circumstances which may increase the discipline to be imposed include, but are not limited to:

1. conduct giving rise to serious reservations about the capability of the licensee or certificate holder to effectively and safely practice;
2. prior disciplinary actions in any jurisdiction;
3. dishonest or selfish motive;
4. a pattern of misconduct;
5. multiple offenses;
6. lack of cooperation with the board's investigation;
7. submission of false evidence, false statements, or other deceptive practices during the disciplinary process;
8. refusal to acknowledge wrongful nature of conduct;
9. vulnerability of victim;
10. substantial experience in the practice of architecture;
11. indifference to making restitution; and

12. illegal conduct, including that involving the use of controlled substances.

C. Mitigating circumstances which may reduce the discipline to be imposed include, but are not limited to:

1. a long term of distinctive service to the profession;
  2. self reporting of the offense or of additional projects of which the board was unaware;
  3. absence of a prior disciplinary record;
  4. absence of dishonest or selfish motive;
  5. personal or emotional problems;
  6. timely good faith effort to make restitution or to rectify consequences of misconduct;
  7. full and free disclosure to disciplinary board or cooperative attitude toward proceedings;
  8. inexperience in the practice of architecture;
  9. character or reputation;
  10. physical disability;
  11. mental disability or chemical dependency including alcoholism or drug abuse when:
    - a. there is medical evidence that the licensee or certificate holder is affected by a chemical dependency or mental disability;
    - b. the chemical dependency or mental disability caused the misconduct;
    - c. the licensee's recovery from the chemical dependency or mental disability is demonstrated by a meaningful and sustained period of successful rehabilitation; and
    - d. the recovery arrested the misconduct and recurrences of that misconduct is unlikely;
  12. delay in disciplinary proceedings;
  13. imposition of other penalties or sanctions;
  14. remorse;
  15. remoteness of prior offenses.
- D. The following factors should not be considered as either aggravating or mitigating:
1. forced or compelled restitution;
  2. agreeing to the client's demand for certain result;
  3. withdrawal of complaint against the architect;

4. resignation prior to completion of disciplinary proceedings;

5. complainant's recommendation as to sanction; and
6. failure of injured client to complain.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:144.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners LR 39:483 (March 2013).

**§1907. General Disciplinary Guidelines**

A. The board sets forth below the normal discipline which will be imposed upon a licensee or certificate holder found to have violated the licensing law or its rules. The purpose of these general disciplinary guidelines is to give notice to architects and architectural firms of the discipline which will be imposed for violations of particular provisions of the law or rules. In a particular case, the discipline imposed may be increased or decreased depending upon aggravating or mitigating factors.

B. The disciplinary guidelines are based upon a single count violation of each provision listed. Multiple counts of violations of the same provision of the law or the rules, or other violations of the law or rules will be grounds for enhancement of penalties.

C. The maximum fine that may be imposed under R.S. 37:153.A is \$5,000 per violation. Each day that a violation occurs shall be considered a separate violation under R.S. 37:143.A. The board may also revoke, rescind, or suspend the certificate of, place on probation, reprimand, or admonish any registrant or certificate holder found to have violated its provisions.

D. The maximum fine that may be imposed under R.S. 37:154.A is \$1,500 per violation in the case of an individual, or \$5,000 per violation in the case of a person other than an individual. Each day the violation occurs shall constitute a separate offense.

E. Absent aggravating or mitigating circumstances, the following discipline shall be imposed for the following violations. The maximum penalty for any violation is a \$5,000 fine per violation, revocation, and public reprimand.

Violation	Provision	Discipline
Failure to stamp or seal plans	R.S. 37:152.A provides that all contract drawings and specifications issued by the architect for use in this state shall be stamped or sealed.	\$500 fine and private reprimand.
Fraud, deceit, dishonesty, misrepresentation, misconduct	R.S. 37:153.A.1 authorizes the board to discipline any registrant or certificate holder found to have committed an act of fraud, deceit, gross incompetence, dishonesty, misrepresentation, misconduct or gross negligence in the practice of architecture. R.S. 37:153.A.5 authorizes the board to discipline any registrant or certificate holder found to have committed an act of willfully misleading or defrauding any person employing him as an architect. R.S. 37:153.A.7 authorizes the board to discipline any registrant or certificate holder found to have committed any fraud, deceit, material misstatement, or perjury in applying for a certificate of licensure or registration or in taking any examination or in applying for any renewal certificate.	\$3,000 fine, revocation, and public reprimand for fraud, deceit, dishonesty or intentional misrepresentation; \$1,500 fine, suspension, and public reprimand for negligent misrepresentation and misconduct.
Gross incompetence, gross negligence	R.S. 37:153.A.1 is discussed <i>supra</i> .	\$3,000 fine, suspension for no less than one year, and public reprimand.
Incompetence as defined in Rule § 1901.A	Rule §1901.A provides that, in practicing architecture, an architect shall act with reasonable care and competence, and shall apply the technical knowledge and skill which is ordinarily applied by architects in good standing, practicing in the same locality.	\$1,500 fine, probation for one (1) year, and public reprimand.

Violation	Provision	Discipline
"Plan stamping"	R.S. 37:152.B provides that no architect shall affix his seal or stamp or permit it to be affixed to any specification, drawing, or other related document which was not prepared either by him or under his responsible supervision. R.S. 37:153.A.2 authorizes the board to discipline any registrant or certificate holder found to have committed an act of affixing his seal or stamp or name to any specification, drawing, or other related document which was not prepared by him or under his responsible supervision and control, or permitting his seal, stamp, or name to be affixed to any such document. Rule §1305 interprets R.S. 37:152.B.	\$3,000 fine, probation and/or suspension for one (1) year, and public reprimand.
Removal of an architect's seal or stamp	R.S. 37:152.A prohibits the removal of an architect's seal or stamp.	\$3,000 fine, suspension for one (1) year, and public reprimand.
Using the certificate or seal of another	R.S. 37:154.A prohibits any person from presenting or attempting to use as his own the certificate of registration or the seal of another.	\$1,000 fine for individual/\$3,000 fine for firm, suspension for one (1) year, and public reprimand.
Use of another architect's plans without written approval	R.S. 37:152.A prohibits the use of an architect's plans, unless otherwise provided by law or by written approval of the architect.	\$1,500 fine and public reprimand.
Impersonating another registrant	R.S. 37:154.A prohibits any person from falsely impersonating any other registrant or certificate holder of like or different name.	\$1,000 fine for individual/\$3,000 fine for firm, suspension for one (1) year, and public reprimand.
Practice on suspended license	R.S. 37:152.B provides that no architect shall use his seal or stamp or do any other act as an architect unless he is at the time duly registered. R.S. 37:153.A.3 authorizes the board to discipline any registrant or certificate holder found to have used his seal or stamp or engaged in any other act constituting the practice of architecture at a time when his certificate of registration is suspended.	\$3,000 fine, revocation, and public reprimand.
Practice on revoked license in violation of R.S. 37:152.B	R.S. 37:152.B provides that no architect shall use his seal or stamp or do any other act as an architect unless he is at the time duly registered.	\$3,000 fine, revocation, and public reprimand.
Practice on revoked license in violation of R.S. 37:154.A	R.S. 37:154.A prohibits the use of an expired or revoked certificate of registration.	\$1,000 fine for individual/\$3,000 fine for firm, revocation, and public reprimand.
Individual practice without obtaining proper licensure	R.S. 37:152.B provides that no architect shall use his seal or stamp or do any other act as an architect unless he is at the time duly registered.	\$1,500 fine and public reprimand.
Firm practice without obtaining proper licensure	R.S. 37:154.A prohibits any person (corporation, company, partnership, firm, business entity, or individual) from practicing or offering to practice architecture in this state without being certified in accordance with the provisions of the licensing law.	\$1,500 fine and public reprimand.
Individual or firm practice with an expired license	R.S. 37:152.B provides that no architect shall use his seal or stamp or do any other act as an architect unless he is at the time duly registered. R.S. 37:153.A.3 prohibits practicing architecture at a time when current renewal has not been obtained in accordance with the law.	Fine is based on length of time of such practice: three (3) months to six (6) months - \$500 fine; six (6) months to twelve (12) months or fraction thereof- \$1,000 fine; after one (1) year or fraction thereof, \$1,000 fine per year. Public reprimand.
Felony conviction, conviction of crime or pleading guilty or <i>nolo contendere</i>	R.S. 37:153.A.4 authorizes the board to discipline any registrant or certificate holder convicted of a felony. R.S. 37:153.A.8 authorizes the board to discipline any registrant or certificate holder convicted of any crime or entering a plea of guilty or <i>nolo contendere</i> to any criminal charge an element of which is fraud or which arises out of such individual's practice of architecture.	\$3,000 fine, revocation, and public reprimand.
Licensee disciplined or refused certification or renewal by another jurisdiction	R.S. 37:153.A.9 authorizes the board to discipline any registrant or certificate holder upon refusal of the licensing authority of another state, territory, or district to issue or renew a license, permit, or certificate to practice architecture, or the revocation or suspension or other restriction imposed on a license, permit, or certificate issued by such licensing authority on grounds other than non-payment of a registration fee.	Compliance with discipline imposed by other jurisdiction.
Providing false testimony before board	R.S. 37:153.A.10 authorizes the board to discipline any registrant or certificate holder who provides false testimony before the board.	\$3,000 fine, revocation, and public reprimand.
Giving false or forged evidence to the board in obtaining a certificate of registration	R.S. 37:154.A prohibits the giving of false or forged evidence of any kind to the board, or to any member thereof, in obtaining a certificate of registration.	\$3,000 fine, revocation, and public reprimand.
Failing to provide requested information	R.S. 37:153.A.11 authorizes the board to discipline any registrant or certificate holder who fails to provide, within thirty calendar days of mailing the notice by certified mail, information requested by the executive director as a result of a formal complaint to the board alleging a violation of the licensing law.	\$1,000 fine and suspension until requested information is provided. Public reprimand.
False or misleading advertising or solicitation	R.S. 37:153.A.12 authorizes the board to discipline any registrant or certificate holder found to have used any advertising or solicitation which is false or misleading.	\$500 fine per violation and public reprimand.
Use of misleading or confusing name	Rule §1501 prohibits the use of an assumed, fictitious or corporate name that is misleading as to the identity, responsibility, or status of those practicing thereunder or is otherwise false, fraudulent, misleading, or confusing.	For failing to respond within thirty (30) days after formal notice, \$500 fine.
Knowingly designing a project in violation of laws or regulations	Rule §1901.A.2 prohibits an architect from knowingly designing a project in violation of applicable state and municipal building laws and regulations.	\$3,000 fine, revocation, and public reprimand.

<b>Violation</b>	<b>Provision</b>	<b>Discipline</b>
Providing services when not qualified to do so	Rule §1901.A.3 provides that an architect shall undertake to perform professional services only when he or she, together with those whom the architect may engage as consultants, are qualified by education, training, and experience in the specific technical areas involved.	\$2,000 fine and public reprimand.
Providing services when competence is impaired by physical or mental disabilities	Rule §1901.A.4 provides that no person shall be permitted to practice architecture if, in the board's judgment, such person's professional competence is substantially impaired by physical or mental disabilities.	Suspension until competence proved, followed by probation.
Accepting compensation from more than one party without full disclosure and agreement, or from suppliers	Rule §1901.B.1 provides that an architect shall not accept compensation for services from more than one party on a project unless the circumstances are fully disclosed to and agreed to (such disclosure and agreement to be in writing) by all interested parties. Rule §1901.B.3 provides that an architect shall not solicit or accept compensation from material or equipment suppliers in return for specifying or endorsing their projects.	\$1,500 fine and public reprimand.
Failing to render decisions impartially	Rule §1901.B.4 provides that, when acting as the interpreter of building contract documents and the judge of contract performance, an architect shall render decisions impartially, favoring neither party to the contract. R.S. 37:153.A.6 authorizes the board to discipline any registrant or certificate holder found to have violated any lawful rule.	\$500 fine and public reprimand.
Practicing without full disclosure as defined in Rules § 1901.B.2 or § 1901.C	Rule §1901.B.2 provides that, if an architect has any business association or direct or indirect financial interest which is substantial enough to influence his or her judgment in connection with the performance of professional services, the architect shall fully disclose in writing to his or her client or employer the nature of the business association or financial interest. Rule §1901.C requires full disclosure by the architect under various circumstances.	\$1,500 fine and public reprimand.
Knowingly violating any state or federal criminal law	Rule §1901.D prohibits an architect from knowingly violating any state or federal criminal law.	\$3,000 fine, revocation, and public reprimand.
Making improper payment or gift	Rule §1901.D.2 provides that an architect shall neither offer nor make any payment or gift to a government official with the intent of influencing the official's judgment in connection with a perspective or existing project in which the architect is interested.	\$500 fine and private reprimand.
Aiding unlicensed practice	Rule §1901.C.6 provides that an architect shall not assist the application or registration of a person known by the architect to be unqualified in respect to education, training, experience, or character.	\$1,500 fine and public reprimand.
Failing to report	Rule §1901.C.7 provides that an architect possessing knowledge of a violation of the rules by another architect shall report such knowledge to the board.	\$500 fine and private reprimand.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:144.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners LR 39:484 (March 2013).

Mary "Teeny" Simmons  
Executive Director

1303#016

**RULE**

**Office of the Governor  
Capital Area Ground Water Conservation Commission**

**Pumpage Fees (LAC 56:V.1107)**

The Board of Commissioners of the Capital Area Ground Water Conservation District, which consists of the Parishes of East and West Baton Rouge, East and West Feliciana, and Pointe Coupee, has increased the pumping charges for ground water users. The board has determined that this increase is necessary to meet the increased costs for the district to fund a comprehensive groundwater modeling study in cooperation with the US Geological Survey,

Louisiana Department of Transportation and Development and East Baton Rouge City Parish. Over ten years the total cost will be \$2,019,000. This action is in accordance with Louisiana Revised Statutes 38:3076(14) and 38:3079.

**Title 56**

**PUBLIC WORKS**

**Part V. Capital Area Ground Water Conservation Commission**

**Chapter 11. Determination of and Payment of Accounts**

**§1107. Pumpage Fee**

A. The pumping charges for ground water users shall be \$5 per million gallons and is to be paid quarterly.

AUTHORITY NOTE: Promulgated in accordance with R.S. 38:3076(14) and 38:3079.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Capital Area Ground Water Conservation Commission, LR 1:291 (July 20, 1975, amended LR 10:592 (August 1984), LR 34: effective January 1, 1985, repromulgated LR 33:2649 (December 2007), LR 34:435 (March 2008), effective April 1, 2008, LR 39:486 (March 2013).

Anthony J. Duplechin, Jr.  
Director

1303#029

**RULE**  
**Office of the Governor**  
**Division of Administration**  
**Tax Commission**

Ad Valorem Taxation  
(LAC 61:V.101, 303, 304, 703,  
907, 1103, 1307, 1503 and 2503)

In accordance with provisions of the Administrative Procedure Act (R.S. 49:950 et seq.), and in compliance with statutory law administered by this agency as set forth in R.S. 47:1837, the Tax Commission has adopted, amended and/or repealed Sections of the Louisiana Tax Commission Real/Personal Property rules and regulations for use in the 2013 (2014 Orleans Parish) tax year.

**Title 61**

**REVENUE AND TAXATION**

**Part V. Ad Valorem Taxation**

**Chapter 1. Constitutional and Statutory Guides to Property Taxation**

**§101. Constitutional Principles for Property Taxation**

A. - F.3.h. ...

G. Special Assessment Level

1. - 1.d. ...

2. Any person or persons shall be prohibited from receiving the special assessment as provided in this Section if such person's or persons' adjusted gross income, for the year prior to the application for the special assessment, exceeds \$69,463 for tax year 2013 (2014 Orleans Parish). For persons applying for the special assessment whose filing status is married filing separately, the adjusted gross income for purposes of this Section shall be determined by combining the adjusted gross income on both federal tax returns.

3. - 9. ...

AUTHORITY NOTE: Promulgated in accordance with the Louisiana Constitution of 1974, Article VII, §18.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 15:1097 (December 1989), amended by the Department of Revenue, Tax Commission, LR 24:477 (March 1998), LR 26:506 (March 2000), LR 31:700 (March 2005), LR 32:425 (March 2006), LR 33:489 (March 2007), LR 34:673 (April 2008), LR 35:492 (March 2009), LR 36:765 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1394 (May 2011), LR 38:799 (March 2012), LR 39:487 (March 2013).

**Chapter 3. Real and Personal Property**

**§303. Real Property**

A. - B.2. ...

C. In assessing affordable rental housing, the income approach is recommended. As defined in this Section, "affordable rental housing" means residential housing consisting of one or more rental units, the construction and/or rental of which is subject to Section 42 of the Internal Revenue Code (26 USC 42), the Home Investment Partnership Program under the Cranston-Gonzalez National Affordable Housing Act (42 USC 12741 et seq.), the Federal Home Loan Banks Affordable Housing Program established pursuant to the Financial Institutions Reform, Recovery and Enforcement Act (FIRREA) of 1989 (Public Law 101-73), or any other federal, state or similar program intended to provide affordable housing to persons of low or moderate income and the occupancy and maximum rental rates of such housing are restricted based on the income of the persons occupying such housing.

1. Audited financial statements shall be submitted to the assessor as an attachment to the LAT filing, or as soon thereafter as practicable, but no later than June 15th of each year. For properties under construction and newly constructed property prior to the first full year of operation, the owner shall provide net operating income based on projected or pro-forma operating income and expense information.

C.2. - E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2323.

HISTORICAL NOTE: Promulgated by the Louisiana Tax Commission, LR 7:44 (February 1981), amended by the Department of Revenue and Taxation, Tax Commission, LR 9:69 (February 1983), LR 12:36 (January 1986), LR 13:764 (December 1987), LR 16:1063 (December 1990), LR 17:611 (June 1991), LR 21:186 (February 1995), amended by the Department of Revenue, Tax Commission, LR 25:312 (February 1999), LR 26:506 (March 2000), LR 29:367 (March 2003), LR 30:487 (March 2004), LR 34:678 (April 2008), LR 35:492 (March 2009), LR 36:765 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 38:799 (March 2012), LR 39:487 (March 2013).

**§304. Electronic Change Order Specifications, Property Classifications Standards and Electronic Tax Roll Export Specifications**

A. Electronic Change Order Specifications

\* \* \*

Class Code	Class Description (TC-33)	Sub-Class Code	Sub-Class Description (Grand Recap)	Class Definition
REAL ESTATE				
10	Agricultural Lands Class I	1000	Agricultural Lands Class I (Use Value)	Agricultural Land – Class I containing 3 Acres or more in area using the first four classifications of the U.S. Soil Conservation Service.
***	***	***	***	***
32	Other Acreage (Greater Than 1 Acre But Less Than 3 Acres)	3200	Agricultural Acreage (Market Value)	Agricultural land more than 1 acre but less than 3 acres in area valued as Market Value since Use Value Form has not been filed with the Assessor's office.
		***	***	***
		3232	GOLF COURSE	When the land is to be valued by the hole as opposed to by the acre.
		3240	INDUSTRIAL ACREAGE (MARKET VALUE)	Industrial land more than 1 acre but less than 3 acres in area designated for industrial use.
***	***	***	***	***
36	Other Lots	3600	Residential Non-Subdivision Lot	Residential non-subdivision lot or parcel not having recorded plats
		***	***	***
		3690	MISCELLANEOUS LANDS	Will not be valued in the same manner as other lands. (Ex. Common areas for condominium complexes where the land is assessed to the association but may have a different valuation method from either acreage or residential/commercial subdivision lots. Ex. A sliver of land that remains when a new road/street is cut and the taxpayer is left with this virtually worthless piece of property)
***	***	***	***	***
53	Miscellaneous Personal Property	5300	Computer Hardware/Software	Includes Computer Hardware, Software, Computer network equipment, printers, etc.
		***	***	***
		5350	Video Poker Machines	Includes Video Poker Machines, Slot Machines and other gambling related equipment.
		5360	Cable Television	Allow vendors to tie the property class to the LAT 8 for reporting on cable television equipment.
***	***	***	***	***

B. Property Classifications Standards

\*\*\*

C. Electronic Tax Roll Export Specifications

Parish Information (Parish.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
FIPS_code	Numeric	5	Yes	Parish identification number. (See FIPS table.)
***	***	***	***	***
Zip4	Character	4	Yes	Extended zip code (9999).
Assessor_name	Character	45	Yes	Assessor's name

Assessment Information (Assmt.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
Tax_year	Numeric	4	Yes	Tax year submitting (format: 1999, 2000, 2001, 2002, 2003, 2004, etc.)
***	***	***	***	***
Homestead_exempt	Numeric	1	Yes	0 = None (Default), 1 = Homestead Exemption, 2 = Over 65 Freeze, 3 = Disabled, 4 = Disabled Vet Freeze, 5 = Widow of POW/MIA and 6 = 100% Disabled Vet Homestead
homestead_percent	Numeric	6.2	Yes	Homestead Exemption percentage to be applied to assessment. (Format: 100.00 (Default) = 100%)
***	***	***	***	***
Taxpayer_addr3	Character	40	No	Tax payer's address line 3.

Assessment Value Information (Avalue.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
Tax_year	Numeric	4	Yes	Tax Year Submitting (Format: 1999, 2000,2001,2002,2003,2004, Etc.)
***	***	***	***	***
Homestead_credit	Numeric	5	Yes	Assessed value to be credited by Homestead exemption. (Not to exceed 15,000 of Assessed Value)
***	***	***	***	***
Other_exempt	Numeric	1	Yes	Old status of any special exemptions to be applied to item 1. 0 = None (Default), 1 = Commerce/Industry (Ten Year Exemption), 2 = Agricultural, 3 = Institutional, 4 = Timber and 5 = Marshland

Assessment Millage Information (Amillage.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
***	***	***	***	***
Millage Group Information (Tgroup.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
Tax_year	Numeric	4	Yes	Tax year submitting (format: 1999, 2000,2001,2002,2003,2004, etc.)
***	***	***	***	***
Flat_fee	Numeric	6.2	Yes	Flat fee amount (format 999.99)
Place_fips	Numeric	5	Yes	FIPS Place Code of Ward or Municipality. (See FIPS Table)

Parcel Information (Parcel.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
Tax_year	Numeric	4	Yes	Tax year submitting (Format: 1999, 2000,2001,2002,2003,2004, etc.)
***	***	***	***	***
Lender_id	Character	8	No	Lender or Mortgage Company's identification number supplied by Tax Commission.
Tax_sale	Character	1	Yes	Y = Yes and N = No (default)
Taxsale_date	Numeric	10	Yes	Date of Tax Sale (Format 01/01/1999)

Legal Description Information (Legal.txt) (Required)				
Field Name	Field Type	Field Length	Required	Comments
***	***	***	***	***

Additional Owner Information (Owners.txt) (Optional)				
Field Name	Field Type	Field Length	Required	Comments
Tax_year	Numeric	4	Yes	Tax year submitting (format: 1999, 2000,2001,2002,2003,2004, etc.)
FIPS_code	Numeric	5	Yes	Parish identification number. (see FIPS table.)
Assessment_no	Character	20	Yes	Assessment number.
Taxpayer_id	Numeric	10	No	Taxpayer's identification number.
Own_percent	Numeric	6.2	No	Percent of ownership. (format: 999.99)
Taxpayer_name	Character	50	Yes	Taxpayer's name.
Primary_owner	Character	50	Yes	Primary owner's name
Contact_name	Character	50	No	Contact's name.
Taxpayer_addr1	Character	40	No	Taxpayer's address line 1.
Taxpayer_addr2	Character	40	No	Taxpayer's address line 2.
Taxpayer_addr3	Character	40	No	Taxpayer's address line 3.

Document Information (Document.txt) (Optional)				
Field Name	Field Type	Field Length	Required	Comments
***	***	***	***	***

Improvement Information (Improve.txt) (optional)				
Field Name	Field Type	Field Length	Required	Comments
***	***	***	***	***

Place FIPS Information (FIPS.txt)				
Field Name	Field Type	Field Length	Required	Comments
***	***	***	***	***

AUTHORITY NOTE: Promulgated in accordance with the Louisiana Constitution of 1974, Article VII, §18 and R.S. 47:1837.

HISTORICAL NOTE: Promulgated by the Department of Revenue, Tax Commission, LR 31:703 (March 2005), amended LR 32:427 (March 2006), LR 36:765 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 38:799 (March 2012), LR 39:487 (March 2013).

**Chapter 7. Watercraft**

**§703. Tables—Watercraft**

**A. Floating Equipment—Motor Vessels**

Table 703.A Floating Equipment—Motor Vessels				
Cost Index (Average)		Average Economic Life 12 Years		
Year	Index	Effective Age	Percent Good	Composite Multiplier
2012	0.994	1	94	.93
2011	1.022	2	87	.89
2010	1.054	3	80	.84
2009	1.046	4	73	.76
2008	1.077	5	66	.71
2007	1.119	6	58	.65
2006	1.180	7	50	.59
2005	1.235	8	43	.53
2004	1.328	9	36	.48
2003	1.374	10	29	.40
2002	1.397	11	24	.34
2001	1.405	12	22	.31
2000	1.417	13	20	.28

**B. Floating Equipment—Barges (Non-Motorized)**

Table 703.B Floating Equipment—Barges (Non-Motorized)				
Cost Index Average		Average Economic Life 20 Years		
Year	Index	Effective Age	Percent Good	Composite Multiplier
2012	0.994	1	97	.96
2011	1.022	2	93	.95
2010	1.054	3	90	.95
2009	1.046	4	86	.90
2008	1.077	5	82	.88
2007	1.119	6	78	.87
2006	1.180	7	74	.87
2005	1.235	8	70	.86
2004	1.328	9	65	.86
2003	1.374	10	60	.82
2002	1.397	11	55	.77
2001	1.405	12	50	.70
2000	1.417	13	45	.64
1999	1.443	14	40	.58
1998	1.447	15	35	.51
1997	1.460	16	31	.45
1996	1.483	17	27	.40
1995	1.506	18	24	.36
1994	1.560	19	22	.34
1993	1.604	20	21	.34
1992	1.635	21	20	.33

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2323.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 10:924 (November 1984), LR 12:36 (January 1986), LR 13:188 (March 1987), LR 13:764 (December 1987), LR 14:872 (December 1988), LR 15:1097 (December 1989), LR 16:1063 (December 1990), LR 17:1213 (December 1991), LR 19:212 (February 1993), LR 20:198 (February 1994), LR 21:186

(February 1995), LR 22:117 (February 1996), LR 23:204 (February 1997), amended by the Department of Revenue, Tax Commission, LR 24:479 (March 1998), LR 25:312 (February 1999), LR 26:506 (March 2000), LR 27:425 (March 2001), LR 28:518 (March 2002), LR 29:368 (March 2003), LR 30:487 (March 2004), LR 31:715 (March 2005), LR 32:430 (March 2006), LR 33:490 (March 2007), LR 34:678 (April 2008), LR 35:492 (March 2009), LR 36:772 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1394 (May 2011), LR 38:802 (March 2012), LR 39:490 (March 2013).

**Chapter 9. Oil and Gas Properties**

**§907. Valuation of Oil, Gas, and Other Wells**

**A. ...**

Instructions for Use of Tables 907.A-1, 907.A-2 and 907.A-3

and

Procedure for Arriving at Assessed Value

1. - 5. ...

6. Adjustments for Allowance of Economic Obsolescence

a. All wells producing 10 bbls oil or 100 mcf gas, or less, per day, as well as, all active service wells (i.e. injection, salt water disposal, water source, etc.) shall be allowed a 40 percent reduction. Taxpayer shall provide the assessor with proper documentation to claim this reduction. Once the 40 percent reduction has been applied and calculated, an additional 60 percent reduction shall be applied for any well producing 1 bbl of oil or 10 mcf of gas or less per day.

i. for wells producing 5 mcf or less of gas per day an additional reduction of 33 percent shall be applied;

ii. for wells producing 2 mcf or less of gas per day an additional reduction of 25 percent shall be applied;

6.b. - 7. ...

**1. Oil, Gas and Associated Wells; Region 1—North Louisiana**

Table 907.A.1 Oil, Gas and Associated Wells; Region 1—North Louisiana				
Producing Depths	Cost—New By Depth, Per Foot		15% of Cost—New By Depth, Per Foot	
	\$ Oil	\$ Gas	\$ Oil	\$ Gas
0-1,249 ft.	37.12	129.89	5.57	19.48
1,250-2,499 ft.	33.51	95.51	5.03	14.33
2,500-3,749 ft.	26.34	63.25	3.95	9.49
3,750-4,999 ft.	36.42	63.02	5.46	9.45
5,000-7,499 ft.	42.83	61.52	6.42	9.23
7,500-9,999 ft.	93.90	82.92	14.09	12.44
10,000-12,499 ft.	273.82	100.59	41.07	15.09
12,500-14,999 ft.	N/A	151.88	N/A	22.78
15,000-Deeper ft.	N/A	173.20	N/A	25.98

**2. Oil, Gas and Associated Wells; Region 2—South Louisiana**

Table 907.A.2 Oil, Gas and Associated Wells; Region 2—South Louisiana				
Producing Depths	Cost—New By Depth, Per Foot		15% of Cost—New By Depth, Per Foot	
	\$ Oil	\$ Gas	\$ Oil	\$ Gas
0-1,249 ft.	285.35	129.04	42.80	19.36
1,250-2,499 ft.	98.54	214.48	14.78	32.17
2,500-3,749 ft.	96.22	171.00	14.43	25.65
3,750-4,999 ft.	84.82	136.79	12.72	20.52
5,000-7,499 ft.	115.87	155.38	17.38	23.31
7,500-9,999 ft.	158.07	162.68	23.71	24.40
10,000-12,499 ft.	215.55	212.65	32.33	31.90
12,500-14,999 ft.	282.75	275.12	42.41	41.27
15,000-17,499 ft.	458.00	368.35	68.70	55.25
17,500-19,999 ft.	559.21	521.75	83.88	78.26
20,000-Deeper ft.	298.60	783.31	44.79	117.50

3. Oil, Gas and Associated Wells; Region 3—Offshore State Waters

Table 907.A.3 Oil, Gas and Associated Wells; Region 3—Offshore State Waters*				
Producing Depths	Cost—New By Depth, Per Foot		15% Of Cost—New By Depth, Per Foot	
	\$ Oil	\$ Gas	\$ Oil	\$ Gas
0 -1,249 ft.	N/A	N/A	N/A	N/A
1,250 -2,499 ft.	1,430.36	1,045.14	214.55	156.77
2,500 -3,749 ft.	735.50	803.23	110.33	120.48
3,750 -4,999 ft.	1,049.86	736.53	157.48	110.48
5,000 -7,499 ft.	522.45	682.19	78.37	102.33
7,500 -9,999 ft.	662.38	645.55	99.36	96.83
10,000 -12,499 ft.	749.87	654.36	112.48	98.15
12,500 -14,999 ft.	652.17	636.81	97.83	95.52
15,000 -17,499 ft.	449.51	660.76	67.43	99.11
17,500 - 19,999 ft.	N/A	631.70	N/A	94.76
20,000 - Deeper ft.	N/A	992.97	N/A	148.95

B. The determination of whether a well is a Region 2 or Region 3 well is ascertained from its onshore/offshore status as designated on the Permit to Drill or Amended Permit to Drill form (Location of Wells Section), located at the Department of Natural Resources as of January 1 of each tax year. Each assessor is required to confirm the onshore/offshore status of wells located within their parish by referring to the Permit to Drill or Amended Permit to Drill form on file at the Department of Natural Resources.

1. Parishes Considered to be Located in Region 1

Table 907.B.1 Parishes Considered to be Located in Region 1			
Bienville	DeSoto	Madison	Tensas
Bossier	East Carroll	Morehouse	Union
Caddo	Franklin	Natchitoches	Webster
Caldwell	Grant	Ouachita	West Carroll
Catahoula	Jackson	Red River	Winn
Claiborne	LaSalle	Richland	
Concordia	Lincoln	Sabine	

NOTE: All wells in parishes not listed above are located in Region 2 or Region 3.

2. Serial Number to Percent Good Conversion Chart

Table 907.B.2 Serial Number to Percent Good Conversion Chart			
Year	Beginning Serial Number	Ending Serial Number	20 Year Life Percent Good
2012	244268	Higher	97
2011	242592	244267	93
2010	240636	242591	90
2009	239277	240635	86
2008	236927	239276	82
2007	234780	236926	78
2006	232639	234779	74
2005	230643	232638	70
2004	229010	230642	65
2003	227742	229009	60
2002	226717	227741	55
2001	225352	226716	50
2000	223899	225351	45
1999	222882	223898	40
1998	221596	222881	35
1997	220034	221595	31
1996	218653	220033	27
1995	217588	218652	24
1994	216475	217587	22

Table 907.B.2 Serial Number to Percent Good Conversion Chart			
Year	Beginning Serial Number	Ending Serial Number	20 Year Life Percent Good
1993	215326	216474	21
1992	Lower	215325	20 *
VAR.	900000	Higher	50

\*Reflects residual or floor rate.

NOTE: For any serial number categories not listed above, use year well completed to determine appropriate percent good. If spud date is later than year indicated by serial number; or, if serial number is unknown, use spud date to determine appropriate percent good.

C. Surface Equipment

1. Listed below is the cost-new of major items used in the production, storage, transmission and sale of oil and gas. Any equipment not shown shall be assessed on an individual basis.

2. All surface equipment, including other property associated or used in connection with the oil and gas industry in the field of operation, must be rendered in accordance with guidelines established by the Tax Commission and in accordance with requirements set forth on LAT Form 12-Personal Property Tax Report—Oil and Gas Property.

3. Oil and gas personal property will be assessed in seven major categories, as follows:

- a. oil, gas and associated wells;
- b. oil and gas equipment (surface equipment);
- c. tanks (surface equipment);
- d. lines (oil and gas lease lines);
- e. inventories (material and supplies);
- f. field improvements (docks, buildings, etc.);
- g. other property (not included above).

4. The cost-new values listed below are to be adjusted to allow depreciation by use of the appropriate percent good listed in Table 907.B.2. When determining the value of equipment associated with a single well, use the age of that well to determine the appropriate percent good. When determining the value of equipment used on multiple wells, the average age of the wells within the lease/field will determine the appropriate year to be used for this purpose.

5. Functional and/or economic obsolescence shall be considered in the analysis of fair market value as substantiated by the taxpayer in writing. Consistent with Louisiana R.S. 47:1957, the assessor may request additional documentation.

6. Sales, properly documented, should be considered by the assessor as fair market value, provided the sale meets all tests relative to it being a valid sale.

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
Actuators—(see Metering Equipment)	
Automatic Control Equipment—(see Safety Systems)	
Automatic Tank Switch Unit—(see Metering Equipment)	
Barges - Concrete—(assessed on an individual basis)	
Barges - Storage—(assessed on an individual basis)	
Barges - Utility—(assessed on an individual basis)	
Barges - Work—(assessed on an individual basis)	
Communication Equipment—(see Telecommunications)	
Dampeners—(see Metering Equipment—"Recorders")	

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
DESORBERS—(no metering equipment included):	
125#	110,350
300#	121,680
500#	138,460
Destroilets—(see Metering Equipment—"Regulators")	
Desurgers—(see Metering Equipment—"Regulators")	
Desilters—(see Metering Equipment—"Regulators")	
Diatrollers—(see Metering Equipment—"Regulators")	
Docks, Platforms, Buildings—(assessed on an individual basis)	
Dry Dehydrators (Driers)—(see Scrubbers)	
Engines-Unattached—(only includes engine and skids):	
Per Horsepower	350
Evaporators—(assessed on an individual basis)	
Expander Unit—(no metering equipment included):	
Per Unit	40,480
Flow Splitters—(no metering equipment included):	
48 In. Diameter Vessel	19,710
72 In. Diameter Vessel	26,110
96 In. Diameter Vessel	40,010
120 In. Diameter Vessel	56,850
Fire Control System—(assessed on an individual basis)	
Furniture & Fixtures—(assessed on an individual basis) (Field operations only, according to location.)	
Gas Compressors-Package Unit—(Skids, scrubbers, cooling system, and power controls. No metering or regulating equipment.):	
1 - 49 HP	730
50 - 99 HP	1,450
100 - 999 HP	1,190
1,000 - 1,499 HP	910
1,500 HP and Up	800
Gas Coolers—(no metering equipment);	
5,000 MCF/D	31,090
10,000 MCF/D	35,020
20,000 MCF/D	108,950
50,000 MCF/D	247,170
100,000 MCF/D	404,810
Generators—Package Unit only -(no special installation)	
Per K.W.	230
Glycol Dehydration-Package Unit—(Including pressure gauge, relief valve and regulator. No other metering equipment.):	
Up to 4.0 MMCF/D	21,820
4.1 to 5.0 MMCF/D	24,350
5.1 to 10.0 MMCF/D	46,930
10.1 to 15.0 MMCF/D	65,300
15.1 to 20.0 MMCF/D	88,880
20.1 to 25.0 MMCF/D	115,580
25.1 to 30.0 MMCF/D	219,530
30.1 to 50.0 MMCF/D	245,230
50.1 to 75.0 MMCF/D	305,070
75.1 & Up MMCF/D	352,010
Heaters—(Includes unit, safety valves, regulators and automatic shut-down. No metering equipment.):	
Steam Bath—Direct Heater:	
24 In. Diameter Vessel - 250,000 BTU/HR Rate	7,570
30 In. Diameter Vessel - 500,000 BTU/HR Rate	9,500
36 In. Diameter Vessel - 750,000 BTU/HR Rate	11,500
48 In. Diameter Vessel - 1,000,000 BTU/HR Rate	17,010
60 In. Diameter Vessel - 1,500,000 BTU/HR Rate	21,000
Water Bath—Indirect Heater:	
24 In. Diameter Vessel - 250,000 BTU/HR Rate	6,450
30 In. Diameter Vessel - 500,000 BTU/HR Rate	8,860
36 In. Diameter Vessel - 750,000 BTU/HR Rate	11,560
48 In. Diameter Vessel - 1,000,000 BTU/HR Rate	16,370
60 In. Diameter Vessel - 1,500,000 BTU/HR Rate	20,940
Steam—(Steam Generators):	
24 In. Diameter Vessel - 250,000 BTU/HR Rate	8,270
30 In. Diameter Vessel - 450,000 BTU/HR Rate	10,330
36 In. Diameter Vessel - 500 to 750,000 BTU/HR Rate	15,490
48 In. Diameter Vessel - 1 to 2,000,000 BTU/HR Rate	17,780

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
60 In. Diameter Vessel - 2 to 3,000,000 BTU/HR Rate	20,120
72 In. Diameter Vessel - 3 to 6,000,000 BTU/HR Rate	31,800
96 In. Diameter Vessel - 6 to 8,000,000 BTU/HR Rate	38,190
Heat Exchange Units-Skid Mounted—(see Production Units)	
Heater Treaters—(Necessary controls, gauges, valves and piping. No metering equipment included.):	
Heater - Treaters - (non-metering):	
4 x 20 ft.	16,540
4 x 27 ft.	21,300
6 x 20 ft.	22,290
6 x 27 ft.	28,040
8 x 20 ft.	35,730
8 x 27 ft.	41,830
10 x 20 ft.	47,230
10 x 27 ft.	55,560
L.A.C.T. (Lease Automatic Custody Transfer)—see Metering Equipment)	
JT Skid (Low Temperature Extraction)—(includes safety valves, temperature controllers, chokes, regulators, metering equipment, etc.—complete unit.):	
Up to 2 MMCF/D	41,070
Up to 5 MMCF/D	58,670
Up to 10 MMCF/D	140,800
Up to 20 MMCF/D	234,670
Liqua Meter Units—(see Metering Equipment)	
Manifolds—(see Metering Equipment)	
Material & Supplies-Inventories—(assessed on an individual basis)	
Meter Calibrating Vessels—(see Metering Equipment)	
Meter Prover Tanks—(see Metering Equipment)	
Meter Runs—(see Metering Equipment)	
Meter Control Stations—(not considered Communication Equipment) - (assessed on an individual basis)	
Metering Equipment	
Actuators—hydraulic, pneumatic & electric valves	6,390
Controllers—time cycle valve - valve controlling device (also known as Intermitter)	1,990
Fluid Meters:	
1 Level Control	
24 In. Diameter Vessel - 1/2 bbl. Dump	4,870
30 In. Diameter Vessel - 1 bbl. Dump	6,280
36 In. Diameter Vessel - 2 bbl. Dump	8,680
2 Level Control	
20 In. Diameter Vessel - 1/2 bbl. Dump	4,580
24 In. Diameter Vessel - 1/2 bbl. Dump	5,510
30 In. Diameter Vessel - 1 bbl. Dump	6,920
36 In. Diameter Vessel - 2 bbl. Dump	9,330
L.A.C.T. and A.T.S. Units:	
30 lb. Discharge	30,740
60 lb. Discharge	35,020
Manifolds—Manual Operated:	
High Pressure	
per well	24,110
per valve	8,150
Low Pressure	
per well	11,670
per valve	3,870
Manifolds—Automatic Operated:	
High Pressure	
per well	43,590
per valve	14,370
Low Pressure	
per well	31,090
per valve	10,500
NOTE: Automatic Operated System includes gas hydraulic and pneumatic valve actuators, (or motorized valves), block valves, flow monitors-in addition to normal equipment found on manual operated system. No Metering Equipment Included.	

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
Meter Runs—piping, valves & supports—no meters:	
2 In. piping and valve	6,570
3 In. piping and valve	7,390
4 In. piping and valve	8,920
6 In. piping and valve	12,440
8 In. piping and valve	18,680
10 In. piping and valve	24,880
12 In. piping and valve	31,090
14 In. piping and valve	42,360
16 In. piping and valve	55,320
18 In. piping and valve	68,520
20 In. piping and valve	89,060
22 In. piping and valve	112,230
24 In. piping and valve	137,400
Metering Vessels (Accumulators):	
1 bbl. calibration plate (20 x 9)	3,810
5 bbl. calibration plate (24 x 10)	4,110
7.5 bbl. calibration plate (30 x 10)	5,750
10 bbl. calibration plate (36 x 10)	7,160
Recorders (Meters)—Includes both static element and tube drive pulsation dampener-also one and two pen operations. per meter	2,640
Solar Panel (also see Telecommunications) per unit (10' x 10')	350
Pipe Lines—Lease Lines	
Steel	
2 In. nominal size - per mile	19,130
2 1/2 In. nominal size - per mile	25,760
3 & 3 1/2 In. nominal size - per mile	32,850
4, 4 1/2 & 5 In. nominal size - per mile	56,500
6 In. nominal size - per mile	82,960
Poly Pipe	
2 In. nominal size - per mile	10,500
2 1/2 In. nominal size - per mile	14,140
3 In. nominal size - per mile	18,070
4 In. nominal size - per mile	31,040
6 In. nominal size - per mile	45,580
Plastic-Fiberglass	
2 In. nominal size - per mile	16,310
3 In. nominal size - per mile	27,930
4 In. nominal size - per mile	47,990
6 In. nominal size - per mile	70,460
NOTE: Allow 90% obsolescence credit for lines that are inactive, idle, open on both ends and dormant, which are being carried on corporate records solely for the purpose of retaining right of ways on the land and/or due to excessive capital outlay to refurbish or remove the lines.	
Pipe Stock—(assessed on an individual basis)	
Pipe Stock - Exempt—Under La. Const., Art. X, §4 (19-C)	
Production Units:	
Class I - per unit—separator & 1 heater—500 MCF/D	20,650
Class II - per unit—separator & 1 heater—750 MCF/D	27,520
Production Process Units—These units are by specific design and not in the same category as gas compressors, liquid and gas production units or pump-motor units. (Assessed on an individual basis.)	
Pumps—In Line per horsepower rating of motor	290
Pump-Motor Unit—pump and motor only	
Class I - (water flood, s/w disposal, p/l, etc.) Up to 300 HP - per HP of motor	350
Class II - (high pressure injection, etc.) 301 HP and up per HP of motor	410

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
Pumping Units-Conventional and Beam Balance—(unit value includes motor) - assessed according to API designation.	
16 D	6,750
25 D	12,670
40 D	15,840
57 D	21,120
80 D	35,260
114 D	36,670
160 D	49,340
228 D	53,560
320 D	67,700
456 D	80,370
640 D	97,330
912 D	102,960
NOTE: For "Air Balance" and "Heavy Duty" units, multiply the above values by 1.30.	
Regenerators (Accumulator)—(see Metering Equipment)	
Regulators: per unit	2,700
Safety Systems	
Onshore And Marsh Area	
Basic Case:	
well only	5,400
well & production equipment	6,220
with surface op. ssv, add	9,330
Offshore 0 - 3 Miles	
Wellhead safety system (excludes wellhead actuators) per well	15,550
production train	38,900
glycol dehydration system	23,350
P/L pumps and LACT	54,440
Compressors	34,200
Wellhead Actuators (does not include price of the valve)	
5,000 psi	3,870
10,000 psi and over	5,810
NOTE: For installation costs - add 25%	
Sampler—(see Metering Equipment—"Fluid Meters")	
Scrubbers—Two Classes	
Class I - Manufactured for use with other major equipment and, at times, included with such equipment as part of a package unit.	
8 In. Diameter Vessel	3,290
10 In. Diameter Vessel	4,690
12 In. Diameter Vessel	5,340
Class II - Small "in-line" scrubber used in flow system usually direct from gas well. Much of this type is "shop-made" and not considered as major scrubbing equipment.	
8 In. Diameter Vessel	1,530
12 In. Diameter Vessel	1,990
NOTE: No metering or regulating equipment included in the above.	
Separators—(no metering equipment included)	
Horizontal—Filter /1,440 psi (High Pressure)	
6-5/8" OD x 5'-6"	4,810
8-5/8" OD x 7'-6"	5,220
10-3/4" OD x 8'-0"	7,330
12-3/4" OD x 8'-0"	9,860
16" OD x 8'-6"	15,840
20" OD x 8'-6"	23,410
20" OD x 12'-0"	24,640
24" OD x 12'-6"	33,210
30" OD x 12'-6"	48,460
36" OD x 12'-6"	57,610

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
Separators—(no metering equipment included)	
Vertical 2—Phase /125 psi (Low Pressure)	
24" OD x 7'-6"	5,460
30" OD x 10'-0"	5,870
36" OD x 10'-0"	12,260
Vertical 3—Phase /125 psi (Low Pressure)	
24" OD x 7'-6"	5,750
24" OD x 10'-0"	6,510
30" OD x 10'-0"	9,030
36" OD x 10'-0"	12,850
42" OD x 10'-0"	14,900
Horizontal 3—Phase /125 psi (Low Pressure)	
24" OD x 10'-0"	8,510
30" OD x 10'-0"	10,910
36" OD x 10'-0"	11,910
42" OD x 10'-0"	19,010
Vertical 2—Phase /1440 psi (High Pressure)	
12-3/4" OD x 5'-0"	3,230
16" OD x 5'-6"	4,810
20" OD x 7'-6"	9,150
24" OD x 7'-6"	11,090
30" OD x 10'-0"	16,900
36" OD x 10'-0"	21,880
42" OD x 10'-0"	35,020
48" OD x 10'-0"	41,300
54" OD x 10'-0"	62,540
60" OD x 10'-0"	78,200
Vertical 3 - Phase /1440 psi (High Pressure)	
16" OD x 7'-6"	5,630
20" OD x 7'-6"	9,860
24" OD x 7'-6"	11,440
30" OD x 10'-0"	17,660
36" OD x 10'-0"	22,590
42" OD x 10'-0"	36,840
48" OD x 10'-0"	42,710
Horizontal 2—Phase /1440 psi (High Pressure)	
16" OD x 7'-6"	5,510
20" OD x 7'-6"	8,860
24" OD x 10'-0"	12,090
30" OD x 10'-0"	18,600
36" OD x 10'-0"	23,580
42" OD x 15'-0"	47,870
48" OD x 15'-0"	55,210
Horizontal 3—Phase /1440 psi (High Pressure)	
16" OD x 7'-6"	8,510
20" OD x 7'-6"	9,500
24" OD x 10'-0"	13,850
30" OD x 10'-0"	19,710
36" OD x 10'-0"	28,400
36" OD x 15'-0"	31,740
Offshore Horizontal 3—Phase /1440 psi (High Pressure)	
30" OD x 10'-0"	40,890
36" OD x 10'-0"	39,010
36" OD x 12'-0"	56,610
36" OD x 15'-0"	59,080
42" OD x 15'-0"	91,700
Skimmer Tanks—(see Flow Tanks in Tanks section)	
Stabilizers—per unit	6,040
Sump/Dump Tanks—(See Metering Equipment -"Fluid Tanks")	
Tanks—no metering equipment	Per Barrel*
Flow Tanks (receiver or gunbarrel) 50 to 548 bbl. Range (average tank size - 250 bbl.)	37.80
Stock Tanks (lease tanks) 100 to 750 bbl. Range (average tank size – 300 bbl.)	29.30

Table 907.C.1 Surface Equipment	
Property Description	\$ Cost New
Storage Tanks (Closed Top)	
1,000 barrel	25.00
1,500 barrel	22.10
2,000 barrel	21.50
2,001 - 5,000 barrel	19.70
5,001 - 10,000 barrel	18.50
10,001 - 15,000 barrel	17.40
15,001 - 55,000 barrel	12.10
55,001 - 150,000 barrel	9.20
Internal Floating Roof	
10,000 barrel	35.70
20,000 barrel	24.20
30,000 barrel	18.00
50,000 barrel	16.00
55,000 barrel	15.40
80,000 barrel	13.60
100,000 barrel	11.90
*I.E.: (tanks size bbls.) X (no. of bbls.) X (cost-new factor.)	
Telecommunications Equipment	
Microwave System	
Telephone & data transmission	46,930
Radio telephone	3,520
Supervisory controls:	
remote terminal unit, well	10,030
master station	22,880
towers (installed):	
heavy duty, guyed, per foot	590
light duty, guyed, per foot	50
heavy duty, self supporting, per foot	600
light duty, self supporting, per foot	130
equipment building, per sq. ft.	180
solar panels, per sq. ft.	60
Utility Compressors	
per horsepower - rated on motor	770
Vapor Recovery Unit—no Metering Equipment	
60 MCF/D or less	20,530
105 MCF/D max	29,330
250 MCF/D max	38,720
Waterknockouts—Includes unit, backpressure valve and regulator, but, no metering equipment.	
2' diam. x 16'	5,570
3' diam. x 10'	8,330
4' diam. x 10'	11,500
6' diam. x 10'	18,830
6' diam. x 15'	21,770
8' diam. x 10'	27,280
8' diam. x 15'	31,330
8' diam. x 20'	34,730
8' diam. x 25'	38,660
10' diam. x 20'	45,470

Table 907.C.2 Service Stations Marketing Personal Property *Alternative Procedure	
Property Description	\$ Cost New
Air and Water Units:	
Above ground	1,310
Below ground	560
Air Compressors:	
1/3 to 1 H.P.	1,760
1/2 to 5 H.P.	2,970
Car Wash Equipment:	
In Bay (roll over brushes)	47,230
In Bay (pull through)	73,310
Tunnel (40 to 50 ft.)	159,580
Tunnel (60 to 75 ft.)	213,550

Table 907.C.2 Service Stations Marketing Personal Property *Alternative Procedure	
Property Description	\$ Cost New
Drive On Lifts:	
Single Post	8,620
Dual Post	9,720
Lights:	
Light Poles (each)	880
Lights - per pole unit	970
Pumps:	
Non-Electronic - self contained and/or remote controlled computer	
Single	3,730
Dual	5,550
Computerized - non-self service, post pay, pre/post pay. self contained and/or remote controlled dispensers	
Single	6,310
Dual	8,510
Read-Out Equipment (at operator of self service)	
Per Hose Outlet	1,380
Signs:	
Station Signs	
6 ft. lighted - installed on 12 ft. pole	4,170
10 ft. lighted - installed on 16 ft. pole	7,630
Attachment Signs (for station signs)	
Lighted "self-serve" (4 x 11 ft.)	3,470
Lighted "pricing" (5 x 9 ft.)	3,560
High Rise Signs - 16 ft. lighted - installed on:	
1 pole	12,630
2 poles	16,520
3 poles	18,480
Attachment Signs (for high rise signs)	
Lighted "self-serve" (5 x 17 ft.)	6,710
Lighted "pricing" (5 x 9 ft.)	3,560
Submerged Pumps—(used with remote control equipment, according to number used - per unit)	3,730
Tanks—(average for all tank sizes)	
Underground - per gallon	2.10

NOTE: The above represents the cost-new value of modern stations and self-service marketing equipment. Other costs associated with such equipment are included in improvements. Old style stations and equipment should be assessed on an individual basis, at the discretion of the tax assessor, when evidence is furnished to substantiate such action.

\*This alternative assessment procedure should be used only when acquisition cost and age are unknown or unavailable. Otherwise, see general business section (Chapter 25) for normal assessment procedure.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2326.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 12:36 (January 1986), LR 13:188 (March 1987), LR 13:764 (December 1987), LR 14:872 (December 1988), LR 15:1097 (December 1989), LR 16:1063 (December 1990), LR 17:1213 (December 1991), LR 19:212 (February 1993), LR 20:198 (February 1994), LR 21:186 (February 1995), LR 22:117 (February 1996), LR 23:205 (February 1997), amended by the Department of Revenue, Tax Commission, LR 24:480 (March 1998), LR 25:313 (February 1999), LR 26:507 (March 2000), LR 27:425 (March 2001), LR 28:518 (March 2002), LR 29:368 (March 2003), LR 30:488 (March 2004), LR 31:717 (March 2005), LR 32:431 (March 2006), LR 33:492 (March 2007), LR 34:679 (April 2008), LR 35:495 (March 2009), LR 36:773 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1395 (May 2011), LR 38:803 (March 2012), LR 39:490 (March 2013).

## Chapter 11. Drilling Rigs and Related Equipment §1103. Drilling Rigs and Related Equipment Tables

### A. Land Rigs

Table 1103.A Land Rigs		
Depth "0" to 7,000 Feet		
Depth (Ft.)	Fair Market Value	Assessment
	\$	\$
3,000	802,000	120,300
4,000	866,700	130,000
5,000	1,138,800	170,800
6,000	1,529,300	229,400
7,000	2,166,000	324,900
Depth 8,000 to 10,000 Feet		
Depth (Ft.)	Fair Market Value	Assessment
	\$	\$
8,000	2,915,200	437,300
9,000	3,682,400	552,400
10,000	4,413,400	662,000
Depth 11,000 to 15,000 Feet		
Depth (Ft.)	Fair Market Value	Assessment
	\$	\$
11,000	5,065,800	759,900
12,000	5,609,700	841,500
13,000	6,029,300	904,400
14,000	6,323,300	948,500
15,000	6,506,700	976,000
Depth 16,000 to 20,000 Feet		
Depth (Ft.)	Fair Market Value	Assessment
	\$	\$
16,000	6,611,800	991,800
17,000	6,688,800	1,003,300
18,000	6,807,700	1,021,200
19,000	7,058,600	1,058,800
20,000	7,553,700	1,133,100
Depth 21,000 + Feet		
Depth (Ft.)	Fair Market Value	Assessment
	\$	\$
21,000	8,427,600	1,264,100
25,000 +	9,838,900	1,475,800

1. - 2. ...

### B. Jack-Ups

Table 1103.B Jack-Ups			
Type	Water Depth Rating	Fair Market Value	Assessment
IC	0-199 FT.	\$ 52,600,000	7,890,000
	200-299 FT.	105,100,000	15,765,000
	300-Up FT.	210,000,000	31,500,000
IS	0-199 FT.	15,800,000	2,370,000
	200-299 FT.	26,300,000	3,945,000
	300-Up FT.	31,500,000	4,725,000
MC	0-199 FT.	5,300,000	795,000
	200-299 FT.	10,500,000	1,575,000
	300-Up FT.	42,100,000	6,315,000
MS	0-249 FT.	11,000,000	1,650,000
	250 FT. and Deeper	21,700,000	3,255,000

IC - Independent Leg Cantilever  
IS - Independent Leg Slot  
MC - Mat Cantilever  
MS - Mat Slot

C. Semisubmersible Rigs

Table 1103.C Semisubmersible Rigs		
Water Depth Rating	Fair Market Value	Assessment
	\$	\$
0- 800 FT.	48,000,000	7,200,000
801-1,800 FT.	86,100,000	12,915,000
1,801-2,500 FT.	157,700,000	23,655,000
2,501 FT. and Deeper	495,000,000	74,250,000

NOTE: The fair market values and assessed values indicated by these tables are based on the current market (sales) appraisal approach and not the cost approach.

1. - 3.b.i. ...

D. Well Service Rigs Land Only

Table 1103.D Well Service Rigs Land Only				
Class	Mast	Engine	Fair Market Value (RCNLD)	Assessment
I	72' X 125M# 75' X 150M#	6V71	260,000	39,000
II	96' X 150M# 96' X 180M# 96' X 185M# 96' X 205M# 96' X 210M# 96' X 212M# 96' X 215M#	8V71	320,000	48,000
III	96' X 240M# 96' X 250M# 96' X 260M# 102' X 215M#	8V92	375,000	56,300
IV	102' X 224M# 102' X 250M# 103' X 225M# 103' X 250M# 104' X 250M# 105' X 225M# 105' X 250M#	12V71	450,000	67,500
V	105' X 280M# 106' X 250M# 108' X 250M# 108' X 260M# 108' X 268M# 108' X 270M# 108' X 300M#	12V71 12V92	525,000	78,800
VI	110' X 250M# 110' X 275M# 112' X 300M# 112' X 350M#	12V71 (2) 8V92	580,000	87,000
VII	117' X 215M#	(2) 8V92 (2) 12V71	670,000	100,500

D.1. - E.1. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2323.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 10:939 (November 1984), LR 12:36 (January 1986), LR 13:188 (March 1987), LR 16:1063 (December 1990), LR 17:1213 (December 1991), LR 22:117 (February 1996), LR 23:205 (February 1997), amended by the Department of Revenue, Tax Commission, LR 24:487 (March 1998), LR 25:315 (February 1999), LR 26:508 (March 2000), LR 27:426 (March 2001), LR 28:519 (March 2002), LR 30:488 (March 2004), LR 31:718 (March 2005), LR 32:431 (March 2006), LR 33:493 (March 2007), LR

34:683 (April 2008), LR 35:497 (March 2009), LR 36:778 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1399 (May 2011), LR 38:808 (March 2012), LR 39:495 (March 2013).

Chapter 13. Pipelines

§1307. Pipeline Transportation Tables

A. Current Costs for Other Pipelines (Onshore)

Table 1307.A Current Costs for Other Pipelines (Onshore)		
Diameter (inches)	Cost per Mile	15% of Cost per Mile
2	\$ 158,400	\$ 23,760
4	186,910	28,040
6	220,550	33,080
8	260,250	39,040
10	307,090	46,060
12	362,360	54,350
14	427,580	64,140
16	504,540	75,680
18	595,350	89,300
20	702,500	105,380
22	828,940	124,340
24	978,130	146,720
26	1,154,180	173,130
28	1,361,910	204,290
30	1,607,030	241,050
32	1,896,270	284,440
34	2,237,570	335,640
36	2,640,290	396,040
38	3,115,500	467,330
40	3,676,230	551,430
42	4,337,890	650,680
44	5,118,640	767,800
46	6,039,910	905,990
48	7,126,990	1,069,050

NOTE: Excludes river and canal crossings

B. Current Costs for Other Pipelines (Offshore)

Table 1307.B Current Costs for Other Pipelines (Offshore)		
Diameter (inches)	Cost per Mile	15% of Cost per Mile
2	\$ 938,350	\$ 140,750
4	940,000	141,000
6	942,450	141,370
8	954,570	143,190
10	973,850	146,080
12	1,000,290	150,040
14	1,033,900	155,090
16	1,074,680	161,200
18	1,122,620	168,390
20	1,177,730	176,660
22	1,240,000	186,000
24	1,309,440	196,420
26	1,386,040	207,910
28	1,469,810	220,470
30	1,560,740	234,110
32	1,658,840	248,830
34	1,764,100	264,620
36	1,876,530	281,480
38	1,996,120	299,420
40	2,122,880	318,430
42	2,256,800	338,520
44	2,397,890	359,680
46	2,546,150	381,920
48	2,701,570	405,240

C. Pipeline Transportation Allowance for Physical Deterioration (Depreciation)

Table 1307.C Pipeline Transportation Allowance for Physical Deterioration (Depreciation)	
Actual Age	26.5 Year Life Percent Good
1	98
2	96
3	94
4	91
5	88
6	86
7	83
8	80
9	77
10	73
11	70
12	67
13	63
14	60
15	56
16	52
17	48
18	44
19	39
20	35
21	33
22	30
23	28
24	26
25	25
26	23
27 and older	20*

\* Reflects residual or floor rate.

NOTE: See §1305.G (page PL-3) for method of recognizing economic obsolescence.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2323.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 10:941 (November 1984), LR 12:36 (January 1986), LR 16:1063 (December 1990), amended by the Department of Revenue, Tax Commission, LR 24:489 (March 1998), LR 25:316 (February 1999), LR 26:509 (March 2000), LR 27:426 (March 2001), LR 31:719 (March 2005), LR 32:432 (March 2006), LR 33:494 (March 2007), LR 34:684 (April 2008), LR 35:499 (March 2009), LR 36:778 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1401 (May 2011), LR 38:809 (March 2012), LR 39:496 (March 2013).

**Chapter 15. Aircraft**

**§1503. Aircraft (Including Helicopters) Table**

A. Aircraft (Including Helicopters)

Table 1503 Aircraft (Including Helicopters)				
Cost Index (Average)		Average Economic Life (20 Years)		
Year	Index	Effective Age	Percent Good	Composite Multiplier
2012	0.994	1	97	.96
2011	1.022	2	93	.95
2010	1.054	3	90	.95
2009	1.046	4	86	.90
2008	1.077	5	82	.88
2007	1.119	6	78	.87
2006	1.180	7	74	.87
2005	1.235	8	70	.86

Table 1503 Aircraft (Including Helicopters)				
Cost Index (Average)		Average Economic Life (20 Years)		
Year	Index	Effective Age	Percent Good	Composite Multiplier
2004	1.328	9	65	.86
2003	1.374	10	60	.82
2002	1.397	11	55	.77
2001	1.405	12	50	.70
2000	1.417	13	45	.64
1999	1.443	14	40	.58
1998	1.447	15	35	.51
1997	1.460	16	31	.45
1996	1.483	17	27	.40
1995	1.506	18	24	.36
1994	1.560	19	22	.34
1993	1.604	20	21	.34
1992	1.635	21	20	.33

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2323.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 10:943 (November 1984), LR 12:36 (January 1986), LR 13:188 (March 1987), LR 13:764 (December 1987), LR 14:872 (December 1988), LR 15:1097 (December 1989), LR 16:1063 (December 1990), LR 17:1213 (December 1991), LR 19:212 (February 1993), LR 20:198 (February 1994), LR 21:186 (February 1995), LR 22:117 (February 1996), LR 23:206 (February 1997), amended by the Department of Revenue, Tax Commission, LR 24:490 (March 1998), LR 25:316 (February 1999), LR 26:509 (March 2000), LR 27:427 (March 2001), LR 28:520 (March 2002), LR 29:370 (March 2003), LR 30:489 (March 2004), LR 31:719 (March 2005), LR 32:433 (March 2006), LR 33:495 (March 2007), LR 34:685 (April 2008), LR 35:499 (March 2009), LR 36:779 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1401 (May 2011), LR 38:809 (March 2012), LR 39:497 (March 2013).

**Chapter 25. General Business Assets**

**§2503. Tables Ascertain Economic Lives, Percent Good and Composite Multipliers of Business and Industrial Personal Property**

A. ...

\* \* \*

B. Cost Indices

Table 2503.B Cost Indices			
Year	Age	National Average 1926 = 100	January 1, 2012 = 100*
2012	1	1545.9	0.994
2011	2	1503.2	1.022
2010	3	1457.4	1.054
2009	4	1468.6	1.046
2008	5	1427.3	1.077
2007	6	1373.3	1.119
2006	7	1302.3	1.180
2005	8	1244.5	1.235
2004	9	1157.3	1.328
2003	10	1118.6	1.374
2002	11	1100.0	1.397
2001	12	1093.4	1.405
2000	13	1084.3	1.417
1999	14	1065.0	1.443
1998	15	1061.8	1.447
1997	16	1052.7	1.460
1996	17	1036.0	1.483

Table 2503.B Cost Indices			
Year	Age	National Average 1926 = 100	January 1, 2012 = 100*
1995	18	1020.4	1.506
1994	19	985.0	1.560
1993	20	958.0	1.604
1992	21	939.8	1.635
1991	22	928.5	1.655
1990	23	910.2	1.688
1989	24	886.5	1.733
1988	25	841.4	1.826
1987	26	806.9	1.904

\*Reappraisal Date: January 1, 2012 – 1536.5 (Base Year)

C. ...

\* \* \*

D. Composite Multipliers 2013 (2014 Orleans Parish)

Revenue, Tax Commission, LR 24:490 (March 1998), LR 25:317 (February 1999), LR 26:509 (March 2000), LR 27:427 (March 2001), LR 28:520 (March 2002), LR 29:370 (March 2003), LR 30:489 (March 2004), LR 31:719 (March 2005), LR 32:433 (March 2006), LR 33:496 (March 2007), LR 34:686 (April 2008), LR 35:500 (March 2009), LR 36:780 (April 2010), amended by the Office of the Governor, Division of Administration, Tax Commission, LR 37:1402 (May 2011), LR 38:810 (March 2012), LR 39:497(March 2013).

James D. "Pete" Peters  
Chairman

1303#020

**RULE**

**Office of the Governor  
Motor Vehicle Commission**

Automotive Industry—Recreational Products  
(LAC 46:V.309 and Chapters 15 and 17)

In accordance with the provisions of the Administrative Procedures Act, R.S. 49:950 et seq., and in accordance with Revised Statutes Title 32, Chapter 6, the Office of the Governor, Louisiana Motor Vehicle Commission, the Louisiana Motor Vehicle Commission adopted LAC 46:V.309 to implement the provisions of R.S. 49:953(C) which requires the agency to provide a Rule for an interested person to request the adoption, amendment, or repeal of a rule, has repealed Chapter 15 and has adopted LAC 46V.Chapters 15 and 17.

The legislature enacted R.S. 32:1256.1 to provide statutory authority for regional recreational product shows. This enactment resulted in Chapter 15 being inconsistent with the provisions of the statute requiring that it be repealed by the commission. Chapter 15, Recreational Product Shows, will be repealed. Chapter 15, Recreational Product Shows, was adopted with language to clarify the regional recreational product rules which will assist licensees in dealing with the regulatory scheme assigned to the commission. These rules increase the license fee for promoters, producers, or organizers from \$100 to \$500. The rules reduce the recreational product show license fee from \$500 to \$100. These rules make clear the order and priority of invitations to the regional recreational product shows and sets forth requirements for out of state exhibitors to participate. These rules establish sales activities that may take place at a regional recreational product show.

Chapter 17, Recreational Product Static Offsite Displays; Off-Site Expositions, was adopted to replace provisions formerly contained in the repealed Chapter 15. This adoption allows the commission to continue to license dealers and regulate recreational product expositions and static offsite displays certain situations covered by Chapter 17. This also assures the consuming public will benefit by attendance at regional recreational product shows and expositions conducted by producers under the provisions of the Motor Vehicle Commission law.

Table 2503.D Composite Multipliers 2013 (2014 Orleans Parish)										
Age	3 Yr	5 Yr	6 Yr	8 Yr	10 Yr	12 Yr	15 Yr	20 Yr	25 Yr	
1	.70	.84	.86	.89	.91	.93	.94	.96	.97	
2	.50	.71	.75	.81	.86	.89	.92	.95	.97	
3	.36	.55	.60	.71	.80	.84	.90	.95	.96	
4	.17	.36	.43	.56	.70	.76	.83	.90	.94	
5		.25	.32	.46	.62	.71	.79	.88	.94	
6		.20	.21	.37	.55	.65	.76	.87	.94	
7			.21	.31	.46	.59	.73	.87	.93	
8				.27	.37	.53	.68	.86	.93	
9				.27	.32	.48	.65	.86	.92	
10					.29	.40	.59	.82	.92	
11					.28	.34	.52	.77	.92	
12						.31	.44	.70	.90	
13						.28	.37	.64	.85	
14							.33	.58	.81	
15							.30	.51	.75	
16							.29	.45	.70	
17								.40	.65	
18								.36	.59	
19								.34	.53	
20								.34	.48	
21								.33	.46	
22									.43	
23									.41	
24									.35	
25									.34	
26									.33	

1. Data sources for tables are:

- a. Cost Index—Marshall and Swift Publication Co.;
- b. Percent Good—Marshall and Swift Publication Co.;
- c. Average Economic Life—various.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:1837 and R.S. 47:2323.

HISTORICAL NOTE: Promulgated by the Department of Revenue and Taxation, Tax Commission, LR 8:102 (February 1982), amended LR 9:69 (February 1983), LR 10:944 (November 1984), LR 12:36 (January 1986), LR 13:188 (March 1987), LR 13:764 (December 1987), LR 14:872 (December 1988), LR 15:1097 (December 1989), LR 16:1063 (December 1990), LR 17:1213 (December 1991), LR 19:212 (February 1993), LR 20:198 (February 1994), LR 21:186 (February 1995), LR 22:117 (February 1996), LR 23:207 (February 1997), amended by the Department of

**Title 46**  
**PROFESSIONAL AND OCCUPATIONAL**  
**STANDARDS**

**Part V. Automotive Industry**

**Subpart 1. Motor Vehicle Commission**

**Chapter 3. Hearing Procedures**

**§309. Petition for Commission Review of Rule**

A. A request by an interested party for the adoption, amendment or repeal of a rule pursuant to R.S. 49:953(C), shall be made in the form of a petition to the commission. The petition shall include, but shall not be limited, to the following:

1. the name and address of petitioner;
2. specific reference to the statute or rules to which it relates;
3. a statement of the proposed action requested;
4. a summary of the content of the rule change proposed if for adoption or repeal; a summary of the change in the rule if proposed for amendment;
5. the specific citation of the enabling legislation purporting to authority the requested review;
6. a statement of the circumstances which require the adoption, amendment or repeal of the rule; and
7. other information appropriate for the commission's deliberation on the request.

B. The petition will be considered by the commission at its next regularly scheduled meeting provided the petition has been filed at least 30 days prior to that meeting.

C. The commission will either deny the petition in writing, stating the reason for denial, or shall initiate rule making proceedings within 90 days after submission of the petition.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 49:953(C).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 39:499 (March 2013).

**Chapter 15. Recreational Product Shows**

**§1501. License and Regulation of Recreational Product Shows**

A. The commission shall license and regulate recreational product shows at offsite locations.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 37:2996 (October 2011), repromulgated LR 37:3262 (November 2011), amended LR 39:499 (March 2013).

**§1503. Promoter, Producer or Organizer License Fee and Application**  
**[Formerly §1505]**

A. A promoter, producer or organizer shall obtain a license from the commission and its request for a license shall consist of the following:

1. the application for license shall be on forms prescribed by the commission and shall require such information as the commission deems necessary to enable it to determine the qualifications and eligibility of the applicant;
2. a license fee of \$500 for each year covered by the license;
3. a list of shows proposed or planned for the licensed year. This list shall be updated on an annual basis.

B. Any application not received at the appropriate time shall be charged a late fee in accordance with R.S. 32:1255(B).

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 37:2997 (October 2011), repromulgated LR 37:3262 (November 2011), amended LR 39:499 (March 2013).

**§1505. Recreational Product Show License Fee and Application**  
**[Formerly §1507]**

A. The promoter, producer or organizer of a regional or national recreational product show shall be required to obtain a license for the show from the commission and its request for a license shall consist of the following:

1. the application shall be on a form prescribed by the commission and shall require such information as the commission deems necessary to enable it to determine the qualifications and eligibility of the applicant;
2. a license fee of \$100;
3. the license shall be for the recreational product show subject of the application.

B. The application must be submitted to the commission no less than 90 days prior to the opening date of the recreational product show. Any application received after that date shall be charged a late fee in accordance with R.S. 32:1255(B).

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 37:2997 (October 2011), repromulgated LR 37:3262 (November 2011), amended LR 39:499 (March 2013).

**§1507. Regional Recreational Product Show; Invitation and Priority**

A. The promoter shall contact and invite all licensees of the type of recreational products to be displayed at a regional recreational product show as follows.

1. All Louisiana recreational product dealers whose area of responsibility for the brands they represent includes the location of the show shall not later than 75 days prior to the beginning date of the show be invited and have the first option to participate in the show. These licensees shall notify the promoter or producer of its participation in the show within 10 business days of the receipt of the invitation.

2. Louisiana dealers whose area of responsibility does not include the location of the show shall not later than 60 days prior to the beginning date of the show be invited and have the second option to participate in the show, provided that a dealer shall not show the same brand of recreational product as shown by a participating Louisiana recreational product dealer whose area of responsibility includes the location of the show.

3. The promoter shall accept any request from a licensed Louisiana recreational product dealer not excluded by Paragraph 2 of this Subection to participate in the show so long as space is available at the location of the show as determined by the producer. These licensees shall notify the producer or promoter of its participation in the show within 10 business days of the receipt of the invitation.

4. The promoter after complying with Paragraphs 1, 2 and 3 of this Subsection, may invite nonresident recreational product dealer, distributors, or manufacturers who shall not show the same brand of recreational products as shown by participating Louisiana recreational product dealers.

5. No recreational vehicle dealer, distributor or manufacturer shall participate in any regional recreational product show where its product line of recreational vehicles is represented by a dealer whose area of responsibility includes the location of the show, whether or not that dealer participates in the show. If no dealer's area of responsibility includes the location of the show, any dealer, distributor or manufacturer of a product line of recreational vehicles may participate in the show for so long as space is available as determined by producer.

6. The promoter shall maintain all records of invited, participating and declining dealers and shall furnish these records to the commission 10 working days prior to the opening of the recreational products show.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 39:499 (March 2013).

#### **§1509. Non-Louisiana Display Permit Fee and Application**

A. A non-Louisiana recreational product dealer, distributor or manufacturer shall obtain a display permit to participate in a regional recreational product show not later than 10 business days prior to the date of the show by providing the following:

1. its name and address;
2. a copy of its current equivalent license from the state of its domicile;
3. a statement to be disclosed at the show to attendees the location of where warranty repairs will be made for products it will display at the show;
4. the name, site and date of the show for which a display permit is sought; and
5. a registration fee of \$250.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 39:500 (March 2013).

#### **§1511. Sales at a Regional Recreational Product Show**

A. Except for a licensed Louisiana recreational product dealer whose area of responsibility includes the site of the regional recreational product show, a licensed recreational product dealer or non-resident recreational product dealer may not complete a sales transaction (by accepting purchase funds, completing the paperwork and delivering a product) for recreational products at a regional recreational product show. This restriction shall not apply to or extend to sales price negotiation, accepting deposits, setting closing dates, or completing a buyer's order.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 39:500 (March 2013).

### **Chapter 17. Recreational Product Static Offsite Displays; Offsite Expositions**

#### **§1701. Offsite Expositions of Recreational Products [Formerly §1513]**

A. The executive director must approve all offsite expositions by licensed recreational products dealers. A request for an offsite exposition, accompanied by a fee of \$200, must be received and approved by the executive director 10 days prior to the commencement of the exposition. Any application received after that date shall be charged a late fee in accordance with R.S. 32:1255(B).

B. The location of any off-site exposition must be within the dealer's area of responsibility.

C. An off-site exposition of recreational products is limited to a single dealer and shall not exceed nine days.

D. A recreational products dealer may have only four off-site expositions per calendar year and at the same location only once each six months.

E. The number of vehicles at any off-site exposition of recreational products will be left to the discretion of the executive director.

F. The presence of any sales personnel, business cards, brochures, pricing sheets and other points of sales devices will be allowed to answer consumer questions. However, recreational products cannot be delivered from the off-site exposition location.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 37:2997 (October 2011), repromulgated LR 37:3263 (November 2011), amended LR 39:500 (March 2013).

#### **§1703. Static Offsite Displays**

A. The executive director must approve all offsite displays of recreational products. A licensee's request to display recreational products at an offsite location must be received by the commission seven days prior to the commencement of the display.

B. The location of each display must be within the licensee's defined area of responsibility for the make and model to be displayed, if applicable.

C. Each offsite display will be limited to 30 days, unless the licensee submits a copy of the contract for the location of the offsite display and then the display will be limited to the length of the contract up to a six month period. There will not be a limit on the number of offsite displays allowed per year, per licensee.

D. The number of recreational products at any offsite display will be left to the discretion of the executive director.

E. The presence of any sales personnel, business cards, brochures, pricing sheets, or any other point of sale device is strictly prohibited. The only pricing information allowed on any vehicle(s) displayed will be the Maroney label which is required by federal law or, with regard to recreational vehicles, the manufacturer's suggested retail price.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 39:500 (March 2013).

**§1705. Licensee Participation in a Rally**  
**[Formerly §1515]**

**A. Closed Rally**

1. A closed rally is conducted and limited to a single product line.

2. A closed rally shall be subject to the provisions of §1701 of this Chapter.

**B. Open Rally**

1. An open rally is conducted with multiple product lines invited to participate.

2. An open rally is subject to all provisions of this Chapter related to recreational product shows.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E) and R.S. 32:1256.1(F).

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 37:2998 (October 2011), repromulgated LR 37:3263 (November 2011), amended LR 39:501 (March 2013).

Lessie A. House  
Executive Director

1303#021

**RULE**

**Department of Health and Hospitals**  
**Board of Nursing**

**Peripherally Inserted Central Catheter (PICC)**  
**Insertion and Removal (LAC 46:XLVII.3707)**

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 37:918, that the Louisiana State Board of Nursing has amended its rules, in particular, by amending Section 3707 of the board's rules to revise Paragraph B.5, in order to acknowledge the authority of an advanced practice registered nurse to determine catheter tip placement prior to the initiation of therapy where the procedure for verifying catheter tip placement has been set forth in a written policy that has been established by the institution or facility and under certain requirements. The written policy must require that the advanced practice registered nurse be credentialed by the agency prior to performing the procedure, the specific procedure is identified in the clinical privileges of the advanced practice registered nurse, the competencies of the advanced practice registered nurse are verified both initially and at regular intervals, the final verification of catheter tip placement performed via radiographic methods must be provided by a physician, and requires and documents evidence of formal didactic educational preparation and clinical experiences of the advanced practice registered nurse to perform the procedure. The current version of Section 3707.B.5 states that catheter tip placement must be determined by a physician. The amendment of the rule serves as an express acknowledgment within the ambit of the Nurse Practice Act, R.S. 37:911 et seq., authorizing advanced practice registered nurses to verify catheter tip placement if pursuant to a written policy and meeting all of the conditions and safeguards noted above.

**Title 46**  
**PROFESSIONAL AND OCCUPATIONAL**  
**STANDARDS**

**Part XLVII. Nurses: Practical Nurses and**  
**Registered Nurses**

**Subpart 2. Registered Nurses**

**Chapter 37. Nursing Practice**

**§3707. Peripherally Inserted Central Catheter (PICC)**  
**Insertion and Removal**

A. - B.4. ...

5. prior to initiation of therapy, catheter tip placement must be determined by a physician or an advanced practice registered nurse with the following provisos.

a. The procedure of verifying catheter tip placement by an APRN is a written established institutional/facility policy which:

i. delineates that the APRN must be credentialed by the agency prior to performing the procedure;

ii. delineates the specific procedure in the clinical privileges of the individual APRN;

iii. verifies competencies initially and at regular intervals through methods including but not limited to direct observation;

iv. provides that the final verification of catheter tip placement performed via radiographic methods be provided by a physician; and

v. requires and documents evidence of formal didactic educational preparation and clinical experiences of the APRN to perform the procedure.

C. - C.3.c. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:918.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Nursing, LR 36:64 (January 2010), amended LR 39:501 (March 2013).

Barbara L. Morvant  
Executive Director

1303#030

**RULE**

**Department of Health and Hospitals**  
**Board of Pharmacy**

**Durable Medical Equipment Permit**  
**(LAC 46:LIII.Chapter 24)**

In accordance with the provisions of the Administrative Procedure Act (La. R.S. 49:950 et seq.) and the Pharmacy Practice Act (La. R.S. 37:1161 et seq.), the Louisiana Board of Pharmacy has adopted a new chapter of rules for limited service pharmacies, and further, to provide for the first classification of permit for such pharmacies to be issued to those suppliers of durable medical equipment that do not stock or supply prescription drugs. The Chapter identifies the durable medical equipment, medical devices and medical gases authorized by the permit, provides for the credentialing process, defines the standards of practice for durable medical equipment providers, and provides for certain exemptions to the credentialing requirement.

**Title 46**  
**PROFESSIONAL AND OCCUPATIONAL**  
**STANDARDS**

**Part LIII. Pharmacists**

**Chapter 24. Limited Service Providers**

**Subchapter A. Durable Medical Equipment**

**§2401. Definitions**

A. As used in this Chapter, the following terms shall have the meaning ascribed to them in this Section.

*Durable Medical Equipment (DME)*—technologically sophisticated medical devices that may be used in a residence, including the following:

- a. oxygen and oxygen delivery system;
- b. ventilators;
- c. respiratory disease management devices;
- d. continuous positive airway pressure (CPAP) devices;
- e. electronic and computerized wheelchairs and seating systems;
- f. apnea monitors;
- g. transcutaneous electrical nerve stimulator (TENS) units;
- h. low air loss cutaneous pressure management devices;
- i. sequential compression devices;
- j. feeding pumps;
- k. home phototherapy devices;
- l. infusion delivery devices;
- m. distribution of medical gases to end users for human consumption;
- n. hospital beds;
- o. nebulizers; and
- p. other similar equipment as determined by rule.

*Legend*—an instrument, apparatus, implement, machine, contrivance, implant, or other similar or related article, including any component part or accessory, which is required under federal law to bear the label, “Caution: federal or state law requires dispensing by or on the order of a physician” and/or “Rx Only”, or any other designation required under federal law.

*Legend Drug*—

- a. any substance recognized as a drug in the official compendium, or supplement thereto, designated by the board for use in the diagnosis, cure, mitigation, treatment or prevention of diseases in humans or animals;
- b. any substance intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in humans or other animals; or
- c. any substance other than food intended to affect the structure or any function of the body of humans or other animals.

*Medical Gas*—compressed oxygen and liquid oxygen intended for human consumption.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 39:502 (March 2013).

**§2403. Durable Medical Equipment (DME) Permit**

A. No person or other entity shall sell, rent or provide, or offer to sell, rent or provide, directly or indirectly, to consumers in this state any durable medical equipment,

legend devices, and/or medical gas until such person has obtained a Durable Medical Equipment (DME) permit from the board.

B. A DME permit shall authorize the permit holder to procure, possess and provide legend devices to the patient or end user; however, the DME permit shall not authorize the permit holder to procure, possess, or provide any prescription or legend drugs.

C. The board shall not issue a DME permit to any person or other entity that has not registered with the Louisiana Secretary of State to conduct business within the state.

D. Licensing Procedures

1. A person or other entity desiring to obtain a DME permit shall complete the application form supplied by the board and submit it with any required attachments and the application fee to the board.

2. The applicant shall provide a complete street address reflecting the location where the applicant will hold the equipment and engage in the activity for which the permit is acquired. The board shall not issue more than one permit for the same physical space.

3. The board shall not process applications received by facsimile, or that are incomplete, or submitted with the incorrect fee.

4. A person or other entity who knowingly or intentionally submits a false or fraudulent application shall be deemed to have violated R.S. 37:1241(A)(2).

5. Once issued, the DME permit shall expire on August 31 of every year. No person or other entity shall engage in the provision of DME with an expired DME permit.

E. Maintenance of Permit

1. A DME permit shall be valid only for the person or other entity to whom it is issued and shall not be subject to sale, assignment or other transfer, voluntary or involuntary, nor shall a DME permit be valid for any premises other than the physical location for which it is issued.

2. The DME permit holder shall inform the board in writing of any and all changes to its business location within 10 calendar days, with such notice to include both the previous and new addresses.

3. A duplicate or replacement permit shall be issued upon the written request of the permit holder and payment of the required fee. A duplicate or replacement permit shall not serve or be used as an additional or second permit.

4. A DME provider changing ownership shall notify the board in writing 15 calendar days prior to the transfer of ownership.

a. A change of ownership shall be evident under the following circumstances:

- i. sale;
- ii. death of a sole proprietor;
- iii. the addition or deletion of one or more partners in a partnership;

- iv. bankruptcy sale; or
- v. a 50 percent, or more, change in ownership of a corporation, limited liability company, or association since the issuance of the original DME permit.

b. The new owner shall submit a properly completed application form with all required attachments and appropriate fee to the board.

F. Renewal and Reinstatement of Permit

1. The renewal of an active DME permit shall require the submission of a completed application form supplied by the board supplemented with any required attachments and appropriate fee, prior to the expiration date of the permit.

2. The reinstatement of an expired DME permit shall require the submission of a completed application form supplied by the board supplemented with any required attachments as well as the renewal and reinstatement fee.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 39:502 (March 2013).

**§2405. Standards of Practice**

A. The DME provider shall not furnish any legend device or medical gas to a patient without a prescription or medical order from a licensed practitioner with prescriptive authority.

B. General Requirements

1. The provider shall establish a suitable facility to house the equipment, allow for equipment maintenance work space, and contain sufficient space for the storage and retrieval of all required records.

2. The provider shall maintain the facility in a clean, orderly and sanitary condition at all times.

3. The facility shall be equipped with a functioning lavatory with hot and cold running water, or in the alternative, hand washing appliances or waterless hand cleaner are available.

4. The facility shall comply with all local and state building laws and fire codes.

5. The provider shall comply with all requirements from the United States Pharmacopeia (USP), the federal Food and Drug Administration (FDA), federal Department of Transportation (DOT) and Occupational Safety and Health Administration (OSHA) relative to the storage, packaging, labeling and shipping of DME including medical gases.

6. The provider shall staff the facility with an adequate number of qualified personnel to properly render DME services in the manner prescribed by law.

7. The provider shall make services continuously available without interruption when such services are essential to the maintenance of life or when the lack of services might reasonably cause harm.

8. The provider shall implement and maintain written procedures for handling complaints, and further, shall maintain a complaint file documenting all complaints and their resolution.

C. Requirements for Providers of Medical Gas, Oxygen and Respiratory Equipment

1. The provider shall comply with the following:

a. when transporting medical gas or oxygen in cylinder or liquid form, comply with all current DOT rules;

b. when trans-filling medical oxygen systems, comply with FDA and all state agency requirements regarding trans-filling and repackaging;

c. demonstrate that medical gas and oxygen provided in cylinder or liquid form meet minimum purity standards for medical grade gas or medical grade oxygen; and

d. adhere to the following safety inspection requirements:

i. demonstrate that each piece of oxygen or respiratory equipment has been checked, is free of defects, and operates within the manufacturer's specifications;

ii. refrain from modifying equipment to the extent that the modification might reasonably cause harm;

iii. maintain all electrical components so they do not present fire or shock hazard; and

iv. ensure that all appropriate warning labels or labeling, including tags, are present on the equipment provided.

2. The provider shall comply with the following recall procedures:

a. ensure that lot numbers and expiration dates are affixed to each cylinder delivered;

b. maintain a tracking system for all medical gas and oxygen delivered;

c. document all equipment serial numbers and model numbers to ensure that equipment can be retrieved in the event a recall is initiated; and

d. maintain records for equipment that requires FDA tracking.

3. The provider shall comply with the following maintenance and cleaning requirements:

a. maintain documentation demonstrating that a function and safety check of equipment was performed prior to set-up;

b. maintain an established protocol for cleaning and disinfecting equipment which addresses both aerobic and anaerobic pathogens;

c. maintain a Material Safety Data Sheet (MSDS) on file for solutions and products used in cleaning and disinfecting procedures;

d. maintain segregated areas on the premises and in delivery vehicles for clean, dirty and contaminated equipment;

e. clean and disinfect equipment according to manufacturers' specifications;

f. instruct the patient or caregiver on proper cleaning techniques as specified by the manufacturer; and

g. ensure that all medical gas, oxygen and respiratory equipment is properly identified by a tag or label as to its current status of use, i.e., out-of-order or ready for use.

4. The provider shall implement a comprehensive preventive maintenance program which shall include the following:

a. procedures for problem reporting, tracking, recall, and resolution;

b. performance of service as specified by the manufacturer and the documentation of such performance in the service records; and

c. routine inspection, service, and maintenance of equipment located in the patient's home according to the manufacturer's specifications.

5. The provider shall maintain repair logs to document repair and maintenance of equipment, and such logs shall contain the following information:

a. type of equipment;

b. manufacturer;

- c. model;
- d. serial number;
- e. date of repair;
- f. specific repair made; and
- g. name of person or company performing the repair.

6. The provider shall maintain testing equipment to ensure accurate calibration. Testing equipment shall be appropriate for the level of service offered. Scales used to weigh liquid oxygen reservoirs shall be properly maintained to ensure accuracy.

7. The provider shall utilize client orientation checklists to review the following information with the patient or care giver:

- a. instructions for use of the equipment;
- b. safety precautions;
- c. cleaning procedures;
- d. maintenance procedures;
- e. return demonstrations on back-up oxygen systems delivered;
- f. instruction for emergency and routine contact procedures; and
- g. delivery and review of written instruction materials to ensure the patient receives adequate information to properly operate the equipment.

8. A written plan of service shall be developed, implemented, and documented in the patient record. The plan of service shall include, but is not limited to, an assessment of the safety of the home environment, the ability of the patient or care giver to comply with the prescription or medical order, and the ability of the patient or care giver to operate and clean the equipment as instructed.

**D. Requirements for Providers of Other Durable Medical Equipment**

1. Providers who sell, rent or furnish other DME or legend devices shall comply with the following:

- a. provide proper training to personnel for the safe delivery and use of any DME or legend device; and
- b. ensure that all manufacturer's recommended assembly and maintenance procedures are followed; and
- c. adhere to the following safety inspection measures:
  - i. demonstrate that each piece of DME or legend device has been checked, is free of defect and operates within the manufacturer's specifications;
  - ii. refrain from modifying equipment to the extent that the modification might reasonably cause harm;
  - iii. maintain all electrical components so they do not present fire or shock hazard; and
  - iv. ensure that all appropriate warning labels or labeling, including tags, are present on the equipment provided.

2. The provider shall comply with the following maintenance and cleaning requirements:

- a. maintain documentation demonstrating that a function and safety check of equipment was performed prior to set-up;
- b. maintain an established protocol for cleaning and disinfecting equipment which addresses both aerobic and anaerobic pathogens;

- c. maintain a Material Safety Data Sheet (MSDS) on file for solutions and products used in cleaning and disinfecting procedures;

- d. maintain segregated areas on the premises and in delivery vehicles for clean, dirty and contaminated equipment;

- e. clean and disinfect equipment according to manufacturers' specifications; and

- f. instruct the patient or caregiver on proper cleaning techniques as specified by the manufacturer.

**E. Records Management for All DME Providers**

1. An electronic record keeping system shall be implemented and maintained by the provider. The system shall provide adequate safeguards against unauthorized access, manipulation or alternation, and further, shall be susceptible to reconstruction in the event of electronic or computer malfunction or an unforeseen accident resulting in the destruction of the system or the information contained therein.

2. All records required in this Chapter shall be retained for a minimum of two years from the last transaction.

3. All records required in this Chapter shall be available and readily retrievable upon request for board inspection and review. In particular, such records shall be produced within 72 hours of the request.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 39:503 (March 2013).

**§2407. Exemptions**

A. The credentialing requirements of this Subchapter shall not apply to the following persons or entities unless such persons or entities have separate business entities engaged in the business of providing DME to patients at their home:

- 1. chiropractors;
- 2. dentists;
- 3. occupational therapists;
- 4. optometrists;
- 5. physical therapists;
- 6. physicians;
- 7. podiatrists;
- 8. respiratory therapists;
- 9. speech pathologists;
- 10. veterinarians;
- 11. distributors;
- 12. home health agencies;
- 13. hospice programs;
- 14. hospitals;
- 15. long term care facilities;
- 16. manufacturers; and
- 17. pharmacies.

B. Pharmacies, although excluded from the credentialing requirements of this Subchapter, shall be subject to and comply with the standards of practice identified herein.

C. Nothing in this Subchapter shall be construed to prohibit the pre-hospital emergency administration of oxygen by licensed health care providers, emergency medical technicians, first responders, fire fighters, law

enforcement officers and other emergency personnel trained in the proper use of emergency oxygen.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 39:504 (March 2013).

Malcolm J Broussard  
Executive Director

1303#002

## RULE

### Department of Health and Hospitals Bureau of Health Services Financing

#### Disproportionate Share Hospital Payments Distinct Part Psychiatric Units Payment Methodology (LAC 50:V.2709)

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:V.2709 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

#### Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part V. Hospital Services

#### Subpart 3. Disproportionate Share Hospital Payments

#### Chapter 27. Qualifying Hospitals

#### §2709. Distinct Part Psychiatric Units

A. Effective for dates of service on or after February 10, 2012, a Medicaid-enrolled non-state acute care hospital that enters into a cooperative endeavor agreement (CEA) with the Department of Health and Hospitals, Office of Behavioral Health to provide inpatient psychiatric hospital services to Medicaid and uninsured patients, and which also assumes the operation and management of a state-owned and formerly state-operated hospital distinct part psychiatric unit, shall be paid a per diem rate of \$581.11 per day for each uninsured inpatient.

B. Qualifying hospitals must submit costs and patient specific data in a format specified by the department.

1. Cost and lengths of stay will be reviewed for reasonableness before payments are made.

C. Payments shall be made on a quarterly basis.

D. - F. Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:1627 (August 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:505 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#056

## RULE

### Department of Health and Hospitals Bureau of Health Services Financing

#### Early and Periodic Screening, Diagnosis and Treatment School-Based Health Centers (LAC 50:XV.9113)

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:XV.9113 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

#### Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part XV. Services for Special Populations

#### Subpart 5. Early and Periodic Screening, Diagnosis, and Treatment

#### Chapter 91. School Based Health Centers

#### Subchapter B. Provider Participation

#### §9113. Standards of Participation

A. - D. ...

E. The SBHC must be enrolled as an EPSDT services provider in addition to enrollment for providing any other services.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:31.3 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 34:1419 (July 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:505 (March 2013).

Bruce D. Greenstein  
Secretary

1303#057

## RULE

### Department of Health and Hospitals Bureau of Health Services Financing

#### Electronic Health Records Incentive Payments Inclusion of Optometrists (LAC 50:I.12501)

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:I.2501 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

#### Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part I. Administration

#### Subpart 13. Electronic Health Records

#### Chapter 125. Incentive Payments

#### §12501. General Provisions

A. ...

B. The following providers may qualify to receive Medicaid incentive payments:

1. - 5. ...
6. optometrists;

7. acute care hospitals, including cancer and critical access hospitals; and

8. children's specialty hospitals.

C. - D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2865 (December 2010), amended LR 39:505 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#058

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

Family Planning Clinics  
Reimbursement Rate Reduction  
(LAC 50:XI.3501)

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:XI.3501 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part XI. Clinic Services**

**Subpart 5. Family Planning**

**Chapter 35. Reimbursement**

**§3501. Reimbursement Methodology**

A. - B. ...

C. Effective for dates of service on or after July 1, 2012, the reimbursement rates for family planning clinics shall be equal to the reimbursement rates for family planning services in the Professional Services Program.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 30:1022 (May 2004), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 37:1600 (June 2011), LR 39:506 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#059

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

Family Planning Waiver  
Reimbursement Rate Reduction  
(LAC 50:XXII.2701)

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:XXII.2701 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S.49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part XXII. 1115 Demonstration Waivers**

**Subpart 3. Family Planning Waiver**

**Chapter 27. Reimbursement**

**§2701. Reimbursement Methodology**

A. - C. ...

D. Effective for dates of service on or after July 1, 2012, the reimbursement rates for the following family planning waiver services shall be adjusted to be consistent with the reimbursement rates paid on the established Medicaid fee schedule for family planning services covered under the Medicaid State Plan in the Professional Services Program.

1. Rate adjustments shall be made to the following procedure codes:

a. current procedural terminology (CPT) codes 00851, 36415, 58300, 58301, 58600, 58670, 58671, 71020, 80048, 80050, 80051, 82962, 86631, 86703, 87480, 87481, 87490, 87491, 87590, 87591, 87621, 87810, 87850, 88141, 88175, 88174, 93000, 99212, 99241, and 99242, 71010, 80061, 81000, 81001, 81002, 81003, 81005, 81025, 82948, 84520, 84550, 84702, 84703, 85014, 85018, 86592, 86593, 86689, 86701, 87070, 87075, 87081, 87110, and 87210.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 32:1461 (August 2006), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2280 (October 2010), LR 37:2156 (July 2011), LR 39:506 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#060

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing  
and  
Office of Aging and Adult Services**

Home and Community-Based Services Waivers  
Adult Day Health Care  
Reimbursement Rate Reduction  
(LAC 50:XXI.2915)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services have amended LAC 50:XXI.2915 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE  
Part XXI. Home and Community-Based Services  
Waivers**

**Subpart 3. Adult Day Health Care**

**Chapter 29. Reimbursement**

**§2915. Provider Reimbursement**

A. - F.3. ...

G. Effective for dates of service on or after July 1, 2012, the reimbursement rates for ADHC services shall be reduced by 1.5 percent of the rates in effect on June 30, 2012.

1. The provider-specific transportation component shall be excluded from this rate reduction.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of Aging and Adult Services, LR 34:2170 (October 2008), repromulgated LR 34:2575 (December 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 37:2157 (July 2011), LR 37:2625 (September 2011), LR 39:507 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#061

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing  
and  
Office for Citizens with Developmental Disabilities**

Home and Community-Based Services Waivers  
Children’s Choice—Service Cap Reduction  
(LAC 50:XXI.11301)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office for Citizens with Developmental Disabilities have amended LAC 50:XXI.11301 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE  
Part XXI. Home and Community-Based Services  
Waivers**

**Subpart 9. Children’s Choice**

**Chapter 113. Service**

**§11301. Service Cap**

A. - C. ...

D. Effective August 1, 2012, Children’s Choice services are capped at \$16,410 per individual per plan of care year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 28:1987 (September 2002), LR 33:1872 (September 2007), amended by the Department of Health and Hospitals, Office for Citizens with Developmental Disabilities, LR 34:250 (February 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office for Citizens with Developmental Disabilities, LR 36:324 (February 2010), amended LR 36:2280 (October 2010), LR 37:2157 (July 2011), LR 39:507 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#062

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing  
and  
Office of Aging and Adult Services**

Home and Community-Based Services Waivers  
Community Choices Waiver  
Reimbursement Methodology  
(LAC 50:XXI.9501)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services have amended LAC 50:XXI.9501 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part XXI. Home and Community-Based Services  
Waivers**

**Subpart 7. Community Choices Waiver**

**Chapter 95. Reimbursement**

**§9501. Reimbursement Methodology**

A. Reimbursement for the following services shall be a prospective flat rate for each approved unit of service provided to the participant. One quarter hour (15 minutes) is the standard unit of service, which covers both the service provision and administrative costs for the following services:

- 1. - 1.a. ...
- b. for dates of service on or after November 1, 2012, personal assistance services furnished to two participants shall be reimbursed at 82.79 percent of the full rate for each participant;
- c. for dates of service on or after November 1, 2012, personal assistance services furnished to three participants shall be reimbursed at 72.4 percent of the full rate for each participant;
- 2. in-home caregiver temporary support service when provided by a personal care services or home health agency;
- 3. caregiver temporary support services when provided by an adult day health care center; and
- 4. adult day health care services.

B. - C.1.c. ...

D. The following services shall be reimbursed at an established monthly rate:

- 1. - 2. ...
- 3. monthly monitoring/maintenance for certain assistive devices/technology and medical supplies procedures.

E. - G. ...

H. Reimbursement shall not be made for Community Choices Waiver services provided prior to the department's approval of the POC and release of prior authorization for the services.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 37:3525 (December 2011), amended LR 39:508 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#063

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing  
and  
Office of Aging and Adult Services**

Home and Community-Based Services Waivers  
Community Choices Waiver  
Reimbursement Rate Reduction  
(LAC 50:XXI.9501)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services have amended LAC 50:XXI.9501 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part XXI. Home and Community-Based Services  
Waivers**

**Subpart 7. Community Choices Waiver**

**Chapter 95. Reimbursement**

**§9501. Reimbursement Methodology**

A. - H. ...

I. Effective for dates of service on or after July 1, 2012, the reimbursement rates for community choices waiver personal assistance services furnished to one participant shall be reduced by 1.5 percent of the rates in effect on June 30, 2012.

J. Effective for dates of service on or after October 1, 2012, the reimbursement rates for in-home caregiver temporary support services provided by personal care attendants or a home health agency shall be reduced by 1.5 percent of the rates in effect on September 30, 2012.

K. Effective for dates of service on or after October 1, 2012, the reimbursement rates for caregiver temporary support services provided by an adult day health care center shall be reduced by 1.5 percent of the rates in effect on September 30, 2012.

L. Effective for dates of service on or after October 1, 2012, the reimbursement rates for adult day health care services shall be reduced by 1.5 percent of the rates in effect on September 30, 2012.

1. The provider-specific transportation component shall be excluded from this rate reduction.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the

Office of Aging and Adult Services, LR 37:3525 (December 2011), amended LR 39:508 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#064

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing  
and  
Office of Aging and Adult Services**

**Home and Community-Based Services Waivers  
Cost Reporting Requirements  
(LAC 50:XXI.Chapter 7)**

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services have adopted LAC 50:XXI.Chapter 7 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE  
Part XXI. Home and Community-Based Services  
Waivers**

**Subpart 1. General Provisions**

**Chapter 7. Cost Reporting Requirements**

**§701. General Provisions**

A. Effective July 1, 2012, the department shall implement mandatory cost reporting requirements for providers of home and community-based waiver services. The cost reports will be used to verify expenditures and to support rate setting for the services rendered to waiver recipients.

B. Providers of services in the following waiver programs shall be required to submit cost reports:

1. adult day health care waiver;
2. children's choice waiver;
3. community choices waiver;
4. new opportunities waiver;
5. residential options waiver; and
6. supports waiver.

C. Each provider shall complete the DHH approved cost report and submit the cost report(s) to the department no later than five months after the state fiscal year ends (June 30).

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:509 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and

Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#065

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

**Home Health Services—Cost Reporting Requirements  
(LAC 50:XIII.121)**

The Department of Health and Hospitals, Bureau of Health Services Financing has adopted LAC 50:XIII.121 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part XIII. Home Health Program**

**Subpart 1. Home Health Services**

**Chapter 1. General Provisions**

**§121. Cost Reporting Requirements**

A. Effective July 1, 2012, the department shall implement mandatory cost reporting requirements for providers of home health services. The cost reports will be used to verify expenditures and to support rate setting for the services rendered to Medicaid recipients.

B. Each home health agency shall complete the DHH approved cost report and submit the cost report(s) to the department no later than five months after the state fiscal year ends (June 30).

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:509 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#066

**RULE**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

**Third Party Liability—Provider Billing and Trauma  
Recovery (LAC 50:I.8341, 8345, 8347, and 8349)**

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:I.8341, 8345, 8347 and 8349 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance

with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

## Title 50

### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part I. Administration

##### Subpart 9. Recovery

#### Chapter 83. Third Party Liability

##### Subchapter D. Provider Billing and Trauma Recovery

###### §8341. Definitions

*Difference*—payment to a provider for health care services rendered to a Medicaid recipient in excess of the Medicaid paid amount.

*Initial Lien*—the first letter or other notice sent by the Medicaid Third Party Recovery Unit and the Medicaid contracted managed care entity(s) via certified mail to the recipient or his representative providing notification of the lien amount.

*Updated Lien*—the most recent letter or other notice sent by the Medicaid Third Party Recovery Unit and the Medicaid contracted managed care entity(s) via certified mail to the recipient or his representative, subsequent to the initial lien, providing notification of an updated lien amount.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 33:463 (March 2007), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:510 (March 2013).

###### §8345. Provider Responsibilities

A. - A.3. ...

B. A provider, who has filed and accepted Medicaid payment and who wishes to pursue the difference, shall submit written notification containing information relating to the existence or possible existence of a liable third party to the Medicaid Third Party Recovery Unit and the Medicaid contracted managed care entity, within 365 days of the accident or incident for which the third party is or may be liable.

1. - 1.d. ...

C. A provider who has filed and accepted a Medicaid payment may accept or collect the difference from a third party. Within 15 working days of receipt of the difference, the provider or his agent shall notify the Medicaid Third Party Recovery Unit and the Medicaid contracted managed care entity(s) to determine whether it has received full reimbursement for all payments made to all providers for health care services rendered to a Medicaid recipient as a result of an accident or incident. A provider shall not disburse the difference until receipt of notification from the Medicaid Third Party Recovery Unit and the Medicaid contracted managed care entity(s) that it has been made "whole". Medicaid and the Medicaid contracted managed care entity(s) shall be made whole.

1. In the event Medicaid and the Medicaid contracted managed care entity(s) agrees to and accepts less than full reimbursement for all payments made on behalf of a Medicaid recipient, excluding any partial payment, Medicaid and the Medicaid contracted managed care entity(s) shall be deemed to have been made whole. Medicaid and the Medicaid contracted managed care entity(s) shall have 15 working days from receipt of notice to notify the provider whether it has been made whole.

2. When Medicaid and the Medicaid contracted managed care entity(s) have not been made whole, the provider shall return the difference to the remitter within 15 working days of the date of Medicaid and the Medicaid contracted managed care entity(s)' notices and shall also provide confirmation of the remittance to Medicaid and the Medicaid contracted managed care entity(s).

D. - E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 33:463 (March 2007), amended LR 34:661 (April 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:510 (March 2013).

###### §8347. Recipient Responsibilities

A. The claims included in the initial lien calculated by the Medicaid Third Party Liability Recovery Unit and the Medicaid contracted managed care entity(s) shall be deemed as an accurate reflection of the total amount paid by Medicaid and the Medicaid contracted managed care entity(s), unless challenged in writing by the recipient or his representative within 90 days of the date of the initial lien notification to the Medicaid recipient or his representative.

B. Any additional Medicaid payments included as the result of an updated lien shall be deemed as an accurate reflection of the total amount of the claims paid by Medicaid and the Medicaid contracted managed care entity(s), unless challenged in writing by the recipient or his representative, within 30 days of the date of the updated lien notification to the Medicaid recipient or his representative.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 33:464 (March 2007), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:510 (March 2013).

###### §8349. Noncompliance and Violations

A. ...

B. A provider who has filed and accepted Medicaid payment may be referred for investigation and prosecution for any possible violation of either federal or state laws. A provider may be excluded from participation in the Medicaid Program in the event he:

1. pursues the difference prior to providing written notification to the Medicaid Third Party Recovery Unit and the Medicaid contracted managed care entity(s);

2. - 3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 33:464 (March 2007), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:510 (March 2013).

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

Bruce D. Greenstein  
Secretary

1303#067

**RULE**

**Department of Health and Hospitals  
Office of Public Health**

**Sanitary Code—Plumbing  
(LAC 51:XIV.411)**

Editor's Note: Table 411 of §411 is being repromulgated to correct typographical errors. This Rule may be viewed in its entirety on pages 2788-2927 of the November 2012 *Louisiana Register*.

Under the authority of R.S. 40:4 and 40:5, and in accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the state health officer, acting through the Department of Health and Hospitals, Office of Public Health (DHH-OPH), amends Part XIV (Plumbing) of the Louisiana State Sanitary Code [LAC 51 (Public Health—Sanitary Code)]. These amendments update the current state plumbing code which was last promulgated on July 20, 2000 and had an effective date of October 20, 2000.

In that Part XIV (Plumbing) is referenced in various other Parts of LAC 51 and the whole of these Parts constitutes the entirety of the Louisiana State Sanitary Code, certain Sections of Parts I, VI, VII, X, XII, XVI, XVII, XVIII, XXI, XXIII, and XXIV of LAC 51 are also amended so that all of the Parts of the entire Louisiana State Sanitary Code

comport with one another in respect to such plumbing references.

This Rule additionally implements House Concurrent Resolution No. 4 of the 2008 Regular Session regarding privacy wall or partition requirements for male urinals in public toilet rooms as well as implementing Act No. 362 of the 2011 Regular Session which effectively lowers the lead content of the wetted surfaces of certain pipe, plumbing fittings and fixtures which convey potable water. The specific provisions of Parts XII and XIV of the Rule which implement Act No. 362 of the 2011 Regular Session shall become effective on January 1, 2013. Such specific provisions are identified with "Effective Date Notes" contained within the text of the rule.

Other than those specific portions of Parts XII and XIV of the Rule to implement Act No. 362 of the 2011 Regular Session (which will become effective on January 1, 2013), the remainder of this rule shall become effective on February 20, 2013.

For the reasons set forth above, Parts I, VI, VII, X, XII, XIV (Plumbing), XVI, XVII, XVIII, XXI, XXIII, and XXIV of the Louisiana state Sanitary Code (LAC 51) are amended as follows.

**Title 51  
PUBLIC HEALTH—SANITARY CODE  
Part XIV. Plumbing  
Chapter 4. Plumbing Fixtures  
§411. Minimum Plumbing Fixtures  
A. - A.10. ...**

<b>Table 411 Minimum Plumbing Fixtures</b>					
[The figures shown are based upon one fixture being the minimum required for the number of persons indicated or any fraction thereof, i.e., if the calculation yields any fraction (no matter how small), the next whole number greater than the fractional number is the minimum fixture requirement]					
<b>Building or Occupancy<sup>1</sup></b>	<b>Occupant Content<sup>1</sup></b>	<b>Water Closets</b> (Urinals can be substituted for up to half of the required water closets)		<b>Lavatories<sup>2</sup></b>	<b>Bathtubs, Showers and Miscellaneous fixtures</b>
Dwelling or Apt. House	Not Applicable	1 for each dwelling or dwelling unit		1 for each dwelling or dwelling unit	Washing machine connection per unit <sup>3</sup> . Bathtub or shower – one per dwelling or dwelling unit. Kitchen sink – one per dwelling or dwelling unit
Schools: Licensed Pre-School, Day Care or Nursery <sup>20</sup>	Maximum Daily Attendance	Children (total)	Fixtures	To be provided in the same proportions as the number of water closets required	Kitchen: Children (total) 7-15: 3 compartment sink (or approved domestic or commercial dishwashing machine and a 2 compartment sink) <sup>12</sup> 16 – up: 3 compartment sink (dishwashing machine, if provided, must be a commercial type) <sup>12</sup>
		Age 0 – 4 years		Kitchen:	16 – up: 3 compartment sink (dishwashing machine, if provided, must be a commercial type) <sup>12</sup>
		1-20	1	1 in each food preparation and utensil washing area located to permit convenient use by all food and utensil handlers.	3 compartment sink (dishwashing machine, if provided, must be a commercial type) <sup>12</sup>
		21-40	2		One laundry tray, service sink, or curbed cleaning facility with floor drain on premises for cleaning of mops/mop water disposal.
		41-80	3		Caring for Infants: One extra laundry tray, service sink, or similar fixture is required to clean and sanitize toilet training potties immediately after each use.
		For each additional 40 children over 80, add	1	1 in or adjacent to each diaper changing area but never to be located in a food preparation/storage or utensil washing area.	
		Age 5 years and above			
		Male	Female		
		1-40	1		
		41-80	2		
		81-120	3		
		121-160	4		
		For each additional 40 females over 160, add	1		

**Table 411**

**Minimum Plumbing Fixtures**

[The figures shown are based upon one fixture being the minimum required for the number of persons indicated or any fraction thereof, i.e., if the calculation yields any fraction (no matter how small), the next whole number greater than the fractional number is the minimum fixture requirement]

<b>Water Closets</b>									
<b>Building or Occupancy<sup>1</sup></b>	<b>Occupant Content<sup>1</sup></b>	(Urinals can be substituted for up to half of the required water closets)			<b>Lavatories<sup>2</sup></b>			<b>Bathtubs, Showers and Miscellaneous fixtures</b>	
		For each additional 80 males over 160, add			1			Such fixture shall be dedicate solely for this purpose and shall not be in the food preparation/storage, utensil washing, or dining areas.	
Schools: Elementary & Secondary	Maximum Daily Attendance	Persons (total)	Male	Female	Persons (total)	Male	Female	One drinking fountain for each 3 classrooms, but not less than one each floor	
		1-50	2	2	1-120	1	1		
		51-100	3	3	121-240	2	2		
		101-150	4	4	For each additional 120 persons over 240, add	1	1		
		151-200	5	5					
		For each additional 50 persons over 200, add	1	1					
<b>Drinking Fountains</b>									
Office <sup>4</sup> and Public Buildings	100 sq ft per person	Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
		1-15	1	1	1-15	1	1	1-100	1
		16-35	1	2	16-35	1	2	101-250	2
		36-55	2	2	36-60	2	2	251-500	3
		56-100	2	3	61-125	2	3	No less than one fixture each floor subject to access.	
		101-150	3	4	For each additional 120 persons over 125, add	1	1.5		
		For each additional 100 persons over 150, add	1	1.5					
<b>Drinking Fountains</b>									
Common toilet facilities for areas of commercial buildings of multiple tenants <sup>5,6,19</sup>	Use the sq ft per person ratio applicable to the single type occupancy(s) occupying the greatest aggregate floor area (Consider separately each floor area of a divided floor)	Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
		1-50	2	2	1-15	1	1	1-100	1
		51-100	3	3	16-35	1	2	101-250	2
		101-150	4	4	36-60	2	2	251-500	3
		For each additional 100 persons over 150, add	1	1.5	61-125	2	3	501-1000	4
					For each additional 120 persons over 125, add	1	1.5	Not less than one fixture each floor subject to access.	
<b>Drinking Fountains</b>									
Retail Stores <sup>4,14,16</sup>	200 sq ft per person	Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
		1-35	1	1	1-35	1	1	1-100	1
		36-55	1	2	36-55	1	2	101-250	2
		56-80	2	3	56-80	2	3	251-500	3
		81-100	2	4	81-100	2	4	501-1000	4
		101-150	2	5	101-150	2	5		
		For each additional 200 persons over 150, add	1	1.75	For each additional 200 persons over 150, add	1	1.75	Not less than one fixture each floor subject to access.	
					Retail Food Markets that also processes or packages meat or other food items: 1 lavatory in each food processing, packaging, and utensil washing area located to permit convenient use by all			All Retail Food Markets: One laundry tray, service sink, or curbed cleaning facility with floor drain on premises for cleaning of mops/mop water disposal.	

**Table 411**

**Minimum Plumbing Fixtures**

[The figures shown are based upon one fixture being the minimum required for the number of persons indicated or any fraction thereof, i.e., if the calculation yields any fraction (no matter how small), the next whole number greater than the fractional number is the minimum fixture requirement]

Building or Occupancy <sup>1</sup>	Occupant Content <sup>1</sup>	Water Closets (Urinals can be substituted for up to half of the required water closets)			Lavatories <sup>2</sup>			Bathtubs, Showers and Miscellaneous fixtures	
		Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
					food and utensil handlers.			Retail Food Markets that also processes or packages meat or other food items: 3 compartment sink <sup>12</sup> Drinking Fountains <sup>17</sup>	
Restaurants/Food Service Establishments <sup>4,11,16</sup>	30 sq ft per person	Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
		1-50	1	1	1-150	1	1	1-100	1
		51-100	2	2	151-200	2	2	101-250	2
		101-200	3	3	201-400	3	3	251-500	3
(If alcoholic beverages are to be served, facilities shall be as required for clubs or lounges- See LAC 51:XXIII.3119.B.2 for further details)		201-300	4	4	For each additional 200 persons over 400, add				
		For each additional 200 persons over 300, add				1	1	Kitchen: 3 compartment sink (dishwashing machine, if provided, must be a commercial type) <sup>12</sup> Other Fixtures: One laundry tray, service sink, or curbed cleaning facility with floor drain on premises for cleaning of mops/mop water disposal.	
			1	2	Kitchen: 1 lavatory in each food preparation and utensil washing area located to permit convenient use by all food and utensil handlers.				
Clubs, Lounges, and Restaurants/ Food Service Establishments with Club, or Lounge <sup>11,16</sup>	30 sq ft per person	Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
		1-25	1	1	1-150	1	1	1-100	1
		26-50	2	2	151-200	2	2	101-250	2
		51-100	3	3	201-400	3	3	251-500	3
		101-300	4	4	For each additional 200 persons over 400, add			501-1000	4
		For each additional 200 persons over 300, add				1	1	Bar: 3 compartment sink (dishwashing machine, if provided, must be a commercial type) <sup>12</sup> Other Fixtures: One laundry tray, service sink, or curbed cleaning facility with floor drain on premises for cleaning of mops/mop water disposal.	
			1	2	Bar: 1 lavatory in each drink preparation area and utensil washing area located to permit convenient use by all drink and utensil handlers.				
Do it yourself Laundries <sup>4</sup>	50 sq ft per person	Persons (total)	Male	Female	Persons (total)	Male	Female	One drinking fountain and one service sink.	
		1-50	1	1	1-100	1	1		
		51-100	1	2	101-200	2	2		
Beauty Shops, Barber shops, nail Salons, and Tanning Facilities <sup>4</sup>	50 sq ft per person	Persons (total)	Male	Female	Persons (total)	Male	Female	One drinking fountain and one service sink or other utility sink.	
		1-35	1	1	1-75	1	1		
		36-75	1	2					
Heavy manufacturing <sup>7</sup> , warehouses <sup>8</sup> , foundries, and similar establishments <sup>9,10</sup>	Occupant content per shift, substantiated by owner. Also see §411.B.2 of this code	Persons (total)	Male	Female	Persons (total)	Male	Female	One drinking fountain for each 75 persons. One shower for each 15 persons exposed to excessive heat or to skin contamination with poisonous, infectious, or irritating material.	
		1-10	1	1	1-15	1	1		
		11-25	2	1	16-35	2	1		
		26-50	3	1	36-60	3	1		
		51-75	4	1	61-90	4	1		
		76-100	5	1	91-125	5	1		
		For each additional 60 persons over 100, add			For each additional 100 persons over 125, add	1	0.1		
			1	0.1	Where there is exposure to skin contamination with poisonous,				

**Table 411**

**Minimum Plumbing Fixtures**

[The figures shown are based upon one fixture being the minimum required for the number of persons indicated or any fraction thereof, i.e., if the calculation yields any fraction (no matter how small), the next whole number greater than the fractional number is the minimum fixture requirement]

Building or Occupancy <sup>1</sup>	Occupant Content <sup>1</sup>	Water Closets (Urinals can be substituted for up to half of the required water closets)			Lavatories <sup>2</sup>			Bathtubs, Showers and Miscellaneous fixtures	
		Persons (total)	Male	Female	Persons (total)	Male	Female	Persons	Fixtures
infectious, or irritating materials, provide 1 lavatory for each 15 persons.									
Light manufacturing <sup>7</sup> , Light Warehousing <sup>8</sup> , and workshops, etc. <sup>9,10</sup>	Occupant content per shift, substantiated by owner. Also see §411.B.2 of this code	Persons (total) 1-25 26-75 76-100 For each additional 60 persons over 100, add	Male 1 2 3  1	Female 1 2 3  1	Persons (total) 1-35 36-100 101-200 For each additional 100 persons over 200, add  Where there is exposure to skin contamination with poisonous, infectious, or irritating materials, provide 1 lavatory for each 15 persons	Male 1 2 3  1	Female 1 2 3  1	One drinking fountain for each 75 persons. One shower for each 15 persons exposed to excessive heat or to skin contamination with poisonous, infectious, or irritating material.	
Dormitories  (For exclusively male or female dorms, the fixtures provided shall be double the amount required for the particular gender in a co-ed dorm)	50 sq ft per person (calculated on sleeping area only)	Persons (total) 1-10 11-30 31-100 For each additional 50 persons over 100, add	Male 1 1 3  1	Female 1 2 4  1	Persons (total) 1-12 13-20  For each additional 30 persons over 20, add	Male 1 2  1	Female 1 2  1	One drinking fountain for each 75 persons. One shower or bathtub for each 8 persons, over 150 persons add 1 shower or bathtub for each additional 20 persons. One laundry tray or washing machine for each 50 persons. Service sinks, 1 for each 100 persons.	
Places of Public Assembly without seats and Waiting Rooms at Transportation Terminals and Stations	70 sq ft per person (calculated from assembly area.) Other areas considered separately (see Office or Public Buildings).	Persons (total) 1-50 51-100 101-200 201-400 For each additional 250 persons over 400, add	Male 2 3 4 5  1	Female 2 3 4 5  2	Persons (total) 1-200 201-400 401-750 Over 750 persons, lavatories for each sex shall be required at a number equal to not less than 1/2 of total of required water closets and urinals.	Male 1 2 3	Female 1 2 3	Drinking Fountains Persons      Fixtures 1-100      1 101-350      2 Over 350 add one fixture for each 400.	
Theaters, Auditoriums, Stadiums <sup>15</sup> , Arenas <sup>15</sup> , and Gymnasiums	Use the number of seats as basis (For pew or bench type seating, each 18 inches of pew or bench shall equate to one person)	Persons (total) 1-50 51-100 101-200 201-400 For each additional 250 persons over 400, add	Male 2 3 4 5  1	Female 2 3 4 5  2	Persons (total) 1-200 201-400 401-750 Over 750 persons, lavatories for each sex shall be required at a number equal to not less than 1/2 of total of required water closets and urinals.	Male 1 2 3	Female 1 2 3	Drinking Fountains Persons      Fixtures 1-100      1 101-350      2 Over 350 add one fixture for each 400.	
Churches, Mosques, Synagogues, Temples, and other places of Worship	Use the number of seats as basis (For pew or bench type seating, each 18 inches of pew or bench shall equate to one person)	Persons (total) 1-70 71-150 151-500 For each additional 500 persons over 500, add	Male 1 2 3  1	Female 1 2 3  1	Persons (total) 1-200 201-400 401-750 Over 750 persons, lavatories for each sex shall be required at a number equal to not less than 1/2 of total of required water closets and urinals.	Male 1 2 3	Female 1 2 3	Drinking Fountains Persons      Fixtures 1-100      1 101-350      2 Over 350 add one fixture for each 400.	

**Table 411**

**Minimum Plumbing Fixtures**

[The figures shown are based upon one fixture being the minimum required for the number of persons indicated or any fraction thereof, i.e., if the calculation yields any fraction (no matter how small), the next whole number greater than the fractional number is the minimum fixture requirement]

Building or Occupancy <sup>1</sup>	Occupant Content <sup>1</sup>	Water Closets (Urinals can be substituted for up to half of the required water closets)			Lavatories <sup>2</sup>			Bathtubs, Showers and Miscellaneous fixtures	
		Fueling Points	Male	Female	Fueling Points	Male	Female	Fueling Points	Drinking Fountains Fixtures
Retail Fuel Stations (Along an Interstate highway when the station property is located within ½ mile of the nearest toe <sup>18</sup> of the exit/entrance ramp) <sup>16</sup>	Use the number of Fueling Points <sup>13</sup> as the basis	1-8	1	1	1-12	1	1	1-12	1
		9-12	2	2	13 or more	1	2	13 or more	2
		13 or more	2	3					
Retail Fuel Stations not meeting above criteria <sup>16</sup>	Use the number of Fueling Points <sup>13</sup> as the initial basis	1 or more	1	1	1 or more	1	1	1 or more	1
Other Miscellaneous Buildings or Occupancies <sup>21</sup>									

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B. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:4(A)(7) and R.S. 40:5(2)(3)(7)(9)(16)(17)(20).

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of Public Health, LR 38:2816 (November 2012), amended LR 39:511 (March 2013).

Bruce D. Greenstein  
Secretary

1303#024

**RULE**

**Department of Natural Resources  
Office of Conservation**

**Application Requirements to Drill (LAC 43:XIX.103)**

The Department of Natural Resources, Office of Conservation hereby amends LAC 43:XIX.103 in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and pursuant to the power delegated under the laws of the state of Louisiana. The action adopts Statewide Order No. 29-B (LAC 43:XIX.103) Application to Drill, which requires applicants to furnish a pre-entry notice to a surface owner no less than thirty (30) days prior to commencing construction operations on the drilling location, and amends existing Statewide Order No. 29-B, as enacted by Act 795 of the 2012 Legislative Session.

**Title 43**

**NATURAL RESOURCES**

**Part XIX. Office of Conservation—General Operations**

**Subpart 1. Statewide Order No. 29-B**

**Chapter 1. General Provisions**

**§103. Application to Drill**

A. ...

1. Applicants shall furnish a pre-entry notice to the surface owner no less than 30 days prior to commencing construction operations on the drilling location and shall certify that this requirement has been or will be satisfied on the application to drill.

a. The pre-entry notice shall include the following information:

i. the contact name, email address and phone number of the applicant;

ii. the proposed well name and pad location including section, township, range and plat of the pad location, if available;

iii. a statement that construction operations will commence no less than thirty days from the date of the pre-entry notice.

b. No pre-entry notice shall be required if the applicant has a contractual relationship with the surface owner.

c. No pre-entry notice shall be required for preparatory activities such as inspection, surveying, or staking.

d. No pre-entry notice shall be required to drill additional wells on an existing drilling pad provided that applicant does not expand the existing pad or access road.

e. Applicants must include an affidavit on Form AFLN-1, as amended from time to time by the Office of Conservation, with their application certifying compliance with §103.A.1.

2. Applicants that receive a drilling permit for a well located within 1,000 feet of an Interstate highway shall furnish a copy of the approved drilling permit and the certified location plat to the appropriate state and local authorities, including all emergency responders.

B. - E.4. ...

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:4 et seq. and R.S. 30:28(I)

HISTORICAL NOTE: Adopted by the Department of Conservation (August 1943), amended (August 1958), (August 1961), (May 1973), amended by the Department of Natural Resources, Office of Conservation, LR 34:2639 (December 2008), LR 39:515 (March 2013), effective on May 1, 2013.

James H. Welsh  
Commissioner

1303#015

## RULE

### Department of Public Safety and Corrections Office of Motor Vehicles

#### Veterans Driver's License (LAC 55:III.110)

In accordance with the provisions of R.S. 32:412, relative to the authority of the Office of Motor Vehicles, the Office of Motor Vehicles hereby adopts the following Rule regarding the establishment of requirements for a U.S. Veterans driver's license.

#### Title 55

#### PUBLIC SAFETY

#### Part III. Motor Vehicles

#### Chapter 1. Driver's License

#### Subchapter A. General Requirements

#### §110. U.S. Veterans Driver's License

A. A special Louisiana driver's license, regardless of its class, shall be issued to any veteran of the Armed Forces of the United States with the word "veteran" exhibited in the color black below the person's photograph on the driver's license.

B. Eligibility. A qualified veteran shall include any veteran who has served 90 days military duty in a branch of the United States Armed Forces.

#### C. Requirements

1. All applications for veteran driver's license must be accompanied by a DD Form 214 or one of the following Department of Defense form 214 (DD\_214) equivalents:

a. Pre DD 214 era documents (1941\_1950):

i. WE AGO (war department adjutant general) Forms, to include WD AGO 53, WD AGO 55, WD AGO 53\_55;

ii. JAVPERS (naval personnel) discharge documents, to include NAVPERS 553, NAVMC78PD, NAVCG 553.

b. National Personnel Records Center NPRC "statement of service," issued as a result of a destroyed discharge record during the 1973 National Archives fire.

c. National Guard/Air National Guard must have NGB\_22 with 6 or more years of service.

2. The applicant must have received a character of service discharge that is either classified as "honorable" or "under honorable conditions (general)."

3. If the applicant is required to be registered as a sex offender pursuant to Chapter 3-B of Title 15, then the applicant shall not have the word "veteran" displayed on the license as the words "sex offender" shall be displayed below the person's photograph on the driver's license.

D. Cancellation. If the owner of a veteran driver's license no longer wishes to display "veteran" on the driver's license, the license shall be returned to the department for cancellation.

E. Fees. No additional fee shall be charged to include such a designation. The charge for a veteran driver's license shall be the same as for regular driver's license.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:412.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 39:516 (March 2013).

Jill P. Boudreaux  
Undersecretary

1303#074

## RULE

### Department of Wildlife and Fisheries Wildlife and Fisheries Commission

#### Alternative Oyster Culture Permits (LAC 76:VII.535)

The Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission do hereby promulgate rules for alternative oyster culture activities.

#### Title 76

#### WILDLIFE AND FISHERIES

#### Part VII. Fish and Other Aquatic Life

#### Chapter 5. Oysters

#### §535. Alternative Oyster Culture Permits

A. Definitions. For purposes of this Section, the following terms shall have the following meanings.

*Alternative Oyster Culture Activity* or *AOC Activity*—any on-bottom, off-bottom, or other means of cultivating or growing oysters other than directly on reefs or other water bottoms, including but not limited to the use of on-bottom cages or bags or floating, suspended, or otherwise off-bottom cages or bags, and includes the harvesting of oysters so grown or cultivated.

*Alternative Oyster Culture Permit, AOC Permit, or Permit*—permit authorizing AOC activity, as authorized by R.S. 56:431.2, unless otherwise specifically provided.

*Alternative Oyster Culture Permittee, AOC Permittee, or Permittee*—person to whom an AOC permit has been issued or transferred, unless otherwise specifically provided.

*Oyster Lease* or *Lease*—oyster bedding ground lease of state water bottoms, or renewal thereof, pursuant to R.S. 56:427 or 428.

*Secretary*—secretary of the Department of Wildlife and Fisheries or his designee.

B. Permits. The secretary may issue alternative oyster culture activity permits in accordance with R.S. 56:431.2 and this rule.

1. Authorized Activity. An AOC permit authorizes the permittee and, upon written authorization by the permittee, any authorized user of the permit to engage in the AOC activities specified in the permit on the permit area. The permittee, any authorized user, and any laborer, deckhand, or other person working under the direction of a permittee or authorized user may engage in such activities on the water bottoms, in the water column, and on the water surface above the water bottoms within the permit area, to the extent specified in the permit, and in accordance with the provisions of R.S. 56:431.2 and this rule.

2. Term. An AOC permit is valid for 10 years or until termination of the oyster lease containing the permitted area (including any renewal thereof) to which the permit pertains, whichever occurs first. If the lease is renewed pursuant to R.S. 56:428, the permit shall continue in effect until expiration of the 10-year term. All permits shall expire December 31 of the last year of the permitted term.

3. Transfer. An AOC permit is transferrable only with the transfer of the lease containing the permitted area, and only to the transferee of the lease. If the lease is transferred, the permit shall automatically terminate on the effective date of the transfer of the lease unless the permit is transferred simultaneously with the transfer of the lease. If the lease is transferred by succession, the permit shall be presumed to have been transferred with the lease unless the transferee of the lease surrenders the permit to the department. Under no circumstances may the permittee be any person other than the lessee of the lease containing the permitted area. Wherever the term "permittee" is used in a permit or this rule, it includes any transferee of that permit unless the context clearly requires otherwise. The department will charge the transferee a fee of \$10 per permit for transfer of a permit.

4. Authorized Users. An AOC permittee may authorize any person holding a valid oyster harvester license pursuant to R.S. 56:303.6 and a valid commercial fisherman's license pursuant to R.S. 56:303 to engage in permitted AOC activities on the permit area. Any such authorization shall be in writing. Laborers, deckhands, and other persons working under the direction of a permittee or authorized user do not themselves need a permit or authorization. Wherever the term "permittee" is used in a permit or this rule, it includes any authorized user of that permit unless the context clearly requires otherwise.

5. Permit Availability. Persons engaged in AOC activities must show the permit upon demand to a duly authorized agent of the department. Authorized users engaged in AOC activities must also show the written authorization upon demand to a duly authorized agent of the department.

6. Permit Fee. The fee for an AOC permit is \$2 per acre or fraction of an acre, per year (or fraction of a year through December 31, for the first year).

a. AOC permit fee notices will be mailed to AOC permittees at least 30 days in advance of the due date, which is January 1 of each year.

b. During the first week of February of each year, the department will compile a list of AOC permits that are in default. After compiling the list, each AOC permittee will be notified by certified mail that his permit is in default and will be canceled if payment is not received by March 31.

7. Hours of Operation. No person shall conduct AOC activities between the hours of one-half hour after sunset and one-half hour before sunrise.

8. Compliance with Other Laws

a. The permittee shall comply with all other applicable laws, regulations, and orders, including but not limited to those pertaining to oyster leases, oyster fishing, fisheries closures, coastal use permits, and obstruction to navigation, construction, wetlands, dredge, or fill permits.

b. With respect to any oysters grown, harvested, or otherwise present in or removed from the permit area, the permittee shall comply with all requirements that would be applicable under any law, regulation, or order if the oysters had been grown on the water bottom, unless otherwise provided in R.S. 56:431.2 or this rule.

9. Amendment. Upon application by the permittee, an AOC permit may be amended by the secretary, subject to the same requirements for and discretion of the secretary regarding an original permit application. The application for the amendment shall specify all respects in which the permit is sought to be amended. A new plat and schematics shall be provided, if the permitted acreage or location or extent of permitted facilities is sought to be amended. A greater or lesser removal bond may be required, if the types or extent of the permitted AOC activities, facilities, or equipment are sought to be amended. The original term of the permit cannot be amended.

10. Termination. An AOC permit is terminable by the secretary:

a. upon conviction or guilty plea to a significant violation or repeated violations of the permit, or a Class 4 or greater oyster-related violation as defined in the laws pertaining to wildlife and fisheries, by the permittee or anyone authorized by the permittee to engage in AOC activities on the permitted area;

b. for failure to pay the annual permit fee by March 31;

c. for provision of false information in relation to the permit or the application for the permit; or

d. upon the permittee's surrender of the permit to the department.

11. Removal of Equipment. The AOC permittee shall remove all equipment, facilities, and other items used for AOC activities from the permit area within 120 days after termination, cancellation, or expiration of the AOC permit. However, the department may allow facilities or portions thereof (such as pilings below the surface of the water bottoms) to remain if authorized in writing by the Department of Natural Resources and the U.S. Army Corps of Engineers and in accordance with any such permission. The department will allow additional time for completion of removal activities during the pendency of a request for such authorization, and may also allow additional time due to extenuating circumstances upon written request by the permittee.

### C. Applications

1. Eligibility. Applications for an AOC permit shall be accepted by the department only from persons who meet the eligibility requirements provided in R.S. 56:431.2 and this rule.

a. An AOC permit may be issued only to a leaseholder holding a valid oyster lease of state water bottoms pursuant to R.S. 56:427 or 428, and only for the state water bottoms leased pursuant to that lease.

b. No AOC permit may be issued to an applicant who has been convicted of or pled guilty to a Class 4 or greater oyster-related violation, as defined in the laws pertaining to wildlife and fisheries, within 3 years prior to the submission of the application.

2. Appearance. An applicant must appear in person at the department's Oyster Lease Survey Section office in order to apply for an AOC permit, or provide power of attorney to an agent to appear and act on the applicant's behalf.

#### 3. Forms and Required Information and Materials

a. Applications shall be accepted by the department only on forms supplied by the department, which shall include at a minimum:

i. name, physical address, mailing address, telephone number, and if applicable, email address of the applicant;

ii. commercial fisherman license number and oyster harvester license number of the applicant;

iii. lessee name and lease number of the oyster lease where the applicant seeks to engage in AOC activities;

iv. description of all AOC activities sought to be permitted;

v. description of all equipment or gear sought to be permitted and the quantities thereof; and

vi. description of all facilities sought to be permitted.

b. The applicant shall outline on a department map the area sought to be permitted, and the location and horizontal and vertical physical extent of all AOC activities and related facilities sought to be permitted.

c. The applicant shall submit one application per permit sought. The secretary or his designee may grant more than one permit per lease and more than one permit per leaseholder, but permit areas cannot overlap and cannot extend across lease boundaries.

d. The applicant shall submit all other local, state, and federal permits necessary for the activity authorized by the AOC permit, specifically including state coastal use permits (R.S. 49:214.30), federal obstruction to navigation Section 10 (33 U.S.C. § 403) and section 9 (33 U.S.C. § 401) permits, Clean Water Act Section 404 fill permits (33 U.S.C. § 1344), and State Water Quality Certification (33 U.S.C. § 1341); or documentation from the relevant agencies establishing that such permits are unnecessary.

e. The applicant shall submit a cost estimate to remove and properly dispose of all equipment, facilities, and other items sought to be permitted. The cost estimate must be prepared by a contractor with no familial or business relationship with the applicant and with all licenses necessary to provide such services.

f. The department may request the applicant to submit additional information or documentation.

g. The application for an AOC permit shall be accompanied by an application fee of \$100.

h. The application shall be deemed complete only upon receipt by the department of all information and documentation required by this rule, including any additional information or documentation required by the department. The secretary will consider only a complete application.

4. Plat. Prior to issuance of an AOC permit, the applicant shall submit to the department a plat meeting department specifications.

a. The plat shall comply with the following.

i. All corners of the lease and the proposed AOC permit area shall be shown, referenced to geographic coordinates (latitude and longitude) or the Louisiana State Plane Coordinate System, South Zone, NAD83, Survey Feet.

ii. All corners of the proposed facilities and equipment shall be shown, referenced to geographic coordinates (latitude and longitude) or the Louisiana State Plane Coordinate System, South Zone, NAD83, Survey Feet.

iii. Plats shall be drawn in black ink on standard oyster lease plats furnished by the Oyster Lease Survey Section, and the original shall become the property of same. The applicant shall provide a formatted ASCII file of the coordinates for each corner on the plat that complies with the Oyster Lease Survey Section's geographic information system. The plat shall contain the applicant's name, license number, and signature.

iv. The exact acreage sought to be permitted shall be shown on the plat, but for all purposes pertaining to the permit the acreage, even though calculated to the hundredth of acre, shall be rounded up to the next highest acre.

v. Application number and the applicant's name and lease number shall be shown on all plats as indicated on the original application.

vi. Use standard signs and symbols.

b. The plat shall include or be accompanied by a plot plan and schematics clearly showing the nature, location, and physical extent of all AOC activities sought to be permitted within the permit area, horizontally and vertically, and all facilities and equipment sought to be placed therein or used pursuant to the permit.

5. Investigation of State Water Bottoms. No AOC permit may be issued unless a reasonable investigation into the question of ownership is complete and, based on the findings, a determination is made that the State owns the water bottom to be covered by the AOC permit.

6. The department shall post notice of the application and a point of contact for comment on the department website, and provide such notice by email to all persons who have requested such notification in writing, at least 15 days prior to acting on the application.

7. Provision of insufficient or false information. Failure to provide information required by the department, after 30-day notification from the department by certified mail, or provision of false information, shall result in cancellation of the application and forfeiture of all fees to the department.

8. Initial Annual Fee. Upon issuance of the AOC permit, the permittee shall pay the first annual permit fee, which is \$2 per acre or fraction of an acre permitted.

D. Discretionary Provisions. The secretary shall have discretion with respect to the following provisions in any AOC permit.

1. Permitted Activities. The secretary may issue AOC permits specifying particular AOC activities that are authorized thereby, regardless of whether the AOC permit as issued deviates from the application. The types of AOC activities that may be permitted are:

- a. on-bottom cages, racks, or bags;
- b. off-bottom cages, racks, or bags, suspended by poles or floats;
- c. string or longline culture;
- d. any other AOC activity as approved by the secretary in the permit.

2. Permitted Species. Unless otherwise specifically authorized by the secretary in the permit, AOC activities may be performed using only *Crassostrea virginica* (including all subspecies thereof or triploid *Crassostrea virginica*) from the Gulf of Mexico. However, the permittee shall obtain a disease certification issued by a competent biologist and approved by the department for all oysters, including seed or spat, sourced from any location outside the State of Louisiana.

3. Permit Area. The secretary may issue AOC permits in numbers, locations, sizes, and configurations specified by the secretary, regardless of whether the AOC permit as issued deviates from the application, except:

- a. no permit area may extend beyond the boundaries of an existent oyster lease;
- b. no permit area may exceed 2,000 feet in length or width;
- c. permit areas must be separated by at least 100 feet;
- d. no AOC permit may authorize AOC activities in an area that is any of the following at the time the AOC permit is issued:
  - i. designated by the United States Army Corps of Engineers as a navigation channel or waterway or within 1,500 feet of the centerline of such a channel or waterway;
  - ii. covered by a coastal use permit or drilling permit for fixed items such as wellheads, pipelines, access channels, wharves, docks, piers, or mooring dolphins, or located within 1,500 feet of the outside of the exterior boundaries of an area covered by such a coastal use permit or drilling permit;
  - iii. designated for dredging, direct placement of dredged or other materials, or other work or activities for the construction or maintenance of a project for integrated coastal protection or within 1,500 feet of the outside of the exterior boundaries of an area designated for such dredging, direct placement, or other work or activities;
  - iv. located on land, or on water bottoms that are not claimed by the State of Louisiana, as determined by the State Land Office; or
  - v. otherwise determined by the department to be unsuitable or inappropriate for AOC activities. In making this determination, the department shall use the suitability mapping required by R.S. 56:431.2, any update or revision to the initial suitability mapping, any master plan or annual plan issued pursuant to R.S. 49:214.5.3, and any other information and data deemed relevant by the department, to identify areas that are unsuitable or inappropriate for AOC

activities due to creation of unreasonable conflicts with other existing or anticipated uses of state waters and water bottoms. The department shall also consider the location and nature of existing AOC permits;

- d. the permit area shall be located and configured so as to avoid unreasonable interference with surface navigation, passage by water craft, and any other authorized public use;
- e. no fencing shall be allowed.

4. Equipment. The secretary may specify or impose limitations in the permit regarding the equipment and materials authorized or required to be used for AOC activities.

a. All equipment and materials used for AOC activities shall, at a minimum, comply with United States Coast Guard regulations and requirements, and with all state and federal fishing laws and regulations, as amended from time to time.

b. The secretary may impose additional requirements or limitations on equipment and materials usable or used for AOC activities from time to time.

c. Any equipment and materials used for AOC activities authorized pursuant to this Section may be transported or used in compliance with the provisions of this Section.

5. Marking. The secretary may specify or impose requirements in the permit for marking, lighting, or warning devices authorized or required in relation to AOC activities.

a. Marking, lighting, and warning devices for AOC activities shall, at a minimum, comply with United States Coast Guard regulations and requirements, and with all state and federal laws and regulations, as amended from time to time.

b. All areas where such equipment or materials are present on state water bottoms or in the water column shall be clearly marked. At a minimum, the AOC permittee shall comply at all times with the following requirements.

i. The AOC permittee shall place and maintain markers along the boundaries of the permit area, at intervals of 75 feet, between 3 and 12 feet above the water level.

ii. The AOC permittee shall place and maintain markers along the boundaries of the areas where AOC facilities or equipment are actually located, at intervals of 20 feet, between 3 and 12 feet above the water level.

iii. The AOC permittee shall place and maintain buoys conforming to United States Coast Guard markings at all corners of the permit area and the areas where AOC equipment or facilities are actually located, and midway between the corners if separated by more than 1000 feet.

c. Each buoy, each main cage, bag, or float, and each structure used for AOC activities shall contain an indelible and permanent tag that includes the AOC permit number.

6. Reporting. The secretary may impose requirements in the permit for the AOC permittee to report information or data to enable the department to monitor the activities under the AOC permit or to study such activities and their results. Such information is not privileged and may be disseminated to the public.

7. Removal Bond. The secretary may require an AOC permittee to post a reasonable surety bond in an amount to be determined by the department, commensurate with the

anticipated cost to remove and properly dispose of all permitted equipment, facilities, and other items. In determining the amount of the bond, the department shall consider but is not bound by the cost estimate for removal provided by the applicant, and shall take into account reasonably-anticipated cost increases through the term of the permit and any other relevant information.

E. Mandatory Provisions. The secretary shall include the following provisions in any AOC permit.

1. "This permit is terminable by the department upon significant or repeated violation of the permit or any applicable statutes, rules, or regulations by the permittee or anyone authorized by the permittee to engage in AOC activities on the permitted area."

2. "The permittee hereby indemnifies and holds harmless the State of Louisiana, political subdivisions of the state, the United States, and any agency, agent, contractor, or employee thereof against and from any claim arising as a result of operations by or for the permittee pursuant to this permit."

3. "The permittee and anyone using this permit hereby holds the State of Louisiana, political subdivisions of the state, the United States, and any agency, agent, contractor, or employee thereof harmless from any claims arising under or as a result of the issuance of this permit in relation to diversions of fresh water or sediment, dredging or direct placement of dredged or other materials, any other actions taken for the purpose of integrated coastal protection, or adverse effects on water quality, including but not limited to

increased sedimentation or eutrophication or fluctuations in salinity or pH."

4. "The permittee shall remove and properly dispose of all equipment, facilities, and other items used for alternative oyster culture activities within 120 days after termination, cancellation, or expiration of the permit, unless otherwise authorized by the department."

F. Office Procedures

1. Copy Fees. A fee for all maps, leases, plats or documents, will be charged, as set forth at LAC 76:VII.501(E), as such fees may change from time to time.

G. Enforcement

1. Violation of an AOC permit, including conducting any AOC activity that is not expressly authorized by a permit, is a Class 3 violation, as defined in R.S. 56:33.

2. Theft of or intentionally causing damage to properly permitted alternative oyster culture equipment or oysters contained in such equipment is a Class 4 violation, as defined in R.S. 56:34.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:431.2.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 39:516 (March 2013).

Ronald "Ronny" Graham  
Chairman

1303#025

# Notices of Intent

## NOTICE OF INTENT

### Department of Civil Service Board of Ethics

Investigation and Hearing Procedures  
(LAC 52:I.Chapters 7-8 and 10-11)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., notice is hereby given that the Department of Civil Service, Louisiana Board of Ethics, has initiated rulemaking procedures to make amendments to the rules for the Board of Ethics to bring the rules into compliance with current statutory provisions of the *Code of Governmental Ethics*.

#### Title 52 ETHICS

#### Part I. Board of Ethics

#### Chapter 7. Complaints

#### §703. Consideration of Other Information Concerning Possible Violations

A. Except as otherwise provided by law, the board may, by two-thirds majority vote (eight votes) of its membership, consider any matter which it has reason to believe may be a violation of any law within its jurisdiction including, but not limited to, a notice or report sent to the board by the legislative auditor, the inspector general, or otherwise received, and on such consideration may close the file, refer the matter to investigation, or take such other action as it deems appropriate.

B. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1292 (October 1997), amended LR 39:

#### §704. Notification of Investigation

A. If the board votes to refer a matter to investigation the executive secretary shall mail by certified mail a certified copy of the vote and an explanation of the matter to the subject of the non-sworn complaint or other matter as provided in §703 of these rules within 10 days after the vote occurs, along with a copy any complaint which redacts information about the identity of the complainant.

B. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1292 (October 1997), amended LR 30:2668 (December 2004), LR 39:

#### §708. Complaints; Action by the Board

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1292 (October 1997), amended LR 30:2668 (December 2004), repealed LR 39:

#### Chapter 8. Investigations

#### §801. Referrals to Investigation

A. When the board orders an investigation, it shall be the staff of the board that conducts the investigation and completes the investigation report.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 39:

#### §802. Board Investigation

A. Upon completion of an investigation, the report shall be presented to the board by its attorney(s) and shall be reviewed by the board. The board shall decide whether:

1. ...
2. charges should be filed;
3. - 4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1293 (October 1997), amended LR 39:

#### §803. Panel Recommendation; Procedure

A. If the board elects to sit in panels and an investigation is ordered by the board, once the investigation is completed and the report reviewed by the panel, the panel shall make a recommendation to the board that:

1. ...
2. charges should be filed;
3. - 4. ...

B. After receiving the panel's recommendation, the board shall determine whether to accept the panel's recommendation or to take such other action as it deems appropriate.

2. - 3. Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1293 (October 1997), amended LR 39:

#### §804. Investigation; Procedure

A. During the course of an investigation, subpoena duces tecums and subpoenas may be issued to a respondent or witness at the request of the staff of the investigative division of the board. The subpoena duces tecums and subpoenas shall be issued by the executive secretary of the board upon presentation of a factual basis alleging a nexus between the object of the subpoena duces tecum and evidence of a possible violation of a law under the jurisdiction of the board. The factual basis used to issue the subpoena shall be a confidential document pursuant to R.S. 42:1141.4(K) and shall not be dispensed to the public, respondent, or the recipient of the subpoena.

B. During the course of the investigation, interrogatories may be issued by the staff of the investigative division of the board.

C. Subpoenas, subpoenas duces tecum, and interrogatories may be served on a person in any of the following manners:

1. by personal service upon the person or his attorney of record by any law enforcement officer or agent of the board;

2. by domiciliary service upon a person of majority age at the residence of the person by any law enforcement officer or agent of the board;

3. by certified mail, return receipt requested to the person or his attorney of record; or

4. service may be waived by the person or his attorney of record.

D. The return of documents or testimony of a respondent or witness pursuant to a subpoena or subpoena duces tecum shall be made under oath administered by the board, a member of the board's staff or a court reporter.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORIAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 39:

#### **§806. Investigations; Confidential**

A. All investigations shall be privileged and confidential.

B. All investigations shall be conducted at the direction of an attorney for the board.

C. The board or its staff shall not disclose subpoenas served, documents requested, or any information or documents gained from its investigations to any person or the general public, except under the following situations:

1. to a respondent or potential witness with sufficient information in order to allow for proper preparation for an interview, subpoena or document production; and

2. to afford a respondent or witness an opportunity to address evidence or testimony gained from another source. The disclosure of such information is at the sole discretion of the investigative and legal staff of the board.

D. The confidential nature of investigations shall encompass and prohibit the disclosure by a respondent or by a witness of any interview conducted, subpoena served, document requested, document delivered, testimony given, question asked and any other evidence provided.

E. A respondent or witness is not entitled to be present or participate in the interview or deposition of any other witness.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORIAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 39:

#### **§808. Investigations; Investigation Reports**

A. All documents, testimony or other information received by the staff of the board in connection with an investigation shall be privileged and protected from disclosure absent the waiver of said privilege by the board.

B. An investigative report shall be presented to the board by its attorney(s) for its consideration and deliberation in executive session.

C. In executive session, the board shall receive the presentation of the investigative report by its attorney(s) and review all relevant information and documents within the

board's possession and knowledge and, thereafter, take one of the following actions:

1. order further investigation;

2. file charges; or

3. close the file.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORIAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 39:

### **Chapter 10. Declaratory Hearings**

#### **§1001. Private Hearings**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1293 (October 1997), repealed LR 39:

#### **§1002. Initiating Declaratory Hearings**

A. Declaratory hearings may be conducted, at the discretion of the board, upon submission of an application pursuant to R.S. 42:1141.1.

B. The application shall be in writing and shall contain the following information:

1. the name, address, and telephone number of the applicant;

2. identification of the statutes, rules or opinions subject of the application;

3. the question presented to the board for ruling;

4. a concise statement of all particular facts necessary and sufficient to accomplish the following:

a. to show the nature of the controversy or uncertainty and the manner in which the rule or statute on which the declaratory ruling is sought applies or potentially applies to the applicant; and

b. to answer the question presented to the board for ruling.

5. a statement identifying all statutes, rules, or opinions that are relevant to the question presented by the applicant;

6. a statement of the reasons for submitting the application, including a full disclosure of the petitioner's interest in obtaining the declaratory opinion;

7. a statement as to whether the question presented by the applicant is presently pending before or under consideration by the board or any other administrative, legislative, or adjudicative body;

8. a statement as to whether the applicant has some other adequate legal remedy that will terminate the controversy or remove any uncertainty as to the applicability to the applicant or the circumstances cited of the statute, rule or opinion in question; and

9. an affidavit that verifies the facts stated in the application are true and correctly stated, and the verification is based on the documents attached to or identified in the application or based on the affiant's personal knowledge.

C. The application for declaratory opinion should be filed with the executive secretary of the Louisiana Board of Ethics.

D. The application for declaratory opinion may be accompanied by a memorandum urging the department to issue a declaratory opinion of specified content. Such memorandum shall not exceed 25 pages in length, exclusive

of cover pages, table of content, index of authority and exhibits.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1293 (October 1997), amended LR 39:

### **§1003. Assigning Declaratory Hearing**

A. After receipt of the application, the board or panel thereof, at its next scheduled board meeting, if the application is granted, shall fix the time and place for the hearing on the applications.

B. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1293 (October 1997), amended LR 39:

### **§1004. Place of Public Hearing**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1294 (October 1997), repealed LR 39:

### **§1005. Notice of Public Hearing**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1294 (October 1997), amended LR 30:2669 (December 2004), repealed LR 39:

### **§1006. Continuance of Public Hearing**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1294 (October 1997), repealed LR 39:

### **§1007. Procedure in Hearings**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1294 (October 1997), repealed LR 39:

### **§1009. Subpoena of Witnesses and Production of Documents**

A. The board, the ethics administrator, the executive secretary, and any specially designated agent of the board, shall have power to order the appearance of witnesses and to compel the production of books and papers pertinent to the issues involved in the hearing.

B. Any applicant desiring the issuance of a subpoena for any witness at the public hearing must apply for it, in writing, at least 10 days before the date fixed for the hearing and must give the name and physical address of the witness to whom the subpoena is to be directed.

C. In lieu of the issuance and service of formal subpoenas to state employees, the board or any person authorized by §1009.A, may request any agency to order any designated employee under its supervision to attend and testify at the hearing, and, upon being so ordered, the employee shall appear and furnish testimony.

D. Any applicant desiring the production of books, papers, photographs, or other items at any public hearing must apply for an appropriate order, in writing, at least 10 days before the date fixed for the hearing. Such request for the issuance of a subpoena duces tecum must describe the books or papers to be produced in sufficient detail for identification, must give the full name and physical address of the person required to make such production and the materiality of their production to the issues must be certified to by the applicant or his counsel.

E. A subpoena duces tecum issued pursuant to §1009 shall be returnable at the hearing or at such earlier date, time, and place as specified therein.

F. ...

G. The board or its chairman may, for cause deemed sufficient, issue an appropriate order at any time recalling any subpoena, subpoena duces tecum, or request issued by it or him under the provisions of this rule. The applicant may likewise obtain an order from the board recalling any subpoena, subpoena duces tecum, or request issued or caused to be issued by him.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1295 (October 1997), amended LR 39:

### **§1010. Exclusion of Witnesses**

A. The board, on request of any applicant, an attorney for an applicant or the trial attorney, shall, or on its own motion, may order that the witnesses in any hearing be excluded so as to preclude any witnesses, other than the applicants, their attorneys and the trial attorney, from hearing the testimony of any other witnesses. If so ordered, all witnesses shall be administered an oath and admonished not to discuss their testimony until the conclusion of the proceeding, except with counsel.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1295 (October 1997), amended LR 39:

### **§1011. Summary Disposition of Charges**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1295 (October 1997), repealed LR 39:

### **§1012. Consolidation of Public Hearings**

A. When applications for declaratory opinions of two or more applicants involve similar or related circumstances, the board may, on its own motion, on motion of the trial attorney or on motion of an applicant, order a joint hearing of all applicants or may order separate hearings for specified applicants.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1295 (October 1997), amended LR 26:627 (April 2000), LR 39:

### **§1013. Transcripts of Hearings**

A. The proceedings of all hearings shall be recorded, but shall be transcribed only upon order of the board or upon request made by an applicant therein, accompanied by

proffer of such cost as may be determined by the executive secretary.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), amended LR 39:

#### **§1014. Witness Fees in Hearings**

A. ...

B. The board may order that any person who is not an officer or employee of a state department and who is subpoenaed to testify or provide documents at a public hearing shall be entitled to the same mileage and fees as are allowed witnesses in civil cases by the Nineteenth Judicial District Court for the Parish of East Baton Rouge.

C. If a witness is subpoenaed at the request of the applicant, the board may order the same cost of witness fees and mileage to be paid by the applicant.

D. The board or the executive secretary, before issuing a subpoena, may require the party requesting the subpoena to deposit with the executive secretary a sum sufficient to cover the mileage costs and witness fees, pending a determination of costs by the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), amended LR 39:

#### **§1015. Costs of Public Hearings**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), repealed LR 39:

#### **§1016. Interlocutory Rulings**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), repealed LR 39:

#### **§1017. Board Action Following Hearings**

A. Following the close of a hearing, the board may either render its opinion or take the matter under advisement. In either event, the board may deliberate in general or executive session for the purpose of reaching a determination. The opinion may be made orally by dictating findings of fact and conclusions of law into the record or by causing a written opinion to be confected. If the matter is taken under advisement, the board shall have 90 days within which to render a decision.

B. ...

C. Except as otherwise specifically ordered by the board, the decision of the board shall be final:

1. on the date of mailing of notice to the applicant of the board's opinion, along with a certified copy of the approved minutes of the board, if the board renders its decision orally; or

2. ...

D. The executive secretary shall notify the applicant, or his counsel, of the board's decision, in writing, within 10 days of the board's final decision.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), amended LR 39:

#### **§1018. Rehearings**

A. Any person aggrieved may apply to the board for a rehearing, in writing, within 10 days from the date the board's decision becomes final. The grounds for an application for a rehearing shall be that:

1. the opinion is clearly contrary to the law and the evidence;

2. - 4. ...

B. The application for a rehearing shall set forth the grounds which justify such action and shall be accompanied by a written brief or argument in support thereof, along with an affidavit as set forth in §1009.B.9.

C. - D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), amended LR 39:

### **Chapter 11. Pre-Hearing Procedure**

#### **§1101. Discovery**

A. Any public servant or other person who has been notified that he is to be the subject of a public hearing pursuant to the provisions of R.S. 42:1141(E), and the trial attorney and general counsel for the board shall be entitled to conduct discovery regarding any matter, not privileged, which is relevant to the pending public hearing. It is not grounds for objection that the information sought will be inadmissible at the hearing if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.

B. Upon the filing of charges for violations of any law under the jurisdiction of the board, the respondent and the board, through its trial attorney(s) or general counsel, shall be granted the right of discovery in the following manner.

1. Depositions shall be allowed until within two weeks of trial.

2. All documents intended for admission at trial, motion or hearing shall be copied and delivered to the respondent and to the trial attorney(s). The delivery shall be provided within 15 days of receipt of a request for production of said documents. Additions shall be allowed upon a showing of good cause, lack of bad faith or joint consent.

3. All other documents within the possession of the trial attorney or the respondent or his counsel, except documents that reveal the identity of the complainant or are otherwise privileged, shall be made available for inspection or may be copied within 15 days of receipt of a request for production of said documents.

4. Any exculpatory or mitigating documents, that are not otherwise privileged, shall be delivered to the trial attorney or the respondent or his counsel within 15 days of receipt of a request for production of documents for said documents.

5. An expected witness list shall be produced to the opposing party at least 30 days subsequent to a request for such information. Additions shall be allowed upon a showing of good cause, lack of bad faith or joint consent.

6. All written statements of any witnesses intended to be called at a hearing or trial shall be delivered within 15 days of receipt of a request for production of said documents.

7. No work product of attorneys and no investigation reports shall be delivered to the respondent or his attorney.

8. The trial attorney(s) and any respondent or his attorney may serve upon each other written interrogatories or requests for admissions, pursuant to the provisions of applicable *Code of Civil Procedure* articles, to be answered by the party served within 15 days of receipt. Written interrogatories served in accordance with this provision shall not exceed 35 in number, including subparts.

C. - D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1296 (October 1997), amended LR 39:

### **§1102. Motions and Exceptions**

A. Motions and exceptions may be made before, during, or after a public hearing.

B. Motions and exceptions made before or after the public hearing shall be filed with the appropriate panel of the Ethics Adjudicatory Board. Contradictory motions and exceptions shall be accompanied by a memorandum which shall set forth a concise statement of the grounds upon which the relief sought is based and the legal authority therefore.

C. A motion for summary judgment may be filed by either the respondent or the trial attorney(s)

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1297 (October 1997), amended LR 39:

### **§1103. Pre Hearing Notices**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1297 (October 1997), repealed LR 39:

### **§1104. Pre Hearing Conference**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 42:1134(A).

HISTORICAL NOTE: Promulgated by the Department of Civil Service, Board of Ethics, LR 23:1297 (October 1997), repealed LR 39:

#### **Family Impact Statement**

The proposed Rule changes have no impact on family formation, stability or autonomy, as described in R.S. 49:972.

#### **Poverty Impact Statement**

The proposed Rule changes have no impact on poverty, as described in R.S. 49:972.

#### **Small Business Statement**

The proposed Rule changes have no impact on adverse impact on small businesses as defined in the Regulatory Flexibility Act.

#### **Public Comments**

Interested persons may direct their comments to Kathleen M. Allen, Louisiana Board of Ethics, P.O. Box 4368, Baton

Rouge, LA 70821, telephone (225) 219-5600, until 4:45 p.m. on April 10, 2012.

Kathleen M. Allen  
Ethics Administrator

## **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Investigation and Hearing Procedures**

### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed rule change will have no anticipated implementation costs other than the minimal publishing costs. The proposed administrative rule makes changes with respect to notification of investigations to respondents, the investigation procedures as to subpoenas and the confidentiality provisions, the hearing procedures, and discovery prior to the hearings.

### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed rule change will have no anticipated effect on revenue collections of state or local governmental units.

### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

The proposed rule change will have no anticipated economic impact on those affected, which includes those individuals referred to investigation, requesting declaratory opinions, and those against whom charges are filed.

### **IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

The proposed rule change will have no anticipated effect on competition and employment.

Kathleen M. Allen  
Ethics Administrator  
1303#033

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

## **NOTICE OF INTENT**

### **Department of Children and Family Services Economic Stability Section**

Drug Screening, Energy Assistance,  
and Substance Abuse Treatment Programs  
(LAC 67:III.1249, 1290, 1291, and 5563)

In accordance with the provisions of the Administrative Procedure Act R.S. 49:953 (A), the Department of Children and Family Services (DCFS) proposes to amend LAC 67:III, Subpart 2 Family Independence Temporary Assistance Program (FITAP), Chapter 12, Subchapter B, Section 1249, repeal Subchapter D, Sections 1290 and 1291; and amend Subpart 15 Temporary Assistance for Needy Families (TANF) Initiatives, Chapter 55, Section 5563.

Pursuant to Louisiana's Temporary Assistance for Needy Families (TANF) Block Grant, adjustments to Section 1249 of FITAP Conditions of Eligibility and Section 5563 of TANF Initiatives, and the elimination of FITAP Special Initiatives Sections 1290 and 1291, are necessary to facilitate the expenditure of Louisiana's TANF Grant. Section 1249, Drug Screening, Testing, Education and Rehabilitation Program is being amended for clarification. The drug screening of FITAP applicants/recipients will no longer be

contracted with the Department of Health and Hospitals (DHH), Office of Behavioral Health, but will be performed statewide by DCFS staff. Section 5563 Substance Abuse Treatment Program for Needy Families is amended to mirror Section 1249 in that DCFS will provide statewide drug screening services and continue to fund non-medical treatment to TANF-eligible individuals through partnership with DHH, Office of Behavioral Health. Section 1290 Energy Assistance and Section 1291 Substance Abuse Treatment Program are being repealed.

Action is required in this matter to facilitate the expenditure of TANF funds. This action was made effective by an Emergency Rule dated and effective February 1, 2013.

#### **Title 67**

### **SOCIAL SERVICES**

#### **Part III. Economic Stability**

#### **Subpart 2. Family Independence Temporary Assistance Program**

#### **Chapter 12. Application, Eligibility, and Furnishing Assistance**

#### **Subchapter B. Conditions of Eligibility**

#### **§1249. Drug Screening, Testing, Education and Rehabilitation Program**

A. ...

B. Screening and Referral Process. All adult applicants for and recipients of FITAP will be screened for the use of or dependency on illegal drugs at initial application and redetermination of eligibility using a recognized and standardized drug abuse screening test.

1. When the screening process indicates that there is a reason to suspect that a recipient is using or dependent on illegal drugs, or when there is other evidence that a recipient is using or dependent on illegal drugs, the caseworker will refer the recipient to the Department of Health and Hospitals, Office of Behavioral Health (OBH) to undergo a formal substance abuse assessment which may include urine testing. The referral will include a copy of the screening form, a copy of the Release of Information Form, and a photograph of the individual for identification purposes.

2. Additionally, if at any time DCFS has reasonable cause to suspect that a recipient is using or dependent on illegal drugs based on direct observation or if DCFS judges to have reliable information of use or dependency on illegal drugs received from a reliable source, the caseworker will refer the recipient to OBH to undergo a formal substance abuse assessment which may include urine testing. All such referrals will require prior approval by the supervisor of the caseworker.

3. OBH will advise DCFS of the results of the formal assessment. If the formal assessment determines that the recipient is not using or dependent on illegal drugs, no further action will be taken unless subsequent screening or other evidence indicates a reasonable suspicion of illegal drug dependency or use. If the formal assessment determines that the recipient is using or dependent on illegal drugs, OBH will determine the extent of the problem and recommend the most appropriate and cost effective method of education and rehabilitation. The education or rehabilitation plan will be provided by OBH or by a contract provider and may include additional testing and monitoring. The OBH assessment will include a determination of the

recipient's ability to participate in activities outside of the rehabilitation program.

C. Child care and transportation costs required for participation in the Drug Screening, Testing, Education And Rehabilitation Program will be paid by DCFS.

D. If residential treatment is recommended by OBH and the recipient is unable to arrange for the temporary care of dependent children, DCFS and/or OBH will coordinate with the DCFS, Child Welfare Section, to arrange for the care of such children.

1. - 2. ...

F. If after completion of education and rehabilitation, the recipient is subsequently determined to use or be dependent on illegal drugs, the recipient will be ineligible for FITAP cash benefits until such time that OBH determines that the individual has successfully completed the recommended education and rehabilitation program and is drug free. The eligibility of other family members will not be affected as long as the individual participates in the Education And Rehabilitation Program.

AUTHORITY NOTE: Promulgated in accordance with 42 U.S.C. 601 et seq., R.S. 36:474, R.S. 46:231.1.B, Act 58, 2003 Reg. Session.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Family Support, LR 25:2453 (December 1999), amended LR 30:495 (March 2004), amended by the Department of Children and Family Services, LR 39:

#### **Subchapter D. Special Initiatives**

#### **§1290. Energy Assistance**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with 42 U.S.C. 601 et seq.; R.S. 36:474 and 46:231; and Act 12, 2001 Reg. Session.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Family Support, LR 28:103 (January 2002), repealed by the Department of Children and Family Services, LR 39:

#### **§1291. Substance Abuse Treatment Program**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with 42 U.S.C. 601 et seq.; R.S. 36:474 and 46:231; and Act 12, 2001 Reg. Session, Act 16, 2005 Reg. Session.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Family Support, LR 28:1492 (June 2002), amended LR 32:1912 (October 2006), repealed by the Department of Children and Family Services, LR 39:

#### **Subpart 15. Temporary Assistance for Needy Families (TANF) Initiatives**

#### **Chapter 55. TANF Initiatives**

#### **§5563. Substance Abuse Treatment Program for Needy Families**

A. The Department for Children and Family Services (DCFS) shall enter into a Memorandum of Understanding with the Department of Health and Hospitals, Office of Behavioral Health (OBH) wherein DCFS shall fund the cost of substance abuse non-medical treatment of members of needy families to the extent that funds are available commencing June 1, 2002.

B. ...

C. Eligibility for services is limited to needy families, that is, a family in which any member receives a Family Independence Temporary Assistance Program (FITAP) grant, Kinship Care Subsidy Program (KCSP) grant,

Supplemental Nutrition Assistance Program (SNAP) benefits, Child Care Assistance Program (CCAP) services, Medicaid, Louisiana Children's Health Insurance Program (LaChip) benefits, Supplemental Security Income (SSI), Free or Reduced Lunch, or who has earned income at or below 200 percent of the federal poverty level. A needy family includes a minor child living with a custodial parent or caretaker relative who has earned income at or below 200 percent of the federal poverty level.

D. ...

AUTHORITY NOTE: Promulgated in accordance with 42 U.S.C. 601 et seq.; R.S. 46:231 and R.S. 36:474; Act 13, 2002 Reg. Session, Act 18, 2007 Reg. Session.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Family Support, LR 29:190 (February 2003), amended LR 31:486 (February 2005), LR 34:696 (April 2008), amended by the Department of Children and Family Services, LR 39:

#### **Family Impact Statement**

1. What effect will this Rule have on the stability of the family? This Rule minimally impacts the family's financial resources and could affect the family's stability.

2. What effect will this have on the authority and rights of persons regarding the education and supervision of their children? This Rule will have no effect on the authority and rights of persons regarding the education and supervision of their children.

3. What effect will this have on the functioning of the family? This Rule may have a negative effect on the functioning of the family.

4. What effect will this have on family earnings and family budget? This Rule will have no effect on family earnings. This Rule may reduce unearned income in the family budget.

5. What effect will this have on the behavior and personal responsibility of children? This Rule will have no effect on the behavior and personal responsibility of children.

6. Is the family or local government able to perform the function as contained in this proposed Rule? No, these functions are department functions.

#### **Poverty Impact Statement**

The proposed rulemaking will have no impact on poverty as described in R.S. 49:973.

#### **Small Business Statement**

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The department, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed rule on small businesses.

#### **Public Comments**

All interested persons may submit written comments through April 25, 2013, to Sammy Guillory, Deputy Assistant Secretary of Programs, Department of Children and Family Services, P.O. Box 94065, Baton Rouge, Louisiana, 70821-9065.

#### **Public Hearing**

A public hearing on the proposed rule will be held on April 25, 2013, at the Department of Children and Family Services, Iberville Building, 627 N. 4<sup>th</sup> Street, Seminar Room 1-127, Baton Rouge, Louisiana, beginning at 9:00 a.m. All interested persons will be afforded an opportunity to submit data, views, or arguments, orally or in writing, at said hearing. Individuals with disabilities who require special services should contact the Bureau of Appeals at least seven working days in advance of the hearing. For assistance, call Area Code 225-342-4120 (Voice and TDD).

Suzy Sonnier  
Secretary

#### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES**

#### **RULE TITLE: Drug Screening, Energy Assistance, and Substance Abuse Treatment Programs**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

This rule proposes to continue the provisions of the February 1, 2013 Emergency Rule that changed the following sections of LAC 67:III: (1) amended §1249 Drug Screening, Testing, Education and Rehabilitation Program; (2) repealed §1290 Energy Assistance; (3) repealed §1291 Substance Abuse Treatment Program; and (4) amended §5563 Substance Abuse Treatment Program for Needy Families. In sections 1249 and 5563, the Department of Children and Family Services (DCFS) will no longer contract with the Department of Health and Hospitals (DHH)/Office of Behavioral Health (OBH) to perform drug screening of Family Independence Temporary Assistance (FITAP). Instead, DCFS staff will perform drug screenings.

The department anticipates that implementation of this proposed rule will result in an estimated programmatic savings to the state of approximately \$350,000 in SFY 12-13 as well as \$701,097 in SFY 13-14 and SFY 14-15. The savings reflected above are based on the number of individuals currently served in the Substance Abuse Treatment Program for Needy Families. It is anticipated that \$1,968 (\$984 SGF and \$984 FED) will be expended in SFY 12-13 for the state's administrative expense for promulgation of this proposed rule and the final rule.

#### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

Implementation of this rule will have no effect on state or local revenue collections.

#### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

Although amendments to section 1249 and 5563 reflect that the drug screening of FITAP applicants/recipients will no longer be performed by DHH/OBH but performed statewide by DCFS staff, DCFS will continue to fund non-medical substance abuse treatment to individuals who are eligible for Temporary Assistance for Needy Families (TANF) through partnership with DHH/OBH.

Also, sections 1290 and 1291 are being repealed. The Energy Assistance program, section 1290, has not been funded in recent years due to lack of funding within the department. Therefore, the elimination of the program will have no adverse impact on FITAP recipients. The department anticipates no adverse impact on the number of FITAP recipients currently

served due to the elimination of the Substance Abuse Treatment Program. This rule codifies the current practice of referral recipients in need of treatment services to DHH/OBH. DCFS will continue to fund non-medical substance abuse treatment to FITAP recipients in need of such services.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There is no estimated impact on competition and employment.

Sammy Guillory  
Deputy Assistant Secretary  
1303#071

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### NOTICE OF INTENT

#### Office of the Governor Board of Pardons

Administration and Clemency (LAC 22:V.Chapters 1 and 2)

In accordance with the provisions of the Administrative Procedure Act, (R.S. 49:950), the Board of Pardons, hereby gives notice of its intent to amend its rules of LAC 22:V.101-123 and promulgate rules of LAC 22:V.201-213 of the Louisiana Board of Pardons. This rulemaking implements Act 714 of the 2012 Regular Session of the Louisiana Legislature with respect to training requirements of members of the Board of Pardons. In addition this rulemaking establishes rules with respect to types of clemency, eligibility criteria, clemency applications for capital cases, and records management.

#### Title 22

### CORRECTIONS, CRIMINAL JUSTICE AND LAW ENFORCEMENT

#### Part V. Board of Pardons

#### Chapter 1. Administration

##### §101. Mission Statement

A. The mission of the Louisiana Board of Pardons is to perform its duties as imposed by Article I, Sections 10 and 20, and Article IV, Section 5, of the Louisiana Constitution and recommend the resolution of clemency matters to the governor.

B. The mission of the Committee on Parole is to determine the time and conditions of release for eligible offenders in a manner that ensures public safety and facilitates an offender's reintegration into society, recognizing that the parole process is an essential element of the criminal justice system.

C. Using evidence based research, the parole decision makers (committee members) shall:

1. render just determination in regard to parole release and revocations, thereby maximizing the restoration of human potential while restraining the growth of the Louisiana prison population;

2. impose reasonable and prudent conditions of release consistent with the goal of structured reintegration of an offender's release into the community; and

3. impose realistic and relevant conditions of release tailored to the specific offender.

D. The board seeks to promote successful offender reentry by maintaining contact during supervision to not only intervene and address violation behavior, but to acknowledge and support compliance and accomplishments.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 15:572.1 and 15:572.4.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 24:1132 (June 1998), amended LR 30:2842 (December 2004), amended by the Office of the Governor, Board of Pardons, LR 39:

##### §103. Filing Procedure

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 15:572.4.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 16:1062 (December 1990), amended LR 24:1132 (June 1998), repealed by the Office of the Governor, Board of Pardons, LR 39:

##### §105. Discretionary Powers of the Board

A.1. The Board of Pardons, at its discretion, may deny any applicant a hearing for any of the following reasons:

- a. serious nature of the offense;
- b. insufficient time served on sentence;
- c. insufficient time after release;
- d. proximity of parole/good time date;
- e. institutional disciplinary reports;
- f. probation/parole—unsatisfactory/violated;
- g. past criminal record; or
- h. any other factor determined by the board.

2. However, nothing in Chapter 1 shall prevent the board from hearing any case.

B. In any matters not specifically covered by LAC 22:V.Chapter 1, the board shall have discretionary powers to act.

C. No person shall have a right of appeal from a decision of the board of pardons or the governor regarding clemency.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 15:572.4.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 16:1062 (December 1990), amended LR 24:1133 (June 1998), LR 28:1026 (May 2002), amended by the Office of the Governor, Board of Pardons, LR 39:

##### §107. Contact with the Board of Pardons

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 15:573.1, 15:574.12 and 44:1 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 24:1133 (June 1998); repealed by the Office of the Governor, Board of Pardons, LR 39:

##### §109. Hearing Granted

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 15:572.4, 15:574.12 and 44:1 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 24:1133 (June 1998), amended LR 26:88 (January 2000), repealed by the Office of the Governor, Board of Pardons, LR 39:

##### §111. Notice of Public Hearing Dates

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 15:572.4 and 15:574.12(G) and R.S. 44:1 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Correction, Board of Pardons, LR 16:1063 (December 1990), amended LR 24:1133 (June 1998), repealed by the Office of the Governor, Board of Pardons, LR 39:

##### §113. Denials by Board after Public Hearing

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 24:1134 (June 1998), repealed by the Office of the Governor, Board of Pardons, LR 39:

**§115. Denial/No Action Taken by Governor after Favorable Recommendation**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 24:1134 (June 1998), repealed by the Office of the Governor, Board of Pardons, LR 39:

**§117. Governor Grants**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Board of Pardons, LR 24:1134, repealed by the Office of the Governor, Board of Pardons, LR 39:

**§119. Training**

A. Within 90 days of being appointed to the board, each member shall complete a comprehensive training course developed by the Department of Public Safety and Corrections. Each member shall complete a minimum of eight hours of training annually.

B. Each board member shall be issued a *Rules and Procedures Manual* and shall sign a statement to acknowledge receipt of the manual. Such statement shall include the board member's agreement to completely and thoroughly familiarize himself or herself with the information contained therein and to conduct himself at all times in a manner which will strictly adhere to the letter of the law, as well as the spirit and intent. The manual shall contain, but not be limited to, a copy of the following:

1. Louisiana Board of Parole Rules and Procedures;
2. Code of Governmental Ethics;
3. R.S. 42:1 et seq. (public policy for Open Meetings Law);
4. all Department of Public Safety and Corrections regulations and/or statutes with particular reference to the operations of the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

**§121. Contact with the Board of Pardons**

A. Contact with the Board of Pardons or any member is prohibited except by appearing/testifying at a public hearing or by written letter addressed to the Board of Pardons.

B. If a board member is improperly contacted, he/she must immediately notify the individual in writing that the contact is illegal. The letter must be accompanied by a copy of R.S.15:573.1, and the contact must be reported to the other board members.

C. Any prohibited contact after an individual has been informed of the prohibition as provided in §121.B shall be fined not more than \$500 or imprisoned for not more than six months or both.

D. All letters in favor of pardon, clemency, or commutation of sentence are subject to public inspection. Exceptions to §121 are:

1. letters from any victim of a crime committed by the applicant being considered for pardon, clemency, or commutation of sentence, or any person writing on behalf of the victim;

2. any letters written in opposition to pardon, clemency, or commutation of sentence.

E. All letters written by elected or appointed public officials in favor of or opposition to pardon, clemency, or commutation of sentence received after August 15, 1997 are subject to public inspection and shall be recorded in a central register maintained by the board. The register shall contain the name of the individual whose pardon, clemency, or commutation of sentence is subject of the letter, the name of the public official who is the author of the letter and the date the letter was received by the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:573.1, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

**§123. Board Spokesperson**

A. Only the chairman of the board or, in the absence of the chairman, the vice-chairman shall be authorized to speak on behalf of the entire Board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:574.2 et seq., R.S. 15:535 et seq., and R.S. 15:540 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

**§125. Records Management and Confidentiality of Information**

**A. Records Management and Retention**

1. The board shall implement a records management program to ensure all Board of Pardons vital records are stored managed, and disposed of in accordance with state law. The board shall use the Records Retention Schedule created and maintained by the Department of Public Safety and Corrections, Corrections Services.

**B. Confidentiality**

1. The presentence investigation report, the pre-parole report, the clemency investigation, the information and data gathered by staff of the board, the prison record, and any other information obtained by the board or the Department of Public Safety and Corrections, in the discharge of their official duties shall be confidential and shall not be subject to public inspection or be disclosed directly or indirectly to anyone except as provided by these rules and La. R.S. 15:574.12, and regulations of the Department of Public Safety and Corrections.

**C. Release of Information—Sex Offenders**

1. board is authorized to release to the public the following information regarding sex offenders:

- a. name and address;
- b. crime of conviction and date of conviction;
- c. date of release on parole or diminution of sentence;
- d. most recent photograph available; and
- e. any other information that may be necessary and relevant for public protection.

2. Verbal requests for such information are acceptable.

3. The chairman of the board or his or her designee may require a written request before releasing any information.

4. The board cannot release any information regarding victims or witnesses of sex crimes to the sex offender or the general public.

D. Release of Information—Minor Victim(s)

1. In addition to any other information authorized to be released, the board may, pursuant to R.S. 15:546, release information concerning any inmate under the jurisdiction of the board who is convicted of any sex offense or criminal offense against a victim who is a minor, or who has been determined to be a sexually violent predator.

E. Release of Information—Criminal Convictions

1. The board may disseminate information regarding an offender's criminal convictions without restriction.

F. Other information regarding an offender's criminal history records, including nonconviction history may only be released subject to the restrictions outlined in R.S. 15:548. Unless the request is made by a representative of a criminal justice agency or a juvenile justice agency, such information shall, under normal circumstances, be released only pursuant to a written request.

G. The board shall be immune from liability for the release of information concerning any sex offender, sexually violent predator, or child predator.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:574.2 et seq., R.S. 15:535 et seq., and R.S. 15:540 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

## Chapter 2. Clemency

### §201. Types of Clemency

A. Executive Pardon. An executive pardon is a full pardon which unconditionally releases a person from punishment and forgives guilt for any Louisiana convictions. It restores an applicant to all of the rights of citizenship possessed by the person before his or her conviction, including the right to own, possess, or use firearms.

B. Pardon without Firearm Authority. A pardon without firearm authority releases a person from punishment and forgives guilt. It entitles an applicant to all of the rights of citizenship enjoyed by the person before his or her conviction, except the specific authority to own, possess, or use firearms.

C. Pardon for Misdemeanor. A pardon for a misdemeanor conviction releases a person from punishment and forgives guilt.

D. Commutation of Sentence. A commutation of sentence may adjust an applicant's penalty to one less severe but does not restore any civil rights, and it does not restore the authority to own, possess, or use firearms.

E. Specific Authority to Own, Possess, or Use Firearms. The specific authority to own, possess, or use firearms restores an applicant the right to own, possess, or use firearms, which were lost as a result of a felony conviction. Due to federal firearms laws, the pardon board will not consider requests for firearm authority from individuals convicted in federal or out-of-state courts.

F. First Offender Pardons. For the purposes of this section "first offender" means a person convicted within Louisiana of a felony but never previously convicted of a felony within Louisiana or convicted under the laws of any other state or of the United States or of any foreign government or country of a crime which, if committed in this state would have been a felony, regardless of any previous convictions for any misdemeanors. Once such a

pardon is granted, the individual who received such pardon shall not be entitled to receive another such pardon. Types of first offender pardons are listed below.

1. Offenders Sentenced after November 5, 1968 and before December 31, 1974. An offender sentenced after November 5, 1968 and before December 31, 1974, who has never been previously convicted of a felony, and who has completed serving their sentence, is eligible to apply for a governor's first offender pardon. By Executive Order dated March 16, 2001, all of these types of applications for clemency must be submitted to the pardon board.

2. Offenders Sentenced on or after January 1, 1975 and before December 27, 1999 (automatic first offender pardon). A first offender sentenced on or after January 1, 1975 and who has never been previously convicted of a felony shall be automatically pardoned upon completion of his sentence without a recommendation of the pardon board and without action by the governor. The Division of Probation and Parole of the Department of Public Safety and Corrections has responsibility for the issuance of this type of first offender pardon certificate. The certificate proclaims that the offender has been restored all basic rights of citizenship, which includes the right to vote, but does not specifically restore the right to own, possess, or use firearms.

3. Offenders Sentenced after December 27, 1999 (automatic first offender pardon). A first offender sentenced after December 26, 1999 for a non-violent crime, or convicted of aggravated battery, second degree battery, aggravated assault, mingling harmful substances, aggravated criminal damage to property, purse snatching, extortion, or illegal use of weapons or dangerous instrumentalities never previously convicted of a felony shall be pardoned automatically upon completion of his sentence without a recommendation of the board of pardons and without action by the governor. The Division of Probation and Parole of the Department of Public Safety and Corrections has responsibility for the issuance of this type of first offender pardon certificate. The certificate proclaims that the offender has been restored all basic rights of citizenship, which includes the right to vote, but does not specifically restore the right to own, possess, or use firearms.

4. No person convicted of a sex offense as defined in R.S. 15:541 or determined to be a sexually violent predator or a child predator under the provisions of R.S. 15:542.1 et seq. shall be exempt from the registration requirements of R.S. 15:542.1 et seq., as a result of a pardon under the provision of this Subsection.

5. Any person sentenced on or after January 1, 1975 receiving a first offender pardon under these provisions may be charged and punished as a second or multiple offender as provided in R.S. 15:529.1

6. No first offender pardon may be issued to a first offender unless that person has paid all of the court costs which were imposed in connection with the conviction of the crime for which the pardon is to be issued.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572, 15:573.1, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

### §203. Eligibility for Clemency Consideration

A. Eligibility

1. Pardons. A person may not apply for a pardon if the applicant has any outstanding detainers, or any pecuniary

penalties or liabilities which total more than \$1,000 and result from any criminal conviction or traffic infraction. In addition, no person is eligible to apply for pardon unless the applicant has paid all court costs which were imposed in connection with conviction of the crime for which pardon is requested.

2. Commutation of Sentence. A person may not be considered for a commutation of sentence unless he or she has been granted a hearing by the pardon board and has had his or her case placed upon a pardon board agenda.

3. Remission of Fines and Forfeitures. A person may not apply for a remission of fines and forfeitures unless he or she has completed all sentences imposed and all conditions of supervision have expired or been completed, including, but not limited to, parole and/or probation.

4. Specific Authority to Own, Possess, or Use Firearms. A person may not apply for the specific authority to own, possess, or use firearms unless he or she has completed all sentences imposed for the applicant's most recent felony conviction and all conditions of supervision imposed for the applicant's most recent felony conviction have expired or been completed, including, but not limited to, parole and/or probation, for a period of five years. The applicant may not have any outstanding detainers, or any pecuniary penalties or liabilities which total more than \$1,000 and result from any criminal conviction or traffic infraction. In addition, the applicant may not have had any outstanding victim restitution, including, but not limited to, restitution pursuant to a court or civil judgment or by order of the committee on parole.

B. Applications. All applications must be submitted in accordance with §205, "Application Filing Procedures".

C. Incarcerated Applicants or Applicants Under Supervision of the Louisiana Department of Public Safety and Corrections.

1. An executive pardon shall not be considered for an offender while in prison, except when exceptional circumstances exist.

2. An incarcerated offender who is not serving a life sentence may request a commutation of sentence:

- a. after having served a minimum of 10 years; and
- b. must have been disciplinary report free for a period of at least 24 months prior to the date of the application; and
- c. must not be classified to a maximum custody status at the time of the application or at the time of the hearing (if a hearing is granted); and
- d. must possess a marketable job skill, either through previous employment history or through successful completion of vocational training while incarcerated; or
- e. upon the written recommendation from trial official(s) that includes:
  - i. a statement that the penalty now appears to be excessive;
  - ii. a recommendation of a definite term now considered by the official as just and proper;
  - iii. a statement of the reasons for the recommendation based upon facts directly related to the facts of the case and in existence, but not available to, the court or jury at the time of trial, or a statutory change in penalty for the crime which would appear to make the original penalty excessive.

D. Life Sentences: An offender sentenced to life may not apply until he has served 15 years from the date of sentence, unless he has sufficient evidence which would have caused him to have been found not guilty. The offender must also meet the criteria stated in Subparagraphs C.2.a-d of this Section.

C. Capital Cases. Any offender sentenced to death may submit an application within one year from the date of the direct appeal denial. See also §213 "Capital Cases".

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:573.1, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

## **§205. Application Filing Procedure**

### **A. All Applicants**

1. Every application must be submitted on the form approved by the Board of Pardons and must contain the following information:

- a. name of applicant;
- b. prison number [Department of Corrections (DOC) number];
- c. date of birth;
- d. race/sex;
- e. education (highest grade completed);
- f. age at time of offense;
- g. present age;
- h. offender class;
- i. place of incarceration (incarcerated applicant only);
- j. parish of conviction/judicial district/court docket number;
- k. offense(s) charged, convicted of or plead to;
- l. parish where offense(s) committed;
- m. date of sentence;
- n. length of sentence;
- o. time served;
- p. prior parole and/or probation;
- q. when and how parole or probation completed;
- r. prior clemency hearing/recommendation/approval;
- s. reason for requesting clemency;
- t. relief requested and narrative detailing the events surrounding the offense;
- u. institutional disciplinary reports (incarcerated applicants only); total disciplinary reports, number within the last 24 months; nature and date of last violation; and custody status.

2. The application shall be signed and dated by applicant and shall contain a prison or mailing address and home address.

3. An application must be completed. If any required information does not apply, the response should be "na."

B. In addition to the information submitted by application, the following required documents must be attached as they apply to each applicant.

1. Incarcerated Applicants. Any applicant presently confined in any institution must attach a current master prison record and time computation/jail credit worksheet and have the signature of a classification officer verifying the conduct of the applicant as set out in §205.A.1.u and a copy of conduct report. Applicants sentenced to death must attach proof of direct appeal denial.

2. Parolees. Applicants presently under parole supervision or who have completed parole supervision must attach a copy of their master prison record or parole certificate.

3. Probationers. Applicants presently under probation supervision or who have completed the probationary period must attach a certified copy of sentencing minutes or copy of automatic first offender pardon.

4. First Offender Pardons [R.S. 15:572 (B)]. Applicants who have received an Automatic First Offender Pardon must attach a copy of the Automatic First Offender Pardon.

C. No additional information or documents may be submitted until applicant has been notified that he/she will be given a hearing. The Board of Pardons will not be responsible for items submitted prior to notification that a hearing will be granted.

D. Reapplication upon Denial. Any applicant denied by the board shall be notified, in writing, of the reason(s) for the denial and thereafter may file a new application as indicated below:

1. Applicants Sentenced to Life Imprisonment . Any applicant with a life sentence may reapply seven years after the initial denial; five years after the subsequent denial; and every five years thereafter. Applicant must also meet the criteria stated in §203 C.2. (a) through (d).

2. Other. Applicants without a life sentence may file a new application two years from date of the letter of denial.

3. Fraudulent Documents or Information. Any fraudulent documents or information submitted by an applicant will result in an automatic denial by the board and no new application will be accepted until four years have elapsed from the date of letter of denial.

4. Governor Granted Clemency. The Office of the Governor will notify an applicant if any clemency is granted. Any otherwise eligible person who has been granted any form of executive clemency by the governor may not reapply for further executive clemency for at least four (4) years from the date that such action became final.

5. Denial/No Action Taken by Governor after Favorable Recommendation. The board shall notify an applicant after its receipt of notification from the Governor that the board's favorable recommendation was denied or no action was taken. The applicant may submit a new application one year from the date of the letter or denial or notice of no action.

E. Notice of Action Taken on Application. After review of application for clemency by the board, applicants shall be notified, in writing, of action taken by the board. Action can include granting a hearing before the board or denial of a hearing.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:573.1, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

#### **§209. Hearing Granted**

A. After notice to an applicant that a hearing has been granted the applicant must provide the Board of Pardons office with proof of advertisement within 90 days from the date of notice to grant a hearing. Advertisement must be published in the official journal of the parish where the offense occurred. This ad must state:

"I (applicant's name), (DOC number), have applied for clemency for my conviction of (crime). If you have any comments, contact the Board of Pardons (225) 342-5421."

B. Along with the proof of advertisement published in the local journal, the applicant may submit additional information, (e.g., letters of recommendation and copies of certificates of achievement and employment/residence agreement).

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

#### **§211. Hearings before the Pardon Board**

A. The board shall meet on regularly scheduled dates as determined by it, and at such other times as the chairman may determine are necessary for the purpose of reviewing and taking action on clemency applications before it and to transact such other business as it deems necessary. The meeting calendar shall be made available to the public. The hearing dates shall also be posted on the website maintained by the board.

B. After receipt of all documents required by §203 and the clemency investigation from the appropriate probation and parole district, the board shall set the matter for public hearing.

C. At least 30 days prior to public hearing date, the board shall give written notice of the date, time, and place to the following:

1. the district attorney and sheriff of the parish in which the applicant was convicted; and, in Orleans Parish, the superintendent of police;

2. the applicant;

3. the victim who has been physically or psychologically injured by the applicant (if convicted of that offense), and the victim's spouse or next of kin, unless the injured victim's spouse or next of kin advises the board, in writing, that such notification is not desired;

4. the spouse or next of kin of a deceased victim when the offender responsible for the death is the applicant (if convicted of that offense), unless the spouse or next of kin advises the board, in writing, that such notification is not desired;

5. the Crime Victims Services Bureau of the Department of Public Safety and Corrections; and

6. any other interested person who notifies the board of pardons, in writing, giving name and return address.

D. The district attorney, injured victim, spouse, or next of kin, and any other persons who desire to do so shall be given a reasonable opportunity to attend the hearing. The district attorney or his representative, victim, victim's family, and a victim advocacy group, may appear before the board of pardons by means of telephone communication from the office of the local district attorney.

E. Only three persons in favor, to include the applicant, and three in opposition, to include the victim/victim's family member, will be allowed to speak at the hearing. Any person making an oral presentation to the board will be allowed no more than five minutes. All persons making oral presentations in favor of an applicant shall be allowed cumulatively no more than 10 minutes. All persons making oral presentations against an applicant, including victims, shall be allowed cumulatively no more than 10 minutes. The

chairman may extend the time limitations for oral presentations at his or her discretion. However, there is no limit on written correspondence in favor of and/or opposition to the applicant's request.

F. If an applicant is released from custody and/or supervision prior to public hearing date, the case will be closed without notice to the applicant. Applicant may reapply two years from the date of release.

G. Applicant's failure to attend and/or notify the board of pardons office of his/her inability to attend the hearing will result in an automatic denial. The applicant may reapply two years from the date of scheduled hearing. Lifers who fail to attend and/or advise of inability to attend may reapply in seven years if it is his/her initial hearing, five years if subsequent hearing date, and five years thereafter.

H. Four members of the board shall constitute a quorum for the transaction of business, and all actions of the board shall require the favorable vote of at least four members of the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

### **§213. Capital Cases**

A. The board will consider recommending to the governor a stay of execution of death sentence upon receipt of a written application in behalf of a condemned felon. Any such application shall contain the following information:

1. the name of the applicant, together with any other pertinent identifying information;
2. identification of the applicant's agents, if any, who are presenting the application;
3. certified copies of the indictment, judgment, verdict of the jury, and sentence in the case, including official documentation verifying the scheduled execution date;
4. a brief statement of the offense for which the prisoner has been sentenced to death;
5. a brief statement of the appellate history of the case, including its current status;
6. a brief statement of the legal issues which have been raised during the judicial progress of the case;
7. the requested length of duration of the stay, which shall be in increments of 30 days, unless a different duration is requested on the basis of the grounds for the application set forth pursuant to §213.A.8.
8. all grounds upon the basis of which the stay is requested; provided that such grounds shall not call upon the board to decide technical questions of law which are properly presented via the judicial process; and,
9. a brief statement of the effect of the offender's crime upon the family of the victim.

B. The written application must be delivered to the board office, Post Office Box 94304, Baton Rouge, LA 70804 not later than the twenty-first calendar day before the execution is scheduled. If the twenty-first calendar day before the execution is scheduled falls on a weekend or state observed holiday, the application shall be delivered not later than the next business day. The chairman may extend this timeframe for acceptance of the written application at his or her discretion, based on good and adequate cause. Otherwise, the applicant's recourse will be directly to the governor.

C. All supplemental information, including but not limited to amendments, addenda, supplements, or exhibits,

must be submitted in writing and delivered to the board office, Post Office Box 94304, Baton Rouge, LA 70804 not later than the fifteenth calendar day before the execution is scheduled. If the fifteenth calendar day before the execution is scheduled falls on a weekend or state observed holiday, all additional information including but not limited to amendments, addenda, supplements, or exhibits shall be delivered not later than the next business day. The chairman may extend this timeframe for acceptance of supplemental information at his or her discretion, based on good and adequate cause.

D. Any information filed with the application, including but not limited to amendments, addenda, supplements, or exhibits, which require reproduction facilities, equipment, or technology not operated by the board, must be provided by the applicant in an amount sufficient to allow review by all members of the board. An amount sufficient shall mean not less than ten and not more than twenty copies of the duplicate item.

E. A convicted person seeking a board recommendation to the governor of a reprieve or stay of execution may request an interview with a member of the board. Such request shall be included in the written application or any supplement filed therewith.

F. Upon receipt of a request for interview, the chairman shall designate at least one member of the board to conduct the requested interview. Such interview shall occur at the confining unit of the Department of Public Safety and Corrections. Attendance at such interviews shall be limited to the convicted person and their counsel of record, the designated board member(s), and institutional staff. The board may consider statements by the offender made at such interviews when considering the offender's application for reprieve or stay of execution.

G. The board shall consider and decide applications for stay or reprieve from execution. Upon review, a majority of the board, in written and signed form may:

1. recommend to the governor a reprieve from execution (which may include a recommendation to commute the sentence to life imprisonment);
2. not recommend a reprieve from execution; or
3. set the matter for a hearing as soon as practicable and at a location convenient to the board and the parties to appear before it.

H. When the board sets a hearing pursuant to subsection (G)(3) of this Section, it shall notify the trial officials of the parish of conviction and the attorney general of the State of Louisiana and allow any such official(s), or the designated representatives thereof, the opportunity to attend the hearing and/or to present any relevant information. Prior to the hearing date, the chairman may convene a conference meeting with attorneys for the state and the convicted person to discuss and resolve any hearing preparation issues (i.e., the issues to be heard and considered by the board, list witnesses and exhibits from both sides and any other pertinent details). No testimony from witnesses will be taken. The purpose of the conference is to improve the quality of the hearing with thorough preparation.

I. At the time of notifying the trial officials, the board shall also notify any representative of the family of the victim (who has previously requested to be notified) of the receipt of the application, the setting of a hearing, and of

said representative or family member's rights to provide any written comments or to attend the hearing.

J. All hearings conducted by the board under this section shall be in open session pursuant to requirements of the Louisiana Open Meetings Act. For the purpose of discussing matters which are deemed confidential by statute, or where otherwise authorized by the provisions of the Louisiana Open Meetings Act, the proceedings may be conducted in executive session closed to members of the general public, for that limited purpose. Only those persons whose privacy interests and right to confidentiality may be abridged by discussion involving disclosure of confidential information may be allowed to meet with members of the board in their executive session to discuss that information. No decision, vote, or final action by the board shall be made during a closed meeting; the board's decision, vote, or final action shall be made and announced in an open meeting. The hearing may be recessed prior to its completion and reconvened pursuant to the directions of the board.

K. Advocates for and against the death penalty, generally, and members of the general public may present written information for the board's consideration at its central office headquarters at any reasonable time.

L. After the conclusion of the hearing, the board shall render its decision, reached by majority vote, within a reasonable time, which decision shall be either to:

1. recommend to the governor a reprieve from execution (which may include a recommendation for a commutation of sentence to life imprisonment);
2. not recommend a reprieve from execution; or
3. recess the proceedings without rendering a decision on the merits, if a reprieve has been granted by the governor or if a court of competent jurisdiction has granted a stay of execution.

M. Each of the provisions of this policy are subject to waiver by the board when it finds that there exists good and adequate cause to suspend said provisions and adopt a different procedure which it finds to be better suited to the exigencies of the individual case before it.

N. Successive or repetitious reprieve applications submitted in behalf of the same condemned felon may be summarily denied by the board without meeting.

O. Time Limits. At the clemency hearing for capital punishment cases, the offender's clemency counsel and the attorneys for the State may make an oral presentation, each not to exceed 15 minutes collectively. Representatives of the victim's family may make oral statements not to exceed an additional five minutes collectively. The chairman may extend these time frames at his or her discretion.

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:572.4, 15:574.12 and 44:1 et seq.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Pardons, LR 39:

#### **Family Impact Statement**

The amendments to this Rule have no known impact on family formation, stability or autonomy, as described in R.S. 49:972.

#### **Poverty Statement**

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on child, individual, or

family poverty in relations to individual or community asset development as described in R.S. 49:973.

#### **Public Comment**

Written comments may be addressed to Linda Landry, Principal Assistant to the Board of Pardons, Post Office Box 94304, Baton Rouge, LA 70804 until 4:30 p.m. on April 9, 2013.

Sheryl M. Ranatza  
Chairman

### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES**

#### **RULE TITLE: Administration and Clemency**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed rule change will have no impact on state or local governmental unit expenditures. The proposed rule change implements Act 714 of the 2012 Regular Legislative Session with respect to training requirements of members of the Board of Pardons. In addition, the proposed rule establishes rules with respect to types of clemency, eligibility criteria, clemency applications for capital cases, and record management. The board member training will be done at no cost to the state.

#### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There will be no effect on revenue collections of state or local governmental units as a result of the proposed rule change.

#### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

There is no estimated cost and/or economic benefit to directly affected persons or non-governmental groups as a result of the proposed rule change.

#### **IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

There is no estimated effect on competition and employment as a result of the proposed rule change.

Thomas C. Bickham, III  
Undersecretary  
1303#077

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### **NOTICE OF INTENT**

#### **Board of Elementary and Secondary Education**

Bulletin 111—The Louisiana School,  
District, and State Accountability System  
(LAC 28:LXXXIII.301, 409, and 521)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved for advertisement revisions to *Bulletin 111—The Louisiana School, District, and State Accountability System*: §301, School Performance Score Goal; §409, Calculating a 9-12 Assessment Index; and §521, Pairing/Sharing of Schools with Insufficient Test Data. The proposed policy changes align state policy to federal law and determines the process for assigning school performance scores for schools with insufficient testing data.

**Title 28  
EDUCATION**

**Part LXXXIII. Bulletin 111—The Louisiana School,  
District, and State Accountability System**

**Chapter 3. School Performance Score Component**

**§301. School Performance Score Goal**

A - C.3. ...

\* \* \*

4. A combination school (a school with a grade configuration that includes a combination from both categories of schools, K-8 and 9-12), will receive a score from a weighted average of the SPS from the K-8 grades and the SPS from the 9-12 grades.

a. The K-8 SPS will be weighted by the number of students eligible to test during the spring test administration.

b. The 9-12 SPS will be weighted by the sum of:

i. assessment units from students who are initial testers for EOC + the students eligible to test ACT (students with EOC and ACT will count only one time);

ii. cohort graduation units from the number of members of the cohort used as the denominator in the graduation index calculation and the graduation rate (students in cohort will count only one time).

5. For schools with configurations that include grades 9-11, but do not have a grade 12, the school performance score will consist of the indices available.

a. For example, a school with grade configuration of grades 7-10 will receive an assessment index that includes iLEAP, LEAP, LAA 1, LAA 2, and end-of-course assessments as 95 percent of the SPS. The dropout/credit accumulation index for data from grades 7 and 8 will count as 5 percent.

b. A school with grades 9-11 will receive an SPS that includes the end-of-course and ACT assessments.

D. - D.3. ....

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2737 (December 2003), amended LR 31:1512 (July 2005), LR 32:1017 (June 2006), LR 32:2034, 2035 (November 2006), LR 33:424 (March 2007), LR 33:2349 (November 2007), LR 33:2593 (December 2007), LR 34:430 (March 2008), LR 35:639 (April 2009), LR 36:1987 (September 2010), LR 38:3105 (December 2012), LR 39:305 (February 2013), LR 39:

**Chapter 4. Assessment and Dropout/Credit  
Accumulation Index Calculations**

**§409. Calculating a 9-12 Assessment Index**

A. All operational end-of-course (EOC) tests will be used in the calculation of the EOC assessment index.

1. All subjects will be weighted equally.

2. The EOC performance level will be used in the calculation of the EOC assessment index as described in the chart below.

EOC Performance Level	Index Point
Excellent	150
Good	100
Fair	0
Needs Improvement	0

3. Algebra I and English II EOC proficient test scores of “good” or “excellent” earned by students at a middle school will be included in the SPS calculations of the high school to which the student transfers. The scores will be included in the accountability cycle that corresponds with the students’ first year of high school. Middle schools will earn incentive points for all EOC test passing scores the same year in which the test was administered.

a. Incentive points will be awarded as follows:

i. excellent=50;

ii. good=25.

4. Algebra I and English II EOC test scores considered not proficient (needs improvement, fair) will not be transferred, or banked, to the high school. Students will retake the test at the high school, and the first administration of the test at the high school will be used in the calculation of the assessment index the same year in which it was earned.

5. Beginning with the 2012-13 school year, students who are completing their third year in high school must have taken the Algebra I and English II tests, or LAA 1. If they do not, the students will be assigned a score of zero and be counted as non-participants in high school testing. All students must be included in the assessment cohort regardless of course enrollment, grade assignment or program assignment.

B. The ACT composite score will be used in the calculation of the ACT assessment index as described in the chart below. To the extent practicable, a student’s highest earned score for any ACT administration shall be used in the calculation.

ACT Composite	Index Pts
0-17	0
18	100
19	102.8
20	105.6
21	108.4
22	111.2
23	114
24	116.8
25	119.6
26	122.4
27	125.2
28	128
29	130.8
30	133.6
31	136.4
32	139.2
33	142
34	144.8
35	147.6
36	150.4

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1021 (June 2006), amended LR 33:252 (February 2007), LR 36:1989 (September 2010), LR 37:2118 (July 2011), repromulgated LR 37:2382 (August 2011), amended LR 37:3200 (November 2011), LR 38:1212 (May 2012), LR 38:2357 (September 2012), LR 38:3106 (December 2012), LR 39:305 (February 2013), LR: 39:

## **Chapter 5. Inclusion in Accountability**

### **§521. Pairing/Sharing of Schools with Insufficient Test Data**

A. Any school with at least one testing grade (3-11) will receive its SPS based only on its own student data provided it meets the requirements of §519.

B. Any K-2 school with insufficient testing data will be awarded an SPS equal to the SPS of the school to which it is paired.

C. Any school enrolling only twelfth grade students will be awarded an SPS based on shared data from a school or schools containing grades 9-11 that send it the majority of its students. This sharing relationship is to define the cohort that will provide the starting roster on which its graduation index will be based

D. Any K-2, 9-12 configuration shall receive an SPS based solely on the 9-12 data.

E. Any ninth grade only school that does not administer an English/language arts assessment shall be paired with another school that administers an English/language arts assessment.

F. A district must identify the school where each of its non-standard schools shall be paired in order to facilitate the proper sharing of data for reporting purposes, as described above. The paired school must be the one that receives by promotion the largest percentage of students from the non-standard school. In other words, the paired school must be the school into which the largest percentage of students feed. If two schools receive an identical percentage of students from a non-standard school, or when there is no distinct feeder pattern, the district shall select the paired school.

G. A school's paired status at the beginning of the school year for the baseline SPS shall be its status at the end of the school year for the growth SPS (unless a school closure occurs).

H. Requirements for the number of test/graduation index units shall be the sum of the units used to calculate the school's SPS (see §519).

I. If a school has too few test units to be a stand-alone school, it may request to be considered stand-alone.

1. It shall receive an SPS that is calculated solely on that school's data, despite the small number of test units.

2. The request shall be in writing to the LDE from the LEA superintendent.

3. The school forfeits any right to appeal its SPS and status based on minimum test unit counts.

J. Once the identification of paired schools has been made, this decision is binding for 10 years. An appeal to the BESE may be made to change this decision prior to the end of 10 years, when redistricting or other grade configuration and/or membership changes occur.

K. If 10 years has not elapsed, but a paired/shared school acquires a sufficient number of testing units, then the pair/share relationship will be broken, and the school will be treated as a stand-alone school.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2741 (December 2003), amended LR 31:2422 (October 2005), LR 32:1022 (June 2006), LR 33:253 (February 2007), LR 36:1990 (September 2010),

LR 37:2119 (July 2011), LR 38:1212 (May 2012), LR 38:3107 (December 2012), LR 39:

### **Family Impact Statement**

In accordance with Section 953 and 974 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Family Impact Statement on the Rule proposed for adoption, repeal or amendment. All Family Impact Statements shall be kept on file in the state board office which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records.

1. Will the proposed Rule affect the stability of the family? No.

2. Will the proposed Rule affect the authority and rights or parents regarding the education and supervision of their children? No.

3. Will the proposed Rule affect the functioning of the family? No.

4. Will the proposed Rule affect family earnings and family budget? No.

5. Will the proposed Rule affect the behavior and personal responsibility of children? No.

6. Is the family or a local government able to perform the function as contained in the proposed Rule? Yes.

### **Poverty Impact Statement**

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Poverty Impact Statement on the Rule proposed for adoption, amendment, or repeal. All Poverty Impact Statements shall be in writing and kept on file in the state agency which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records. For the purposes of this Section, the word "poverty" means living at or below one hundred percent of the federal poverty line.

1. Will the proposed Rule affect the household income, assets, and financial security? No.

2. Will the proposed Rule affect early childhood development and preschool through postsecondary education development? Yes.

3. Will the proposed Rule affect employment and workforce development? No.

4. Will the proposed Rule affect taxes and tax credits? No.

5. Will the proposed Rule affect child and dependent care, housing, health care, nutrition, transportation, and utilities assistance? No.

### **Small Business Statement**

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

### **Public Comments**

Interested persons may submit written comments via the U.S. Mail until 4:30 p.m., April 8, 2013, to Heather Cope,

Executive Director, Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

Heather Cope  
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Bulletin 111—The Louisiana School,  
District, and State Accountability System**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO  
STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed policy changes will not result in implementation costs or savings to state or local governmental units.

The proposed policy changes align state policy to federal regulations and determine the process for assigning School Performance Scores for schools with insufficient testing data.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE  
OR LOCAL GOVERNMENTAL UNITS (Summary)**

This policy will have no effect on revenue collections.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO  
DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL  
GROUPS (Summary)**

There will be no estimated cost and/or economic benefit to directly affected persons or non-governmental groups.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT  
(Summary)**

This policy will have no effect on competition and employment.

Beth Scioneaux  
Deputy Superintendent  
1303#012

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Board of Elementary and Secondary Education**

Bulletin 118—Statewide Assessment Standards and Practices (LAC 28:CXI.1127, 1129, 1711, 1713, 1715, 1717, and 3501)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved for advertisement revisions to *Bulletin 118—Statewide Assessment Standards and Practices*: policy language was edited for English language arts and mathematics achievement levels in §1127. Grade 4 Achievement Level Descriptors; §1129. Grade 8 Achievement Level Descriptors; §1711. Grade 3 Achievement Level Descriptors; §1713. Grade 5 Achievement Level Descriptors; §1715. Grade 6 Achievement Level Descriptors; and §1717. Grade 7 Achievement Level Descriptors. Policy language was updated and edited as it relates to new statewide assessments in §3501. Approved Home Study Program Students.

These policy revisions will provide new and updated statewide test information and provide easy access to that information. It was necessary to revise the bulletin to incorporate new policy guidelines, edit previous policy, and revise policy language. Chapter 11, Louisiana Educational Assessment Program (LEAP) grades 4 and 8 mathematics and English language arts achievement level descriptors (ALDs) were edited to comply with new national academic guidelines; Chapter 17, Integrated Louisiana Educational Assessment Program (iLEAP) grades 3, 5, 6, and 7 mathematics and English language arts achievement level descriptors (ALDs) were edited to comply with new national academic guidelines; and Chapter 35, Assessment of Students in Special Circumstances policy language was edited and revised to identify statewide tests unavailable for approved Home Study Program students participation.

**Title 28**

**EDUCATION**

**Part CXI. Bulletin 118—Statewide Assessment  
Standards and Practices Title 28**

**Chapter 11. Louisiana Educational Assessment  
Program**

**Subchapter C. LEAP Achievement Level Descriptors  
§1127. Grade 4 Achievement Level Descriptors**

**A. Grade 4 English Language Arts Achievement Level  
Descriptors**

<b>Advanced</b>
<p>Students scoring at this level generally exhibit the following skills.</p> <p>In the areas of reading and use of resources, students:</p> <ol style="list-style-type: none"> <li>1. demonstrate a thorough understanding of what they read;</li> <li>2. extend ideas in texts by making generalizations supported by textual evidence;</li> <li>3. explain how authors use different literary elements; and</li> <li>4. research topics by evaluating information in a variety of sources.</li> </ol> <p>In the area of writing, students:</p> <ol style="list-style-type: none"> <li>1. develop responses with sharply focused central ideas, thorough elaboration, and well-chosen evidence from texts;</li> <li>2. create compositions with effective transitions and a sense of wholeness;</li> <li>3. demonstrate thorough understanding of the writing task through the use of effective word choice, sentence variety, and engaging voice; and</li> <li>4. demonstrate consistent command of spelling, grammar, punctuation, and capitalization.</li> </ol>

<b>Mastery</b>
<p>Students scoring at this level generally exhibit the following skills.</p> <p>In the areas of reading and use of resources, students:</p> <ol style="list-style-type: none"> <li>1. demonstrate an understanding of what they read;</li> <li>2. extend ideas in texts by making inferences and drawing conclusions based on textual evidence;</li> <li>3. identify an author’s intent and purpose; and</li> <li>4. research topics by selecting relevant information in a variety of sources.</li> </ol> <p>In the area of writing, students:</p> <ol style="list-style-type: none"> <li>1. develop responses with clear central ideas, sufficient elaboration, and appropriate evidence from texts;</li> <li>2. create compositions with a clear organizational structure and logical order;</li> <li>3. demonstrate understanding of the writing task, through the use of interesting language, varied sentence structure and clear voice; and</li> <li>4. demonstrate reasonable command of spelling, grammar, punctuation, and capitalization.</li> </ol>

<b>Basic</b>
<p>Students scoring at this level generally exhibit the following skills.</p> <p>In the areas of reading and use of resources, students:</p> <ol style="list-style-type: none"> <li>1. demonstrate a general understanding of what they read;</li> <li>2. extend ideas in texts by making simple inferences; and</li> <li>3. research topics by locating information in a variety of sources.</li> </ol> <p>In the area of writing, students:</p> <ol style="list-style-type: none"> <li>1. develop responses with central ideas, some elaboration and evidence from text, and observable organization;</li> <li>2. demonstrate awareness of the writing task through the use of generic vocabulary, some sentence variety, and voice; and</li> <li>3. demonstrate some control of spelling, grammar, punctuation, and capitalization.</li> </ol>
<b>Approaching Basic</b>
<p>Students scoring at this level generally exhibit the following skills.</p> <p>In the areas of reading and use of resources, students:</p> <ol style="list-style-type: none"> <li>1. demonstrate a partial understanding of what they read;</li> <li>2. identify obvious meanings in texts and make limited inferences; and</li> <li>3. research topics by locating information in commonly used resources.</li> </ol> <p>In the area of writing, students:</p> <ol style="list-style-type: none"> <li>1. develop responses with vague central ideas, little elaboration or evidence from texts, and weak organization;</li> <li>2. demonstrate limited understanding of the writing task through use of simple vocabulary, simple sentences, and little voice; and</li> <li>3. demonstrate little control of spelling, grammar, punctuation, and capitalization.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at this level generally have not demonstrated the fundamental knowledge and skills needed for the next level of schooling.</p> <p>In the areas of reading and use of resources, students at this level have <i>not</i> exhibited the ability to:</p> <ol style="list-style-type: none"> <li>1. demonstrate an overall understanding of what they read;</li> <li>2. extend ideas in texts and draw conclusions; or</li> <li>3. locate appropriate information in commonly used resources.</li> </ol> <p>In the area of writing, students at this level have <i>not</i> exhibited the ability to:</p> <ol style="list-style-type: none"> <li>1. develop responses with central ideas, elaboration, relevant evidence from texts, and observable organization;</li> <li>2. demonstrate understanding of the writing task through the use of appropriate vocabulary, some variety in sentence structure and voice; and</li> <li>3. demonstrate acceptable control of spelling, grammar, punctuation, and capitalization.</li> </ol>

## B. Grade 4 Mathematics Achievement Level Descriptors

<b>Advanced</b>
<p>Students scoring at this level generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. apply whole numbers, fractions, and decimals to solve complex and non-routine real-life problems;</li> <li>2. solve word problems leading to one-step equations;</li> <li>3. demonstrate fluency by selecting and using appropriate units and tools of measurement;</li> <li>4. construct angles having a specific measure and identify acute, right, and obtuse angles that are part of a larger diagram or picture;</li> <li>5. create, analyze, and interpret various representations of data;</li> <li>6. identify missing, non-consecutive elements in a number pattern; and</li> <li>7. draw logical conclusions and justify answers and solution processes by clearly and concisely explaining the procedures and the rationale for using them.</li> </ol>

<b>Mastery</b>
<p>Students scoring at this level generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. use place-value representations, perform computations, and order whole numbers;</li> <li>2. conceptually understand and model fractions and decimals and their relationships;</li> <li>3. solve one-step equations with whole numbers;</li> <li>4. use number sentences to represent and solve real-life problems;</li> <li>5. select and use appropriate units of measure for lengths and shapes, including volume, and apply basic unit conversions;</li> <li>6. draw, identify, and classify angles that are acute, right, and obtuse;</li> <li>7. create, use, and interpret various representations of data including graphs and charts;</li> <li>8. identify missing elements in a number pattern;</li> <li>9. employ problem-solving strategies such as identifying appropriate information and modeling; and</li> <li>10. organize and present solutions with supporting information and explanations of how they were achieved.</li> </ol>
<b>Basic</b>
<p>Students scoring at this level generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. read, write, compare, and perform simple computations with whole numbers;</li> <li>2. show a working understanding of fractions and decimals and their relationships;</li> <li>3. solve one-step equations with no context and some simple real-life problems;</li> <li>4. demonstrate a working knowledge of unit conversions related to length, area, and volume;</li> <li>5. identify and classify angles that are acute, right, and obtuse;</li> <li>6. use and interpret some representations of data;</li> <li>7. identify missing internal elements of a number pattern; and</li> <li>8. provide explanatory responses with limited supporting information.</li> </ol>
<b>Approaching Basic</b>
<p>Students scoring at this level generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. read, write, and perform simple computations with whole numbers;</li> <li>2. recognize fractions and decimals;</li> <li>3. solve simple one-step equations with no context;</li> <li>4. perform basic measurements and some common conversions;</li> <li>5. recognize acute, right, and obtuse angles;</li> <li>6. identify missing internal elements of a simple number pattern; and</li> <li>7. provide written responses with minimal or no support.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at this level have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level generally have <i>not</i> exhibited the ability to:</p> <ol style="list-style-type: none"> <li>1. read, write, and perform simple computations with whole numbers;</li> <li>2. recognize fractions and decimals;</li> <li>3. solve simple one-step equations;</li> <li>4. perform basic measurements and some common conversions;</li> <li>5. recognize acute, right, and obtuse angles;</li> <li>6. identify missing internal elements of a simple number pattern; and</li> <li>7. provide written responses.</li> </ol>

C. – D. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17:391.4 (A).

**HISTORICAL NOTE:** Promulgated by the Department of Education, State Board of Elementary and Secondary Education, LR 31:1536 (July 2005), amended LR 36:968 (May 2010), LR 39:

## §1129. Grade 8 Achievement Level Descriptors

### A. Grade 8 English Language Arts Achievement Level Descriptors

#### Advanced

Students scoring at this level generally exhibit the following skills:

In the areas of reading and use of resources, students:

1. demonstrate a thorough understanding of what they read;
2. analyze more complex literary elements, such as the development of theme;
3. examine an author's viewpoint supported by relevant examples from texts; and
4. evaluate the usefulness and accuracy of information from multiple sources.

In the area of writing, students:

1. develop responses with sharply focused central ideas, thorough elaboration, and well-chosen evidence from texts;
2. create compositions that show evidence of planning and a sense of wholeness;
3. demonstrate thorough understanding of the writing task through the use of effective word choice, varied sentence structures, and compelling voice that employs a wide range of strategies (e.g., analogies, anecdotes, figurative language); and
4. demonstrate consistent command of spelling, grammar, punctuation, and capitalization.

#### Mastery

Students scoring at this level generally exhibit the following skills.

In the areas of reading and use of resources, students:

1. demonstrate an understanding of what they read, including inferential information;
2. interpret implied main ideas;
3. analyze author's purpose and the devices used when composing texts; and
4. research topics by selecting and analyzing information from various sources.

In the area of writing, students:

1. develop responses with focused central ideas, sufficient elaboration, and relevant evidence from texts;
2. create compositions that are well-organized;
3. demonstrate understanding of the writing task through the use of varied word choice and sentence structure and voice that incorporates some strategies (e.g., examples, descriptive language); and
4. demonstrate reasonable command of spelling, grammar, punctuation, and capitalization.

#### Basic

Students scoring at this level generally exhibit the following skills.

In the areas of reading and use of resources, students:

1. demonstrate a general understanding of what they read;
2. extend the ideas in texts by making inferences and drawing conclusions;
3. identify an author's purpose for composing a text; and
4. research topics by selecting and using information from various sources.

In the area of writing, students:

1. develop responses with central ideas, some supporting details and evidence from texts, and appropriate organization;
2. demonstrate awareness of the writing task through the use of appropriate but general language, some sentence variety, and voice; and
3. demonstrate some control of spelling, grammar, punctuation, and capitalization.

#### Approaching Basic

Students scoring at this level generally exhibit the following skills.

In the areas of reading and use of resources, students:

1. demonstrate a partial understanding of what they read;
2. extend ideas in texts by making simple inferences; and
3. research topics by locating some information from commonly used sources.

In the area of writing, students:

1. develop responses with vague central ideas, few or irrelevant supporting details, little evidence from texts, and weak organization;
2. demonstrate limited understanding of the writing task through the use of simple or inappropriate vocabulary, simple sentences, and little voice; and
3. demonstrate little control of spelling, grammar, punctuation, and capitalization.

#### Unsatisfactory

Students scoring at this level generally have not demonstrated the fundamental knowledge and skills needed for the next level of schooling.

In the areas of reading and use of resources, students at this level have not exhibited the ability to:

1. demonstrate an understanding of what they read;
2. make interpretations and extensions of ideas in texts; or
3. locate information in commonly used resources.

In the area of writing, students at this level have not exhibited the ability to:

1. develop written responses with central ideas, appropriate elaboration and evidence from texts, and observable organization;
2. demonstrate understanding of the writing task through the use of appropriate grade-level vocabulary, varied sentences, and voice; or
3. demonstrate acceptable control of spelling, grammar, punctuation, and capitalization.

### B. Grade 8 Mathematics Achievement Level Descriptors

#### Advanced

Students scoring at this level generally exhibit the ability to:

1. use and manipulate positive and negative rational numbers in various forms including numbers with whole number exponents and scientific notation, in abstract and application problems;
2. express linear functions using all representations including tables, graphs, equations, and word forms;
3. apply proportional reasoning and unit rates to model, and solve complex and real-life problems;
4. probe examples and counterexamples in order to shape generalizations from which they can develop models;
5. use number sense and geometric awareness to consider the reasonableness of an answer; and
6. explain the reasoning processes underlying their conclusions.

#### Mastery

Students scoring at this level generally exhibit the ability to:

1. compare positive and negative rational numbers in various forms including whole number exponents, and scientific notation, and use rational numbers in multi-step problems;
2. express linear functions using multiple representations including tables, graphs, equations, and word forms;
3. apply proportional reasoning and unit rates to solve real-life problems;
4. use quantities such as volume and surface area and spatial relationships in problem solving and reasoning;
5. analyze patterns of change in various representations, and label as linear/arithmetic or exponential/geometric;
6. apply properties of informal geometry;
7. sketch and interpret trend lines;
8. accurately use the tools of technology; and
9. logically create and defend their ideas as well as give supporting examples.

<b>Basic</b>
<p>Students scoring at this level generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. compare some rational numbers, and use them to solve basic problems;</li> <li>2. understand connections to one or two other forms of linear functions;</li> <li>3. apply proportional reasoning and unit rates to solve basic problems;</li> <li>4. use quantities such as volume and surface areas and spatial relationships in simple or no-context problems;</li> <li>5. use fundamental algebraic and informal geometric concepts in problem solving;</li> <li>6. solve routine real-life problems through the appropriate selection and use of strategies and technological tools; and</li> <li>7. defend mathematical ideas and provide limited supporting examples.</li> </ol>
<b>Approaching Basic</b>
<p>Students scoring at this level generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. compare some forms of rational numbers, and use them to solve basic problems;</li> <li>2. interpret and represent simple linear functions;</li> <li>3. calculate basic unit rates;</li> <li>4. complete problems correctly with the help of prompts such as diagrams, charts, and graphs;</li> <li>5. solve one-step problems involving basic computation;</li> <li>6. recognize basic geometric figures;</li> <li>7. recognize simple, obvious patterns;</li> <li>8. use the tools of technology;</li> <li>9. apply conceptual knowledge on a limited basis; and</li> <li>10. provide written responses with minimal or no support.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at this level generally have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level generally have <i>not</i> exhibited the ability to:</p> <ol style="list-style-type: none"> <li>1. compare some forms of rational numbers, and use them to solve basic problems;</li> <li>2. interpret and represent simple linear functions;</li> <li>3. calculate basic unit rates;</li> <li>4. complete problems correctly with the help of prompts such as diagrams, charts, and graphs;</li> <li>5. solve one-step problems involving basic computation;</li> <li>6. recognize basic geometric figures;</li> <li>7. recognize simple, obvious patterns;</li> <li>8. use the tools of technology;</li> <li>9. apply conceptual knowledge on a limited basis; and</li> <li>10. provide written responses.</li> </ol>

C. – D. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17:391.4 (A).

**HISTORICAL NOTE:** Promulgated by the Department of Education, Board of Elementary and Secondary Education, LR 31:1540 (July 2005), amended LR 36:974 (May 2010), LR 39:

## **Chapter 17. Integrated LEAP**

### **Subchapter D. iLEAP Achievement Level Descriptors**

#### **§1711. Grade 3 Achievement Level Descriptors**

##### **A. Grade 3 English Language Arts Achievement Level Descriptors**

<b>Advanced</b>
<p>Students scoring at the Advanced level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. determine meanings of unfamiliar words using a variety of strategies;</li> <li>2. demonstrate inferential understanding of what they read by making generalizations and predictions, drawing conclusions, and extending ideas;</li> <li>3. identify story elements, including theme, in a text;</li> <li>4. research topics by locating, selecting, and evaluating appropriate information from multiple print and electronic resources for a specified purpose;</li> <li>5. construct responses with focused central ideas, purposeful organization, thorough elaboration, well-chosen information from texts, and effective linking words;</li> <li>6. demonstrate thorough understanding of the writing task through the use of effective vocabulary, varied sentences, and engaging voice; and</li> <li>7. demonstrate consistent command of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Mastery</b>
<p>Students scoring at the Mastery level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify words with multiple meanings using various strategies;</li> <li>2. demonstrate an understanding of what they read by making inferences, summarizing information, and identifying cause/effect relationships;</li> <li>3. identify story elements, including conflict, in a text;</li> <li>4. research topics by locating information from a variety of print and electronic resources for a specified purpose;</li> <li>5. construct responses with clear central ideas, logical order, sufficient elaboration, appropriate information from texts, and some linking words;</li> <li>6. demonstrate understanding of the writing task through the use of interesting words and phrases, sentence variety, and clear voice; and</li> <li>7. demonstrate reasonable command of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Basic</b>
<p>Students scoring at the Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify word meaning using knowledge of basic decoding skills;</li> <li>2. demonstrate a general understanding of what they read by locating specific details and information, identifying main ideas, making simple inferences, and drawing simple conclusions;</li> <li>3. identify simple story elements, including character motivations, in a text;</li> <li>4. research topics by locating information from multiple commonly used print and electronic resources;</li> <li>5. construct responses with central ideas, observable organization, some elaboration, and information from texts;</li> <li>6. demonstrate awareness of the writing task through the use of grade-appropriate vocabulary and sentence structures, and voice; and</li> <li>7. demonstrate some control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify meanings of some grade-appropriate vocabulary;</li> <li>2. demonstrate a partial understanding of what they read by identifying main details, making simple predictions, and sequencing events;</li> <li>3. identify basic literary elements, such as simple character traits, in a text;</li> <li>4. research topics by locating information in commonly used print and electronic resources;</li> <li>5. construct responses with vague central ideas, weak organization, and minimal detail and information from texts;</li> <li>6. demonstrate limited understanding of the writing task through use of below grade-level vocabulary, simple sentences, and little voice; and</li> <li>7. demonstrate little control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in English Language Arts have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. demonstrate an understanding of what they read;</li> <li>2. locate information in commonly used print and electronic resources;</li> <li>3. construct responses with focused central ideas, observable organization, and sufficient elaboration with supporting details and information from texts;</li> <li>4. demonstrate understanding of the writing task through the use of appropriate vocabulary, varied sentence structure, and voice; and</li> <li>5. demonstrate acceptable control of spelling, capitalization, punctuation, and usage.</li> </ol>

##### **B. Grade 3 Mathematics Achievement Level Descriptors**

<b>Advanced</b>
<p>Students scoring at the Advanced level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. conceptually understand common fractions and the four basic operations, and use them to represent and solve real-life problems;</li> <li>2. communicate thoughts, procedures, and solutions using mathematical language and symbols in complex problems;</li> <li>3. select and use appropriate strategies and units of measurement to solve various real-life problems;</li> <li>4. apply concepts of geometry to solve real-life problems;</li> </ol>

<ol style="list-style-type: none"> <li>5. represent and interpret data in multiple formats;</li> <li>6. identify, extend, and explain complex patterns and relationships including growing patterns; and</li> <li>7. use mathematical reasoning to connect procedures and concepts among different math topics.</li> </ol>
<b>Mastery</b>
<p>Students scoring at the Mastery level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. read, write, and model whole numbers and fractions, compare whole numbers, determine the value of bills and coins, and make change;</li> <li>2. understand, model, and apply procedures of the four basic operations, and use commutative and associative properties;</li> <li>3. select and use appropriate mathematical models, strategies, operations, words, and symbols to estimate and solve real-life problems;</li> <li>4. use common strategies and units of measure to determine length, perimeter, area, capacity, and elapsed time;</li> <li>5. classify basic geometric shapes and construct rectangles from given measurements;</li> <li>6. draw logical conclusions and make predictions based on data in tables, graphs, maps, advertisements, etc.; and</li> <li>7. identify and extend patterns and relations.</li> </ol>
<b>Basic</b>
<p>Students scoring at the Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. read, write, and compare small whole numbers and determine the value of a small set of bills and coins;</li> <li>2. use models to compare whole numbers, represent fractions, and conceptualize the four basic operations;</li> <li>3. read mathematical words and symbols, and use the four basic operations to solve real-life problems;</li> <li>4. measure objects using specified tools and units;</li> <li>5. express working knowledge and vocabulary of two- and three-dimensional geometric objects;</li> <li>6. make basic interpretations of data represented in tables, graphs, maps, advertisements, etc.; and</li> <li>7. identify and extend patterns.</li> </ol>
<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. read and write whole numbers and determine the value of a group of bills or a group of coins;</li> <li>2. use common strategies and some basic operations to solve single-step problems;</li> <li>3. recognize mathematical words and symbols;</li> <li>4. identify measurement tools and units;</li> <li>5. recognize basic two-dimensional shapes;</li> <li>6. match data sets to representations as tables and charts; and</li> <li>7. identify and extend simple patterns.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in Mathematics have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. read and write whole numbers and determine the value of a group of bills or a group of coins;</li> <li>2. use common strategies and basic operations to solve problems;</li> <li>3. recognize mathematical words and symbols;</li> <li>4. identify measurement tools and units;</li> <li>5. recognize basic two-dimensional shapes;</li> <li>6. match data sets to representations as tables and charts; and</li> <li>7. identify and extend simple patterns.</li> </ol>

C. - D. ...

Authority NOTE: Promulgated in accordance with R.S. 17:7 and R.S. 17:24.4(F)(2).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, Office of Student and School Performance, LR 33:991 (June 2007), LR 39:

## §1713. Grade 5 Achievement Level Descriptors

### A. Grade 5 English Language Arts Achievement Level Descriptors

<b>Advanced</b>
<p>Students scoring at the Advanced level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. determine meanings of a wide variety of words using a range of strategies;</li> <li>2. demonstrate a thorough understanding of what they read by making connections between ideas and information in a variety of texts;</li> <li>3. interpret meanings of various story elements, such as tone, and literary devices;</li> <li>4. research a topic by integrating information from multiple print and electronic resources;</li> <li>5. identify accurate documentation of sources following a model;</li> <li>6. construct responses with sharply focused central ideas; logical organization; thorough elaboration; ample, well-chosen evidence from texts; and effective transitional words and phrases;</li> <li>7. demonstrate thorough understanding of the writing task through the use of effective vocabulary and complex sentence structures that enhance meaning and create compelling voice; and</li> <li>8. demonstrate consistent command of spelling, capitalization, punctuation, and usage.</li> </ol>
<b>Mastery</b>
<p>Students scoring at the Mastery level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify word meanings using a variety of strategies;</li> <li>2. demonstrate an understanding of what they read by using a variety of reasoning skills, including identifying implied main ideas, making inferences, and drawing conclusions;</li> <li>3. interpret the meaning of various story elements and literary devices, such as imagery;</li> <li>4. research topics by selecting appropriate information from multiple print and electronic resources;</li> <li>5. identify all parts of bibliographic entries following a model;</li> <li>6. construct responses with clear central ideas, logical organizational patterns, sufficient elaboration, appropriate evidence from texts, and transitions that unify;</li> <li>7. demonstrate understanding of the writing task through the use of interesting vocabulary and a variety of sentence structures that clarify meaning and create clear voice; and</li> <li>8. demonstrate reasonable command of spelling, capitalization, punctuation, and usage.</li> </ol>
<b>Basic</b>
<p>Students scoring at the Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify meanings of grade-level words using various strategies;</li> <li>2. demonstrate a general understanding of what they read by using reasoning skills, including identifying stated main ideas, making simple inferences, and drawing simple conclusions;</li> <li>3. identify story elements and literary devices, such as foreshadowing;</li> <li>4. research topics by locating appropriate information in commonly used print and electronic resources;</li> <li>5. give credit for borrowed information following a model;</li> <li>6. construct responses with central ideas, observable organizational patterns, some elaboration and evidence from texts, and simple transitions;</li> <li>7. demonstrate awareness of the writing task through the use of appropriate vocabulary and sentence variety that create voice; and</li> <li>8. demonstrate some control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify meanings of commonly used words;</li> <li>2. demonstrate a partial understanding of what they read by identifying simple cause/effect relationships and paraphrasing information;</li> <li>3. identify some literary devices and literary elements, such as characterization and simpler themes;</li> <li>4. research topics by locating some information in commonly used print and electronic resources;</li> <li>5. identify some parts of a bibliographic entry following a model;</li> <li>6. construct responses with weak central ideas, weak organization, little elaboration and evidence from texts, and few transitions;</li> <li>7. demonstrate limited understanding of the writing task through the use of simple and/or inappropriate vocabulary, basic sentence structures, and weak voice; and</li> <li>8. demonstrate little control of spelling, capitalization, punctuation, and usage.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in English Language Arts have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. demonstrate an understanding of what they read;</li> <li>2. locate appropriate information in commonly used print and electronic resources;</li> <li>3. construct responses with focused central ideas, observable organization, sufficient supporting details and appropriate evidence from texts, and transitions;</li> <li>4. demonstrate understanding of the writing task through the use of appropriate vocabulary and varied sentence structures that create voice; and</li> <li>5. demonstrate acceptable control of spelling, capitalization, punctuation, and usage.</li> </ol>

## B. Grade 5 Mathematics Achievement Level Descriptors

<b>Basic</b>
<p>Students scoring at the Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. recognize and compare common and equivalent fractions;</li> <li>2. determine operations necessary to solve multi-step problems and real-life problems using whole numbers;</li> <li>3. use estimation strategies and mental math to determine reasonable values and solutions;</li> <li>4. find and graph solutions to one-step inequalities involving only whole numbers;</li> <li>5. choose appropriate strategies to determine elapsed time and angle measures;</li> <li>6. identify basic two-dimensional geometric shapes and their characteristics;</li> <li>7. identify points on a coordinate grid; and</li> <li>8. organize and display data using simple tables and graphs.</li> </ol>
<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. recognize and compare common fractions;</li> <li>2. solve whole number problems;</li> <li>3. identify positive solutions to inequalities on a number line;</li> <li>4. recognize and classify common two-dimensional shapes;</li> <li>5. identify points in the first quadrant of a coordinate grid; and</li> <li>6. read tables and graphs.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in Mathematics have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. recognize and compare common fractions;</li> <li>2. solve whole number problems;</li> <li>3. graph inequalities on a number line;</li> <li>4. recognize and classify common two-dimensional shapes;</li> <li>5. identify points in the first quadrant of a coordinate grid; and</li> <li>6. read tables and graphs.</li> </ol>

C. - D. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17.7 and R.S. 17:24.4(f)(2).

**HISTORICAL NOTE:** Promulgated by the Board of Elementary and Secondary Education, LR 33:994 (June 2007), LR 39:

## §1715. Grade 6 Achievement Level Descriptors

### A. Grade 6 English Language Arts Achievement Level Descriptors

<b>Advanced</b>
<p>Students scoring at the Advanced level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. effectively communicate an understanding of fractions, and use them to perform arithmetic in word problems;</li> <li>2. solve complex multi-step and real-life problems by analyzing, evaluating, and employing the most efficient strategies and appropriate procedures;</li> <li>3. find, graph, and discuss the solutions to one-step inequalities;</li> <li>4. use models and drawings to describe and interpret basic two-dimensional geometric shapes; and</li> <li>5. draw conclusions from data represented in various forms.</li> </ol>
<b>Mastery</b>
<p>Students scoring at the Mastery level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. conceptually understand, discuss, and use positive fractions to compare values, determine equivalence, and perform simple arithmetic;</li> <li>2. identify and apply multiple strategies, including estimation and mental math, to solve multi-step and real-life problems using whole numbers;</li> <li>3. find and graph the solutions to one-step inequalities;</li> <li>4. choose appropriate strategies to determine elapsed time, angle measures, and convert between units of measurement;</li> <li>5. classify and describe the properties of basic two-dimensional geometric shapes;</li> <li>6. identify and plot points on a coordinate grid; and</li> <li>7. organize and display data using a variety of tables and graphs.</li> </ol>

<b>Advanced</b>
<p>Students scoring at the Advanced level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. determine meanings of a wide variety of words using a range of strategies;</li> <li>2. demonstrate a thorough understanding of what they read by using a variety of complex strategies, including inductive reasoning and identifying implied main ideas and supporting details;</li> <li>3. analyze complex story elements and literary devices and interpret an author's purpose for writing;</li> <li>4. research topics by locating and integrating appropriate information from print and electronic resources;</li> <li>5. accurately credit cited information in a bibliographic entry following a model;</li> <li>6. construct responses with sharply focused central ideas; coherent and logical organization; thorough elaboration; ample, well-chosen evidence from texts; and a variety of effective transitions;</li> <li>7. demonstrate thorough understanding of the writing task through the use of vivid words, effective language techniques, and complex sentence structure that enhance meaning and create compelling voice; and</li> <li>8. demonstrate consistent command of spelling, capitalization, punctuation, and usage.</li> </ol>

B. Grade 6 Mathematics Achievement Level Descriptors

<b>Mastery</b>
<p>Students scoring at the Mastery level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify word meanings using a variety of strategies;</li> <li>2. demonstrate an understanding of what they read by using a variety of strategies, including making inferences, drawing conclusions, determining main ideas, comparing and contrasting, and predicting;</li> <li>3. interpret story elements and literary devices and identify an author's implied purpose for writing;</li> <li>4. research topics by locating and selecting appropriate information from print and electronic resources;</li> <li>5. identify all parts of a bibliographic entry following a model;</li> <li>6. construct responses with clearly stated central ideas, logical organization with a progression of ideas, sufficient elaboration, relevant evidence from texts, and transitions that unify;</li> <li>7. demonstrate understanding of the writing task through the use of interesting vocabulary, appropriate language techniques, and varied sentence structures that create clear voice; and</li> <li>8. demonstrate reasonable command of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Basic</b>
<p>Students scoring at the Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify meanings of grade-level words using a variety of strategies, including context clues;</li> <li>2. demonstrate a general understanding of what they read by using basic strategies and simple reasoning skills, including identifying stated main ideas and supporting details;</li> <li>3. identify story elements; literary devices, including imagery; and an author's stated purpose for writing;</li> <li>4. research topics by locating information in a variety of commonly used print and electronic reference resources such as newspapers, magazines, brochures, maps, and legends;</li> <li>5. identify some parts of different kinds of bibliographic entries following a model;</li> <li>6. construct responses with central ideas, observable organization, some supporting details and evidence from texts, and simple transitions;</li> <li>7. demonstrate awareness of the writing task through the use of appropriate wording and some sentence variety that creates voice; and</li> <li>8. demonstrate some control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. identify meanings of commonly used words;</li> <li>2. demonstrate partial understanding of what they read by identifying literal information and drawing simple conclusions;</li> <li>3. identify simple story elements and basic literary devices;</li> <li>4. research topics by locating information in commonly used print and electronic resources;</li> <li>5. identify some parts of a bibliographic entry for commonly used print and electronic resources;</li> <li>6. construct responses with unclear central ideas, incomplete organizational patterns, little elaboration, and evidence from texts, and few transitions;</li> <li>7. demonstrate limited understanding of the writing task through the use of generic vocabulary, little variety in sentence structure, and weak voice; and</li> <li>8. demonstrate little control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in English Language Arts have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. demonstrate an understanding of what they read;</li> <li>2. locate appropriate information in commonly used print and electronic resources;</li> <li>3. construct responses with focused central ideas, observable organization, sufficient supporting details, relevant evidence from texts, and logical transitions;</li> <li>4. demonstrate understanding of the writing task through the use of appropriate vocabulary and varied sentence structures that create voice; and</li> <li>5. demonstrate acceptable control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Advanced</b>
<p>Students scoring at the Advanced level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. compare and solve problems involving multiple forms of numbers: fraction, decimal, percent, ratio, and proportions;</li> <li>2. translate complex verbal phrases into algebraic expressions and vice versa, and evaluate complex expressions;</li> <li>3. explain procedures involved in solving multi-step problems;</li> <li>4. apply concepts, properties, and relationships of basic two-dimensional figures in real-life situations;</li> <li>5. describe polyhedral using their basic properties;</li> <li>6. use appropriate statistical measures and patterns in data to describe trends, extend patterns, and make predictions in real-life problems; and</li> <li>7. use basic number and number theory concepts to determine and describe the relationship between numbers in problem settings.</li> </ol>

<b>Mastery</b>
<p>Students scoring at the Mastery level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. use models to compare, explain, or solve problems involving fractions, decimals, percents, ratios, and proportions;</li> <li>2. translate verbal phrases into algebraic expressions, and evaluate using substitution;</li> <li>3. solve two-step equations with positive integer solutions;</li> <li>4. apply concepts and properties of basic two-dimensional figures in real-life situations;</li> <li>5. use and illustrate basic concepts of data analysis including frequency tables, stem-and-leaf plots, scatter plots, mean, median, mode, and range; and</li> <li>6. construct, extend, and describe patterns of change in input/output tables.</li> </ol>

<b>Basic</b>
<p>Students scoring at the Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. solve problems involving addition and subtraction of fractions and decimals;</li> <li>2. use models to solve simple problems involving percents, ratios, and proportions;</li> <li>3. translate common verbal phrases into algebraic expressions and use substitution to evaluate simple algebraic expressions;</li> <li>4. solve two-step equations involving only integers;</li> <li>5. find the perimeter and area of simple geometric figures graphed on a coordinate grid;</li> <li>6. name and describe basic two-dimensional geometric shapes;</li> <li>7. recognize basic concepts of data analysis including frequency tables, stem-and-leaf plots, scatter plots, mean, median, mode, and range; and</li> <li>8. extend or describe patterns of change in input/output tables.</li> </ol>

<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. use models to solve fraction, decimal, and percent problems, and recognize and identify ratios and percents from a model;</li> <li>2. solve one-step equations;</li> <li>3. recognize and name basic geometric shapes;</li> <li>4. recognize common units of length and area;</li> <li>5. interpret data from a graph; and</li> <li>6. complete a simple input/output table.</li> </ol>

<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in Mathematics have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. use models to solve fraction, decimal, and percent problems, and recognize and identify ratios and percents from a model;</li> <li>2. solve one-step equations;</li> <li>3. recognize and name basic geometric shapes;</li> <li>4. recognize common units of length and area;</li> <li>5. interpret data from a graph; and</li> <li>6. complete a simple input/output table.</li> </ol>

C. – D. ...

Authority NOTE: Promulgated in accordance with R.S. 17.7 and R.S. 17:24.4(F)(2).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 33:999 (June 2007), LR 39:

## §1717. Grade 7 Achievement Level Descriptors

### A. Grade 7 English Language Arts Achievement Level Descriptors

<b>Advanced</b>
<p>Students scoring at the Advanced level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>determine meanings of words using a variety of strategies, including knowledge of base words and roots;</li> <li>demonstrate a thorough understanding of what they read using a variety of complex strategies, including inductive reasoning, identifying implied main ideas and supporting details, and comparing and contrasting literary elements;</li> <li>analyze and interpret complex story elements, literary devices, elements of various genres, and author's purpose;</li> <li>research topics by evaluating and integrating information from multiple print and electronic resources;</li> <li>accurately credit cited information in a bibliographic entry following a model;</li> <li>construct responses with sharply focused central ideas; strategic organization; thorough elaboration with ample, well-chosen evidence from texts; and effective transitions;</li> <li>demonstrate thorough understanding of the writing task by using effective vocabulary and language techniques and varied sentence structures that enhance meaning and create engaging voice; and</li> <li>demonstrate consistent command of spelling, capitalization, punctuation, and usage.</li> </ol>
<b>Mastery</b>
<p>Students scoring at the Mastery level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>identify word meanings using a variety of strategies;</li> <li>demonstrate an understanding of what they read by using a variety of reasoning skills, including deductive reasoning;</li> <li>identify complex story elements, literary devices, distinctive characteristics of various genres, and the effect of an author's bias or perspective;</li> <li>research topics by locating and selecting useful information from multiple print and electronic resources;</li> <li>identify all parts of different bibliographic entries following a model;</li> <li>construct responses with clear central ideas, coherent organization, sufficient elaboration, relevant evidence from texts, and transitions that unify;</li> <li>demonstrate understanding of the writing task by using interesting vocabulary, appropriate language techniques, and a variety of sentence structures that create clear voice; and</li> <li>demonstrate reasonable command of spelling, capitalization, punctuation, and usage.</li> </ol>
<b>Basic</b>
<p>Students scoring at the Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>identify meanings of grade-level words using a variety of strategies;</li> <li>demonstrate a general understanding of what they read by identifying cause-effect relationships, sequencing events, and predicting the outcome of a story or situation;</li> <li>identify story elements, including character motivation and plot sequence; some literary devices; elements of various genres, including fiction, nonfiction, and poetry; and author's purpose;</li> <li>research topics by locating appropriate information in commonly used print and electronic reference resources;</li> <li>identify parts of a bibliographic entry for commonly used sources following a model;</li> <li>construct responses with central ideas, observable organization, necessary details and evidence from texts, and simple transitions;</li> <li>demonstrate awareness of the writing task by using some appropriate vocabulary and sentence variety that create voice; and</li> <li>demonstrate some control of spelling, capitalization, punctuation, and usage.</li> </ol>

<b>Approaching Basic</b>
<p>Students scoring at the Approaching Basic level in English Language Arts generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>identify meanings of commonly used words using a variety of strategies, including context clues;</li> <li>demonstrate some understanding of what they read in grade-appropriate texts by using simple strategies such as making simple inferences and drawing simple conclusions;</li> <li>identify basic story elements; some elements of various genres, including fiction, nonfiction, or poetry; and some literary devices;</li> <li>research topics by locating information in commonly used print and electronic resources;</li> <li>identify some parts of a bibliographic entry following a model;</li> <li>construct responses with vague central ideas, weak organizational patterns, and minimal supporting details and evidence from texts;</li> <li>demonstrate a limited awareness of the writing task by using repetitive or generic vocabulary, little or no sentence variety, and weak voice; and</li> <li>demonstrate little control of spelling, capitalization, punctuation, and usage.</li> </ol>
<b>Unsatisfactory</b>
<p>Students scoring at the Unsatisfactory level in English Language Arts have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>demonstrate an understanding of what they read;</li> <li>select appropriate information in commonly used print and electronic resources;</li> <li>construct responses with focused central ideas, observable organization, sufficient supporting details and relevant evidence from texts;</li> <li>demonstrate understanding of writing task by using appropriate vocabulary and varied sentence structure that create voice; and</li> <li>demonstrate acceptable control of spelling, capitalization, punctuation, and usage.</li> </ol>

### B. Grade 7 Mathematics Achievement Level Descriptors

<b>Advanced</b>
<p>Students scoring at the Advanced level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>apply correct order of operations, and solve multi-step real-life problems;</li> <li>evaluate complex algebraic expressions containing exponents and square roots of perfect squares;</li> <li>apply proportional reasoning to solve complex problems including applications and comparisons involving positive rational numbers;</li> <li>solve multi-step equations and inequalities;</li> <li>draw, find, and use lengths and angles of two-dimensional figures including circles to solve real-life problems;</li> <li>calculate area and perimeter of composite geometric shapes, and locate the missing vertex of a shape on a coordinate grid;</li> <li>discuss, determine, and compare theoretical and experimental probabilities; and</li> <li>algebraically describe and create linear, multiplicative, and other patterns of change.</li> </ol>
<b>Mastery</b>
<p>Students scoring at the Mastery level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>recognize and apply order of operations and solve single- and multi-step problems including multiplying and dividing fractions and decimals;</li> <li>evaluate algebraic expressions using substitution involving square roots and exponents;</li> <li>use proportions involving whole numbers, rates, and ratios to solve real-life problems;</li> <li>solve multi-step equations and inequalities involving non-negative rational numbers and negative integers;</li> <li>identify, draw, and find lengths and angles of two-dimensional figures including circles;</li> <li>calculate area and perimeter of simple composite geometric shapes and locate the missing vertex of a shape on a coordinate grid;</li> <li>determine and compare theoretical and experimental probabilities; and</li> <li>verbally and algebraically describe linear, multiplicative, and other patterns of change.</li> </ol>

Basic
<p>Students scoring at the Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. compare using symbols, and compute equivalent fractions, decimals, and percents;</li> <li>2. evaluate simple order of operation problems;</li> <li>3. use proportions involving whole numbers, rates, and ratios to solve problems;</li> <li>4. solve simple one- and two-step equations and inequalities;</li> <li>5. calculate the circumference and area of circles;</li> <li>6. draw and identify angles and measurements in simple polygons and circles;</li> <li>7. compute simple probabilities and use basic mathematical terms associated with probability, such as event and favorable outcomes; and</li> <li>8. verbally and algebraically describe linear patterns of change.</li> </ol>
Approaching Basic
<p>Students scoring at the Approaching Basic level in Mathematics generally exhibit the ability to:</p> <ol style="list-style-type: none"> <li>1. recognize and compute equivalent fractions and decimals;</li> <li>2. evaluate squares and square roots;</li> <li>3. solve single-step problems involving positive rational numbers;</li> <li>4. identify points in all four quadrants of a coordinate grid;</li> <li>5. identify angles in simple polygons;</li> <li>6. determine basic probabilities; and</li> <li>7. verbally describe and extend linear patterns of change.</li> </ol>
Unsatisfactory
<p>Students scoring at the Unsatisfactory level in Mathematics have not demonstrated the fundamental knowledge and skills needed for the next level of schooling. Students scoring at this level need to develop the ability to:</p> <ol style="list-style-type: none"> <li>1. recognize and compute equivalent fractions and decimals;</li> <li>2. evaluate squares and square roots;</li> <li>3. solve single-step problems involving positive rational numbers;</li> <li>4. identify points in all four quadrants of a coordinate grid;</li> <li>5. identify angles in simple polygons;</li> <li>6. determine basic probabilities; and</li> <li>7. verbally describe and extend linear patterns of change.</li> </ol>

C. – D. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17.7 and R.S. 17:24.4(F)(2).

**HISTORICAL NOTE:** Promulgated by the Board of Elementary and Secondary Education, LR 33:1002 (June 2007), LR 39:

### **Chapter 35. Assessment of Students in Special Circumstances**

#### **§3501. Approved Home Study Program Students**

A – E. ...

F. Students from state-approved home study programs may take the *ITBS* in grade 2.

G. Approved home study program students shall take the test which is designated for the enrolled grade.

H. A fee of up to \$35, which covers actual costs of administering, scoring, and reporting the results of statewide assessment, may be charged. For students testing to enter the public school system, this fee shall be refunded upon the student's enrollment in that public school system the semester immediately following testing. The DTC shall return results to parents when results are returned to the public schools.

I. Students enrolled in state-approved home study programs are not eligible to participate in LAA 1, LAA 2, ELDA, EOC, or the state administration of EXPLORE, PLAN, or ACT.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17.236.1-17.236.2, R.S. 17:6 (A) (10) (11) (15), R.S. 17:10, R.S.17:22 (6), R.S. 17:391.1-17.391.10, R.S. 17:411.

**HISTORICAL NOTE:** Promulgated by the Department of Education, Board of Elementary and Secondary Education, LR

31:1563 (July 2005), amended by the Board of Elementary and Secondary Education, LR 32:240 (February 2006), LR 33:264 (February 2007), LR 36:983 (May 2010), LR 37:821 (March 2011), LR 39:

#### **Poverty Impact Statement**

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Poverty Impact Statement on the Rule proposed for adoption, amendment, or repeal. All Poverty Impact Statements shall be in writing and kept on file in the state agency which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records. For the purposes of this Section, the word "poverty" means living at or below one hundred percent of the federal poverty line.

1. Will the proposed Rule affect the household income, assets, and financial security? No.

2. Will the proposed Rule affect early childhood development and preschool through postsecondary education development? Yes.

3. Will the proposed Rule affect employment and workforce development? No.

4. Will the proposed Rule affect taxes and tax credits? No.

5. Will the proposed Rule affect child and dependent care, housing, health care, nutrition, transportation, and utilities assistance? No.

#### **Family Impact Statement**

In accordance with Section 953 and 974 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Family Impact Statement on the Rule proposed for adoption, repeal or amendment. All Family Impact Statements shall be kept on file in the State Board Office which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records.

1. Will the proposed Rule affect the stability of the family? No.

2. Will the proposed Rule affect the authority and rights of parents regarding the education and supervision of their children? No.

3. Will the proposed Rule affect the functioning of the family? No.

4. Will the proposed Rule affect family earnings and family budget? No.

5. Will the proposed Rule affect the behavior and personal responsibility of children? No.

6. Is the family or a local government able to perform the function as contained in the proposed Rule? Yes.

#### **Small Business Statement**

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental, and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

## Public Comments

Interested persons may submit written comments via the U.S. Mail until 4:30 p.m., April 8, 2013, to Heather Cope, Executive Director, State Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: **Bulletin 118—Statewide Assessment Standards and Practices**

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed policy changes will have no implementation costs or savings to state or local governmental units. The proposed changes edit, revise, and update language in the policy titled *Bulletin 18: Statewide Assessment Standards and Practices*. Policy language was revised, edited, and aligned for English language arts and mathematics achievement levels descriptors (ALDs) to match the new statewide transitional tests for grades 3, 4, 5, 6, 7 and 8.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There will be no effect on revenue collections at the state or local governmental levels.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

There should be no effect on costs and/or economic benefits to directly affected persons or non-governmental groups.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There should be no impact on competition and employment.

Beth Scioneaux  
Deputy Superintendent  
1303#011

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

## NOTICE OF INTENT

### Board of Elementary and Secondary Education

Bulletin 126—Charter Schools  
(LAC 28:CXXXIX. 503, 505, 507, 509, 511, 513, 515, 517, 518, 523, 901, 1101, 1105, 1303, 1503, 2501, and 2709)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved for advertisement revisions to *Bulletin 126—Charter Schools*: §503. Eligibility to Apply for a Type 2 Charter School, §505. Eligibility to Apply for a Type 4 Charter School, §507. Existing Public Schools Converting to Charter Schools, §509. Eligibility to Apply for a Type 5 Charter School, §511. Charter School Application Process, §513. Stages of Application Cycle for BESE-Authorized Charter Schools, §515. Charter School Application Components, §517. Consideration of Charter Applications and Awarding of Charters by BESE, §518. BESE Pre-Opening Procedures Following Approval, §523. Charter School Replication, §901. Timeline for Charter School Opening, §1101. Charter School Evaluation, §1105. Intervention Process for Charter Schools, §1303. Extension Review, §1503. Charter Renewal

Process and Timeline, §2501. Qualified and Competent Business Professional, and §2709. Enrollment of Students, Lottery, and Waitlist. The proposed policy clarifies, streamlines, and revises policy regarding charter school applications, oversight, management, and enrollment preferences.

## Title 28 EDUCATION

### Part CXXXIX. Bulletin 126—Charter School Chapter 5. Charter School Application and Approval Process

#### §503. Eligibility to Apply for a Type 2 Charter School

A. - C. ...

D. The eligibility criteria set forth in this section shall be the minimum criteria necessary to be approved for a type 2 charter.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3973, R.S. 17:3981, R.S. 17:3982, R.S. 17:3983, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1360 (July 2008), amended LR 37:868 (March 2011), LR 38:3117 (December 2012), LR 39:

#### §505. Eligibility to Apply for a Type 4 Charter School

A. - A.3. ...

B. The eligibility criteria set forth in this Section shall be the minimum criteria necessary to be approved for a type 2 charter.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3973, and R.S. 17:3981, and R.S. 17:3983.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1360 (July 2008), amended LR 39:

#### §507. Existing Public Schools Converting to Charter Schools

A. - C.4. ...

D. Approval by the parents or guardians requires a favorable vote of the majority of the voting parents or guardians of pupils enrolled in the school.

1. An election must be held for the purpose of voting to convert a pre-existing public school to a charter school.

2. The number of votes cast by the parents or guardians in an election must equal at least 50 percent of the number of students enrolled in the school at the time of the election.

3. Only one vote may be cast by one parent or guardian for each student enrolled in the school at the time of the election.

E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3973, and R.S. 17:3983.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1361 (July 2008), amended LR 37:869 (March 2011), LR 39:

#### §509. Eligibility to Apply for a Type 5 Charter School

A. - A.5. ...

B. The eligibility criteria set forth in this Section shall be the minimum criteria necessary to be approved for a type 5 charter.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3973, R.S. 17:3983, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1361 (July 2008), amended LR 37:2383 (August 2011), LR 39:

**§511. Charter School Application Process**

**A. Application Cycle**

1. All type 2, type 4, and type 5 charter applications will be received, reviewed, and approved pursuant to a charter application cycle.

2. All proposed charter application cycles must be approved by BESE.

3. Type 2, type 4, and type 5 charter applications must be submitted in accordance with a charter application cycle approved by BESE to be considered by BESE.

4. There shall be at least one charter application cycle per year for the submission of type 2, type 4, and type 5 charter school applications.

5. BESE may approve additional cycles for the submission of type 2, type 4, and type 5 charter school applications.

**B. - B.3. ...**

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, R.S. 17:3981, and R.S. 17:3983.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1361 (July 2008), amended LR 39:

**§513. Stages of Application Cycle for BESE- Authorized Charter Schools**

A. Each charter application process shall be approved by BESE on an annual basis.

**B. Application Evaluation by Team of Evaluators**

1. Teams of local, state, and national evaluators with expertise in charter schools and charter school authorizing, curriculum and instruction, governance and management, and finance shall be assembled for the review of charter applications.

2. Each charter application will be reviewed by the evaluation team and scored with a uniform evaluation rubric.

C. Evaluator Recommendations. Evaluators shall make recommendations to the Department of Education for approval or denial of each charter school application.

D. Prior to the consideration of a charter school proposal by BESE, each charter applicant shall be afforded the opportunity to provide a written response to the independent evaluation of the application. Such response shall be available to the independent reviewers for consideration prior to issuing a final recommendation to BESE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10) and R.S. 17:3981.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1361 (July 2008), amended LR 37:869 (March 2011), LR 38:750 (March 2012), repromulgated LR 38:1392 (June 2012), amended LR 38:3118 (December 2012), LR 39:

**§515. Charter School Application Components**

**A. ...**

B. A framework of all BESE requests for applications, which shall include an assurance that all required sections are or will be included in the final request for applications, must be submitted to the state board by the department prior to the release of the request. In cases of a type 5 charter operator voluntarily relinquishing its charter, the state superintendent of education may issue an emergency request for applications and BESE shall be notified of such action within two business days. The Department of Education may accept charter applications in a single submission or may

structure a process to accept applications in a set of sequential, cumulative submissions.

**C. - H.11. ...**

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1362 (July 2008), amended LR 37:869 (March 2011), LR 37:2383 (August 2011), LR 38:38 (January 2012), LR 38:750 (March 2012), repromulgated LR 38:1392 (June 2012), amended LR 38:1583 (July 2012), LR 38:3118 (December 2012), LR 39:

**§517. Consideration of Charter Applications and Awarding of Charters by BESE**

**A. - D. ...**

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3983.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1363 (July 2008), amended LR 37:870 (March 2011), LR 38:750 (March 2012), repromulgated LR 38:1392 (June 2012), amended LR 39:

**§518. BESE Pre-Opening Procedures Following Approval**

**A. ...**

B. The department must certify completion of the pre-opening requirements prior to the opening of the school.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10) and R.S. 17:3981.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 37:870 (March 2011), amended LR 37:2385 (August 2011), LR 39:

**§523. Charter School Replication**

A. A charter operator may open and operate up to two additional charter schools under the same chartering authority without making a formal application to its chartering authority if the charter schools currently operated by the charter operator meet the performance criteria outlined below:

1. all charter schools currently operated by the charter operator must meet the following performance criteria:

a. an averaged letter grade of A or B based upon the most recent school performance scores for all charter schools currently in operation under the charter operator;

b. demonstrated growth in student academic achievement as measured by an averaged increased school performance score over the three preceding school years based upon the school performance scores for all charter schools currently in operation under the charter operator;

c. has received meets expectations designations in the most recent evaluations in organizational performance according to the charter school performance compact for the majority of the charter operator's schools;

d. has received meets expectations designation in the most recent evaluation in financial performance according to the charter school performance compact for the majority of the charter operator's schools; and

2. in addition, at least one of the charter operator's currently operating schools must meet the following performance criteria:

a. currently has a letter grade of A or B;

b. has demonstrated growth in student academic achievement as measured by an increased school performance score over the three preceding school years;

c. has received a meets expectations designation in the most recent evaluation in organizational performance according to the charter school performance compact; and

d. has received a meets expectations designation in the most recent evaluation in financial performance according to the charter school performance compact;

3. should the charter operator meet the criteria outlined in Paragraphs 1 and 2, above, the charter operator may open and operate up to two additional charter schools for each currently operating charter school meeting the specific criteria outlined in Paragraph 2, above, under the same chartering authority, without making a formal application to the chartering authority;

4. the new charter schools must serve the same grade levels and enrollment boundaries as the operator's charter school that meets the eligibility criteria outlined above in Paragraph 2;

5. the type of charter schools the charter operator may open shall be determined as follows;

Charter School Meeting Eligibility Requirements	Permitted New Types of Charter Schools
Type 1	<ul style="list-style-type: none"> <li>Type 1;</li> <li>May be a Type 3 subject to the permission of the school board.</li> </ul>
Type 1B	<ul style="list-style-type: none"> <li>Type 1B</li> </ul>
Type 2	<ul style="list-style-type: none"> <li>New Type 2;</li> <li>May be a Type 2 conversion charter school upon receiving approval from the professional faculty, staff, and parents or guardians of the pre-existing school, as required in §507;</li> <li>May be a Type 5 subject to siting by the RSD to transform a current RSD direct-run or Type 5 charter school.</li> </ul>
Type 3	<ul style="list-style-type: none"> <li>Type 1;</li> <li>May be a Type 3 subject to the permission of the school board.</li> </ul>
Type 4	<ul style="list-style-type: none"> <li>Type 4</li> </ul>
Type 5	<ul style="list-style-type: none"> <li>Type 2;</li> <li>May be a Type 2 conversion charter school upon receiving approval from the professional faculty, staff, and parents or guardians of the pre-existing school, as required in §507;</li> <li>May be a Type 5 subject to siting by the RSD to transform a current RSD direct-run or Type 5 charter school.</li> </ul>

6. the chartering group shall notify its chartering authority of its intent to open one or two additional charter schools pursuant to this section at least 120 calendar days prior to the day on which each additional school shall enroll students;

7. at least 90 calendar days prior to the day on which each additional school shall enroll students, the chartering authority shall enter into a charter agreement with the chartering group for each additional school and shall notify BESE of its action;

8. the charter operator must complete all processes and required by law and BESE policy to open a school, including, but not limited to the procurement of all required permits, inspections and approvals necessary to safeguard student safety and welfare.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3992(A).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education LR 39:

### Chapter 9. Opening of Charter School

#### §901. Timeline for Charter School Opening

A. - C. ...

D. A charter school other than a type 5 shall not begin operation sooner than eight months after approval of the charter school has been granted, unless the chartering authority agrees to a lesser time period.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3983.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1363 (July 2008), amended LR 37:870 (March 2011), LR 37:2385 (August 2011), LR 38:751 (March 2012), repromulgated LR 38:1393 (June 2012), amended LR 39:

### Chapter 11. Ongoing Review of Charter Schools

#### §1101. Charter School Evaluation

A. ...

B. The performance of type 2, type 4, and type 5 charter schools will be reviewed and/or evaluated annually in the following categories:

1. student performance;
2. financial performance; and
3. organizational performance.

C. BESE shall approve a charter school performance compact that will articulate the specific criteria the Department of Education will use to annually evaluate the student, financial, and organizational performance of BESE-authorized charter schools. As necessary, the Department of Education may revise the charter school performance compact, subject to BESE approval of all material changes. All criteria used in the charter school performance compact shall correspond to one of the categories listed above.

D. In measuring the organizational and financial performance of schools as part of the charter school performance compact, charter schools will be given one of the following ratings:

1. meets expectations;
2. approaching expectations;
3. fails to meet expectations.

E. The charter school performance compact may include other supporting evidence to be included in evaluating school performance.

F. BESE shall receive a report on the review of type 2, type 4, and type 5 charter schools not later than January of each year. This annual review will be used in charter contract extension determinations.

1. During its renewal term, each charter school will be subject to regular site visits and contract review on a schedule established by the Department of Education.

2. A charter school under long-term renewal (five or more years), whose academic performance declines for three consecutive years, will be subject to a formal evaluation and contract review by LDOE. Based on the results of its evaluation, the department may recommend one of the following actions:

- a. the charter school be placed under a memorandum of understanding (MOU) that outlines specific recommendations for improving performance; or
- b. revocation.

## G. Student Performance

1. Student performance is the primary measure of school quality. BESE shall use the state's assessment and accountability programs as objective and verifiable measures of student achievement and school performance. Student performance is the primary indicator of school quality; therefore, BESE will heavily factor all annual evaluations and contract extensions and renewal decisions on a school's achievement of the student performance standards.

2. Charter schools are required to administer all state assessments and are subject to the Louisiana School and District Accountability System as required by Bulletin 111.

### 3. Pre-Assessment Index

a. In the fall of each charter school's second year of operation, the Department of Education shall provide each charter school with a pre-assessment index, as available.

b. The pre-assessment index will consist of the test results of the students enrolled in the charter school from the immediately preceding spring state testing prior to the creation of the new charter school, where available.

4. The charter school performance compact shall articulate the specific criteria the Department of Education will use to evaluate academic performance.

## H. Financial Performance

1. Charter schools are required to engage in financial practices, financial reporting, and financial audits as set forth in charter school law, this bulletin, and the charter. The requirements imposed by law, regulation, and contract ensure the proper use of public funds and the successful fiscal operation of the charter school.

2. Charter schools will be evaluated annually on the timely submission of budgets, audits, annual financial reports, and all other financial reporting and compliance with applicable financial budgeting; accounting; and auditing laws, regulations, and procedures.

3. Financial performance shall be assessed annually using the financial risk assessment framework approved and adopted by BESE. The financial risk assessment shall:

a. monitor the following external conditions encountered by charter operators that, if not addressed, could render the school financially vulnerable; and

i. student enrollment factors:

(a). declines in public school enrollment;

ii. trends in fiscal conditions:

(a). total current expenditures per pupil is 90 percent or less of state average:

(i). short-term reaction of school systems is to reduce expenditures. This serves as indicator of ability of school system to cut expenditures if required;

(b). relationship between accountability scores and per pupil expenditure: another measure of ability of school system to cut expenditures and expected outcome on accountability scores;

iii. future obligations:

(a). school systems with 15 percent above the state average of school employees projected to retire within the next five years:

(i). indicates that over 45 percent of school system personnel has 15 or more years of service;

iv. status of business certification of business official:

(a). is current business official in process of being certified under R.S. 17:84.2;

b. identify the following internal factors that could lead to weaknesses or challenges in the financial operations of an operator.

i. Level 1—Fiscal Management/Behavior. School systems meeting the criteria in this category have problems because they have not implemented financial management practices that are designed to ensure good internal controls in their systems; therefore, if not addressed the risk is higher that these smaller problems could lead to more severe problems in the future:

(a). submittal of general fund budget form A by September 30 as required by law (submittal of annual operating budget by July 31 for charter schools);

(b). submittal of final AFR by October 31;

(c). audit opinion—internal control on government auditing standards;

(d). single audits—consecutive audit findings;

(e). known material fraud in any program.

ii. Level 2—Identified Problems Having Fiscal Impact. Items in this category may indicate the mismanagement of a program to the degree that funds must be repaid (referred to as a questioned cost). The school system is required to repay these funds to the federal government, unless a CAROI agreement is established by the LDE. This agreement allows for funds to remain in the school system to correct the systematic problem and enhance the program. These types of problems can be corrected but must be directly addressed and closely monitored to ensure this does not continue:

(a). questioned costs from A-133—single audit report;

(b). questioned costs from program monitoring review;

(c). questioned costs from fiscal monitoring review.

iii. Level 3—Auditing Outcomes. Items in this category may indicate that the independent auditor has found a critical problem in these areas of a school system's financial operations. The severity of the problem will be indicated by the type of the opinion issued. Problems such as these can be corrected but must be directly addressed by the school system and then closely monitored:

(a). audit opinion—general purpose financial statements;

(b). audit opinion—schedule of expenditures of federal programs;

(c). audit opinion—compliance with laws and regulations on federal programs.

iv. Level 4—Problems with Balanced Budgets and Fund Balances. Items in this category may indicate there could be, or there already exists, cash flow problems in a school system. These types of problems must be addressed immediately or the school system could be at risk of insolvency:

(a). general fund deficit spending. General fund deficit spending may be acceptable in certain instances. In such instances correspondence from the district is necessary to justify the deficit spending;

(b). general fund balance as a percentage of general fund revenues.

v. Level 5—Major Events

(a). Going Concern Opinion. Items in this category indicate that problems already exist in a school system that put the entity at risk of being able to continue operations.

(b). New School System or Major Event. A school system categorized in this manner requires LDE to closely monitor the development and implementation of appropriate systems, policies, and procedures to ensure successful provision of educational services to students as a result of being newly formed or having experienced a special event.

4. The financial risk assessment shall be a factor in determining the financial performance of a charter school.

5. The financial risk assessment shall result in one of the following actions:

a. no action. The school’s fiscal health is determined to be satisfactory and does not require continued departmental monitoring; or

b. monitoring. The department will monitor specific aspects of the financial risk assessment, in order to assure continued progress in areas that have been problematic in the past; or

c. dialogue. The department will conduct a detailed review of the school’s finances and financial practices; follow-up may include, but not be limited to, discussions between department staff and school leadership regarding issues of major concern, a formal site visit, or recommended action by BESE in order to address deficiencies.

6. Charter schools in their first year of operation shall be provided a financial practices self-assessment in order to determine the extent to which the school is positioned for strong financial performance.

7. The charter school performance compact shall articulate any other specific criteria the Department of Education will use to evaluate financial performance.

I. Organizational Performance

1. BESE shall evaluate a charter school's performance based on the Department of Education's oversight and monitoring of the charter school's compliance with its statutory, regulatory, and contractual obligations and all reporting requirements.

2. BESE's organizational performance evaluation of each charter school shall be based on, but not limited to, the following indicators. All other requirements in the charter contract that are otherwise captured in the Department of Education's charter school oversight, monitoring, and reporting structure shall be subject to evaluation. In assessing organizational indicators, BESE may consider information from various sources

Indicator	Standard
Health and Safety	Pursuant to applicable law and regulation, and contract provisions
Governance	Pursuant to applicable law and regulation, and contract provisions
Facilities	Pursuant to applicable law and regulation, and contract provisions

3. BESE will consider a standard not met if a violation indicates a deliberate act of wrongdoing, reckless conduct, or causes a loss of confidence in the abilities or integrity of the school or seriously jeopardizes the rights of students, safety of students, or the continued operation of the school.

4. The charter school performance compact shall articulate the specific criteria the Department of Education will use to evaluate organizational performance.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1363 (July 2008), amended LR 37:871 (March 2011), repromulgated LR 37:1124 (April 2011), amended LR 37:2385 (August 2011), LR 38:751 (March 2012), repromulgated LR 38:1393 (June 2012), amended LR 38:3118 (December 2012), LR 39:

**§1105. Intervention Process for Charter Schools**

A. The charter school performance compact may include an intervention process that articulates the steps the Department of Education may take should a school fall out of compliance with requirements outlined in the charter school performance compact, law, or BESE policy. The stages of the intervention process shall include:

1. good standing. All charter schools will begin at this level;

2. notice of concern. If the Department of Education receives a verified complaint or if regular oversight generates significant concerns or questions, a school will receive a notice of concern. The notice of concern will contain specific actions and due dates required to remedy the concern. Upon remedying the concern the school will return to good standing. Repeated notices of concern may lead to increased oversight by the Department of Education;

3. notice of breach. If a school fails to meet a critical indicator identified in the charter school performance compact, or fails to correct a notice of concern, the school will be issued a notice of breach that will contain specific actions and due dates required to remedy the breach. The Department of Education will monitor the implementation of the steps required to cure the breach. Once a school has fulfilled the notice of breach requirements, the school will return to good standing. Repeated notices of breach may lead to increased oversight by the Department of Education;

4. revocation review. Failure to meet the requirements specified in the notice of breach will result in a revocation review. The review may include additional visits to the school or an in-depth audit to assess financial and/or organizational health. Schools may progress to revocation review if they receive repeated notices of breach in the same school year. Findings from the revocation review will determine whether the Department of Education shall commence revocation proceedings or whether the school will be granted a revised notice of breach.

Indicator	Standard
Special Education and ELL Program	Pursuant to applicable law and regulation and contract provisions
Student Enrollment	Pursuant to applicable law and regulation, and contract provisions
Student Discipline	Pursuant to applicable law and regulation, and contract provisions

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 39:

### Chapter 13. Charter Term

#### §1303. Extension Review

A. ...

B. Each type 2, type 4, and type 5 charter school's extension review shall be used to determine if the school will receive a one-year extension, as follows.

##### 1. Contract Extension

a. Each charter school shall be reviewed based on academic, financial, and legal and contractual performance data collected by the Department of Education. If such performance data reveal that the charter school is achieving the following goals and objectives, the board shall extend the duration of the charter for a maximum initial term of five years;

i. a current financial performance evaluation that meets or approaches the standards required by the charter school performance compact; and

ii. a current organizational performance evaluation that meets or approaches the standards required by the charter school performance compact; and

iii. one of the following student performance standards:

(a). the school has earned a "D" letter grade or higher based on performance data from the school's third year of operation;

(b). the assessment index based on performance data from the school's third year of operation is the equivalent of a "D" letter grade or higher; or

(c). assessment index increase of 15 points from the pre-assessment index.

##### 2. Schools that Fail to Meet Extension Standards

a. If a charter school fails to meet any of the standards set forth in Paragraph B.1 of this Section, BESE may, at the superintendent's recommendation, take one of the following actions based on information provided by the Department of Education:

i. grant the school a one year probationary extension with conditions or other required actions;

ii. allow the charter to expire at the end of the school's fourth year of operation.

##### 3. - 3.b.ii. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1367 (July 2008), amended LR 37:2387 (August 2011), LR 38:751 (March 2012), repromulgated LR 38:1393 (June 2012), amended LR 38:3118 (December 2012), LR 39:

### Chapter 15. Charter Renewal

#### §1503. Charter Renewal Process and Timeline

A. ...

##### B. Student Performance

1. Each charter school is required to make demonstrable improvements in student performance over the term of its charter contract.

a. BESE will rely on data from the state's assessment and accountability program as objective and verifiable measures of student achievement and school performance. Student performance is the primary indicator

of school quality; therefore, BESE will heavily factor each charter school's student performance data in all renewal decisions.

2. Consistent with the philosophy of rewarding strong performance and providing incentives for schools to strive for continual improvement, the renewal terms for BESE-authorized charter schools will be linked to each school's letter grade (based on the school's performance on the state assessment in the year prior to the renewal application) in accordance with the table that follows.

Maximum Charter Renewal Terms	
Letter Grades	Maximum Renewal Term
F	3 years
D	3 Years
C	6 Years
B	7 Years
A	10 years

3. A charter school in its initial term where fewer than 50 percent of its enrolled grades are testable under state accountability will be eligible for a renewal term of three years.

4. A BESE-authorized charter school receiving a letter grade of F, based on performance on the state's assessment and accountability program based on year four test data (or the year prior to the submission of a renewal application for subsequent renewals) will not be eligible for renewal, unless one of these conditions are met:

a. a charter school that by contract serves a unique student population where an alternate evaluation tool has been established between the charter operator and the Board may be renewed for a term not to exceed five years;

b. a charter school in its initial term that a letter grade of F, but where fewer than 30 percent of its enrolled grades are testable under state accountability, may be renewed for a term not to exceed three years;

c. if, in the superintendent's judgment, the non-renewal of a charter school with a letter grade of F in its initial charter term would likely require many students to attend lower performing schools, and the superintendent recommends its renewal, the charter may be renewed for a term not to exceed three years. Prior to recommending such renewal, the superintendent must demonstrate that efforts to find a new, high-quality operator for the school were unsuccessful;

d. The school has made 20 points of assessment index growth from its pre-assessment index.

##### C. Financial Performance

1. Each charter operator is required to engage in financial practices, financial reporting, and financial audits to ensure the proper use of public funds and the successful fiscal operation of the charter school. The charter school shall be evaluated using the financial risk assessment and the financial indicators included in the charter school performance compact.

2. A charter contract will not be renewed if the charter has failed to demonstrate over the term of its charter, the fundamental ability to operate a fiscally sound charter school, as evidenced by repeated failure to adhere to the financial standards articulated by the financial risk assessment and/or the charter school performance compact.

3. BESE Standards for Financial Performance. BESE may reduce the renewal term by a year for any charter school that has been found to require monitoring or dialogue as part of their most recent fiscal risk assessment. No term shall be less than three years.

D. Organizational Performance

1. BESE will include a charter school's compliance with its statutory, regulatory, and contractual obligations and all reporting requirements in its renewal decision. BESE's evaluation shall be based on, but not limited to, the following organizational indicators as articulated in the charter school performance compact.

Indicator	Standard
Special Education and ELL Program	Pursuant to applicable law and regulation and contract provisions
Student Enrollment	Pursuant to applicable law and regulation and contract provisions
Student Discipline	Pursuant to applicable law and regulation and contract provisions
Health and Safety	Pursuant to applicable law and regulation and contract provisions
Governance	Pursuant to applicable law and regulation and contract provisions
Facilities	Pursuant to applicable law and regulation and contract provisions

2. BESE will consider a standard not met if a violation indicates a deliberate act of wrongdoing, reckless conduct, or causes a loss of confidence in the abilities or integrity of the school or seriously jeopardizes the rights of students, safety of students, or the continued operation of the school.

3. BESE will not renew a charter if it has failed to demonstrate over the term of its contract, the fundamental ability to adhere to the statutory, regulatory, contractual obligations, reporting requirements, and organizational performance standards articulated in the charter school performance compact.

E. - E.5. ...

F. Subsequent Renewal for BESE-Authorized Charter Schools

1. The department will establish a process by which each charter school shall be required to indicate whether it will be seeking a subsequent renewal.

2. Not later than January of the charter school's final contract year, the state superintendent of education will make a recommendation to BESE about the disposition of any school seeking renewal. The basis for the recommendation will be the charter school's student, financial, legal and contractual performance during its current charter contract.

3. Based on the school's academic, financial, and legal and contractual performance over the current charter contract term, the superintendent may recommend one of the following actions:

a. renewal for the maximum term identified in the maximum charter renewal terms table in Subsection B, above, with the addition of one year to the charter term for every year that the school's growth target was met, not to exceed a maximum term of ten years;

b. renewal for a shorter term (based on deficiencies in financial and/or legal/contract performance); or

c. non-renewal.

4. A recommendation for non-renewal may also include a recommendation that a new charter provider operate the school.

G. Automatic Renewal of Charter Schools

1. A charter school which has met or exceeded for the three preceding school years the benchmarks established for it in accordance with the school and district accountability system, has demonstrated growth in student academic achievement for the three proceeding schools years, and has had no significant audit findings during the term of the charter agreement shall be deemed a high-performing school, and such school's charter shall be automatically renewed.

2. A charter school that meets the following conditions shall be automatically renewed and shall be exempted from the renewal process requirements listed in Subsection E or F of this Section, as appropriate:

a. has received a letter grade of A or B;

b. has demonstrated growth in student academic achievement as measured by an increasing school performance score over the three preceding school years;

c. has received a meets expectations designation in its most recent evaluation in organizational performance according to the charter school performance compact; and

d. has received a meets expectations designation in its most recent evaluation in financial performance according to the charter school performance compact.

3. The automatic renewal term shall be in line with the terms specified in Paragraph B.2 of this Section.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981 and R.S. 17:3992.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 36:479 (March 2010), amended LR 37:871 (March 2011), LR 37:2388 (August 2011), LR 38:752 (March 2012), repromulgated LR 38:1394 (June 2012), amended LR 38:3119 (December 2012), LR 39:

**Chapter 25. Charter School Fiscal Responsibilities**

**§2501. Qualified and Competent Business Professional**

A. Each type 2 and type 5 charter operator shall hire or procure the services of one or more qualified and competent business professionals who shall produce all financial and accounting information and reporting required by its charter contract, state law, and BESE policy, except as otherwise provided herein.

B. A qualified and competent business professional shall meet one of the following minimum qualifications:

1. possess a baccalaureate degree with a minimum of 24 hours of business-related courses, such as accounting, finance, or management;

2. possess a certified public accountant license in Louisiana or possess a minimum of two years of full-time, directly relevant accounting and/or bookkeeping experience;

3. possess a master's degree in public or business administration.

C. - E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, R.S. 17:3991, and R.S. 17:3995.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1372 (July 2008), amended LR 38:3120 (December 2012), LR 39:

## **Chapter 27. Charter School Recruitment and Enrollment**

### **§2709. Enrollment of Students, Lottery, and Waitlist**

A. - I. ...

J. Type 5 charter schools transferred to the RSD pursuant to R.S. 17:10.5 and R.S. 17:10.7 shall comply with any unified enrollment system established by the RSD for the parish or region where the charter school is located. Other charter schools located within parishes where the RSD has established a unified enrollment system may participate in the unified enrollment system upon approval by their charter boards. The RSD may create any policies and procedures to implement a unified enrollment system not prohibited by this Chapter, and may conduct one or more central lotteries to enroll students at participating schools, and enroll students applying or requesting transfers after the application period has ended.

1. Upon request of a charter operator, the department shall allow an enrollment preference for students matriculating into eighth grade or below between two BESE-authorized charter schools operated by the same charter operator.

2. In addition, for the process of enrolling students for the 2013-2014 school year, the Department of Education shall manage a pilot program wherein the department shall allow an enrollment preference for those students matriculating or transferring into ninth grade or above between eligible BESE-authorized charter schools for a limited percentage of the seats in the charter school, to be determined by the department. The department shall develop an application process for participation in the pilot program which shall evaluate factors including the applying charter schools' past demonstration of success in preparing at-risk and low-performing students for college and/or career, and the submission of an innovative proposal to utilize the enrollment preference to further this success. The department shall collect relevant data on the pilot program in order to prepare a report to be presented by the state superintendent to BESE no later than January 2014, at which time BESE shall consider the continuation of the pilot program based on the results of the report. The report shall include data and information including, but not limited to:

- a. the demographic and academic backgrounds of students utilizing the preference;
- b. the number and percentage of students who matriculated or transferred into participating schools;
- c. the number and percentage of students who were admitted to the school utilizing the enrollment preference; and
- d. the number and percentage of students attempting to enroll or transfer in the charter school who were ineligible to utilize the enrollment preference.

K. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), R.S. 17:3981, and R.S. 17:3991.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education in LR 34:1374 (July 2008), amended LR 38:753 (March 2012), repromulgated LR 38:1395 (June 2012), amended LR 39:

#### **Family Impact Statement**

In accordance with Section 953 and 974 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a

Family Impact Statement on the Rule proposed for adoption, repeal or amendment. All Family Impact Statements shall be kept on file in the state board office which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records.

1. Will the proposed Rule affect the stability of the family? No.

2. Will the proposed Rule affect the authority and rights of parents regarding the education and supervision of their children? No.

3. Will the proposed Rule affect the functioning of the family? No.

4. Will the proposed Rule affect family earnings and family budget? No.

5. Will the proposed Rule affect the behavior and personal responsibility of children? No.

6. Is the family or a local government able to perform the function as contained in the proposed Rule? No.

#### **Poverty Impact Statement**

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Poverty Impact Statement on the Rule proposed for adoption, amendment, or repeal. All Poverty Impact Statements shall be in writing and kept on file in the state agency which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records. For the purposes of this Section, the word "poverty" means living at or below one hundred percent of the federal poverty line.

1. Will the proposed Rule affect the household income, assets, and financial security? No.

2. Will the proposed Rule affect early childhood development and preschool through postsecondary education development? Yes.

3. Will the proposed Rule affect employment and workforce development? No.

4. Will the proposed Rule affect taxes and tax credits? No.

5. Will the proposed Rule affect child and dependent care, housing, health care, nutrition, transportation, and utilities assistance? No.

#### **Small Business Statement**

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### **Public Comments**

Interested persons may submit written comments via the U.S. Mail until 4:30 p.m., April 8, 2013, to Heather Cope, Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

Heather Cope  
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Bulletin 126—Charter Schools**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed policy will have no effect on implementation costs or savings for state or local governmental units. The proposed policy will result in minor changes to the procedures and standards by which the Louisiana Department of Education and BESE monitors and oversees charter schools

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed policy will have no effect on revenue collections.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

The proposed policy will not result in any estimated costs and/or economic benefits to directly affected persons or non-governmental groups.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

The proposed policy will have no effect on competition and employment.

Beth Scioneaux  
Deputy Superintendent  
1303#010

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Board of Elementary and Secondary Education**

Bulletin 741 (Nonpublic)—Louisiana Handbook for Nonpublic School Administrators (LAC 28:LXXIX.Chapters 1-33)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved for advertisement revisions to *Bulletin 741—The Louisiana Handbook for Nonpublic School Administrators*. The proposed policy changes update current policies, correct technical errors, and provide more local flexibility and autonomy.

**Title 28  
EDUCATION**

**Part LXXIX. Bulletin 741 (Nonpublic)—Louisiana Handbook for Nonpublic School Administrators—Programs of Study**

**Chapter 1. Operation and Administration**

**§105. Philosophy and Purposes of School**

A. - D. ...

E. Each school shall maintain on file the following:

1. written statement of philosophy and/or mission statement;
2. goals and objectives for the current year; and
3. plan for implementation of these goals and objectives.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2342 (November 2003), amended LR 31:3073 (December 2005), LR 39:

**§107. School Approval**

A. In order to benefit from state and federal funds, each approved school shall meet and maintain the following standards:

1. the school must have a state approval classification;
2. the school must be in compliance with *Brumfield vs. Dodd*; and

3. the school must be a nonprofit institutional day or residential school that provides elementary education, secondary education, or both.

B. This requirement applies to schools submitting an initial application for school approval and schools which are currently approved.

C. Each state-approved nonpublic school receiving state and/or federal funds shall permit all colleges, universities and branches of the military to have equal access to the schools for the purpose of recruitment.

D. When applying to the State Department of Education (LDE) for a classification category, all nonpublic schools seeking state approval shall include all grades/programs taught at the school.

E. Classification Categories. Schools shall be classified according to the following categories.

1. Approved (A)—school meets all standards specified in Standards for Approval of Nonpublic Schools. There shall be two types of approved schools.

a. Accredited Approved School – school is:

i. currently accredited by the Southern Association of Colleges and Schools (SACS); or

ii. currently accredited by a member the National Association of Independent Schools (NAIS); and

iii. the school meets all other criteria established by this Bulletin for Board of Elementary and Secondary Education (BESE) approval.

iv. The LDE may also accept accreditation from other school accreditation agencies, but may require the submission of additional information from the school so as to ensure consistent quality.

b. Non-Accredited Approved School—school is not currently accredited by SACS or a member of NAIS, but has met all criteria established by this Bulletin for approval.

2. Registered—school is not accredited by SACS or NAIS and has not met the criteria established by the Department for approval, or does not wish to seek state approval.

F. Accredited schools shall be approved by BESE for the duration of such accreditation, up to five years. BESE approval shall be reviewed in the school year following the renewal of such accreditation. Each accredited, approved school shall annually demonstrate to the LDE that the school meets the health, safety, and welfare requirements as established in this Bulletin. Additionally, each accredited, approved high school shall annually demonstrate to the LDE that it is providing an appropriate four year course of study.

G. The LDE shall conduct an annual review of non-accredited schools seeking approval, and shall recommend to BESE whether such approval should be granted. Any such LDE review may include site visits, and shall include a review of the following:

1. Academic quality, including:

- a. the school's purpose and direction;
- b. the school's leadership;

- c. the school's instructional practices;
- d. the school's curriculum; and

2. Student health, safety, and welfare, pursuant to the guidelines established in this Bulletin

H. The LDE shall submit to BESE a yearly report recommending the classification status of the nonpublic schools in accordance with the nonpublic school standards.

I. After the annual school reports are submitted by the State Department of Education (LDE) to the State Board of Elementary and Secondary Education (BESE) for approval, all nonpublic schools seeking to change their classification category must submit their request to the BESE. BESE may, upon the recommendation of the Department that standards have been met for the desired approval status, change the classification of a nonpublic school.

J. BESE may revoke any nonpublic school's approval at any time if it determines that the health, safety, or welfare of students has been jeopardized.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2342 (November 2003), amended LR 31:3073 (December 2005), LR 36:2847 (December 2010), LR 37:2145 (July 2011), LR 39:

#### **§115. Pre-Kindergarten/Kindergarten**

A. The nonpublic school shall have the option of establishing a pre-kindergarten and/or kindergarten program on a half-day or full-day schedule.

B. - D. ...

E. Non-public schools are not required to offer pre-kindergarten programs nor are children required to attend these programs.

F. Any other program which operates in a school as a childcare program shall follow the day care standards as prescribed by the appropriate state agency and is not to be listed on the annual school report.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2343 (November 2003), amended LR 31:3073 (December 2005), LR 36:2848 (December 2010), LR 38:1405 (June 2012), LR 39:

#### **§117. Instructional Time**

A. Each school shall adopt a calendar that includes at least 175 days consisting of 330 minutes of instructional time. However, each nonpublic school may modify the total number of instructional minutes per day and instructional days per year, provided that 57,750 minutes of instructional time per year are met.

1. Instructional time shall include the scheduled time within the regular school day devoted to teaching courses outlined in the Program of Studies. Instructional time does not include such things as recess, lunch, change of class time, and parent-teacher conferences.

2. Each school may include in its calendar a provision for dismissal of senior students prior to the end of the school year. This provision is not to exceed 10 days of instructional time.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2343 (November 2003), amended LR 31:3074 (December 2005), LR 39:

#### **§119. Written Policies**

A. Each nonpublic school or system shall have written policies and/or regulations governing the general operation of the school.

B. Each nonpublic school or system shall have written policies and/or regulations to address harassment, bullying, and cyberbullying.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2343 (November 2003), amended LR 31:3074 (December 2005), LR 38:1008 (April 2012), LR 39:

#### **§123. Personnel**

A. Each school shall request in writing that the Louisiana Bureau of Criminal Identification and Information (Bureau) supply information to ascertain whether an applicant for employment or an employee, including any person employed as provided in Subsection C of this Section has been arrested for or convicted of, or pled *nolo contendere* to, any criminal offense.

1. The request must be on a form prepared by the Bureau and signed by a responsible officer or official of the school making the request.

2. The request must include a statement signed by the person about whom the request is made which gives the person's permission for such information to be released.

3. The request must include the person's fingerprints in a form acceptable to the Bureau.

a. A person whose fingerprints have been submitted his or her fingerprints to the Bureau may be temporarily hired pending the report from the bureau as to any convictions of, or pleas of *nolo contendere* to, by the person to a crime listed in R.S. 15: 1587.1(C), except 14:74.

B. No person who has been convicted of or has pled *nolo contendere* to a crime listed in R.S. 15:587.1(C) shall be hired by any elementary or secondary school as a teacher, substitute teacher, bus driver, substitute bus driver, janitor, or as a temporary, part-time, or permanent school employee of any kind unless approved in writing by a district judge of the parish and the parish district attorney or if employed on an emergency basis, unless approved in writing by either the superintendent of the school system or school leader.

1. This statement of approval shall be kept on file at all times by the school and shall be produced upon request to any law enforcement officer.

2. Not later than thirty days after its being placed on file by the school, the school principal shall submit a copy of the statement of approval to the State Superintendent of Education.

C. For purposes of this Section, any person employed to provide cafeteria, transportation, or janitorial or maintenance services by any person or entity that contracts with a school to provide such services shall be considered to be hired by a school system.

1. This Section shall not apply to any school which contracts with an entity providing any of these services to a school or school system when such school or school system

determines that the employees of such contractor will have limited contact with students.

a. In determining whether such a contractor's employee will have limited contact with students, the nonpublic school or nonpublic school system shall consider the totality of the circumstances, including factors such as:

i. the length of time the contractor's employee will be on the school grounds;

ii. whether students will be in proximity with the site where the contractor's employee will be working; and

iii. whether the contractor's employee will be working by himself or with others.

b. If a school or school system has made this determination, it shall take appropriate steps to protect the safety of any students that may come in contact with such a contractor's employee.

D. A school shall dismiss any teacher or any other school employee if such teacher or other school employee is convicted of, or pled *nolo contendere* to, any crime listed in R.S. 15:L587.1(C) except R.S. 14:74.

1. Any school dismissing an employee pursuant to the provisions of this Subsection shall notify the state superintendent of education of the employee's dismissal not later than thirty days after such dismissal.

E. A school may reemploy a teacher or other school employee who has been convicted of, or pled *nolo contendere* to, a crime listed in R.S. 15: 587.1(C), except R.S. 14:74, only upon written approval of the district judge of the parish and the district attorney or upon written documentation from the court in which the conviction occurred stating that the conviction has been reversed, set aside, or vacated.

1. Any such statement of approval of the judge and the district attorney and any such written documentation from the court shall be kept on file at all times by the school and shall be produced upon request to any law enforcement officer.

2. Not later than 30 days after its being placed on file by the school, the school principal shall submit a copy of any such statement of approval or written documentation from the court to the state superintendent of education.

F. A teacher or any other school employee upon his final conviction or plea of guilty or *nolo contendere* to any criminal offense, excluding traffic offenses, shall report the fact of his conviction or plea to his employer within forty-eight hours of the conviction or plea of guilty or *nolo contendere*.

1. Any person who fails to report a conviction or plea of guilty or *nolo contendere* of any criminal offense listed in the provisions of R.S. 15:587.1(C)(1) shall be fined not more than \$500 or imprisoned for not more than six months, with or without hard labor, or both.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7 (6); R.S. 17:10; R.S. 17:15; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411; R.S. 17:587.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2344 (November 2003), amended LR 31:3074 (December 2005), LR 39:

### **Chapter 3. Certification of Personnel**

#### **§301. Principal**

A. A nonpublic school principal, assistant principal, or headmaster must hold a master's degree in any area from an accredited institution or have principalship on his Louisiana

teaching certificate. The principal is to be a full-time, on-site employee. (The principal may be a teacher as well as the educational administrator of the school.)

B. Assistant principals who do not meet minimum qualifications may be retained in a school provided they were employed in that school during the 1992-93 school year as an assistant principal.

C. A list of these assistant principals is to be maintained on file in the State Department of Education. Upon their retirement or replacement, these assistant principals must be replaced with properly qualified personnel under the nonpublic school standards. These individuals may not be transferred or employed by another school unless they meet the requirements stated in the above standard.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2344 (November 2003), amended LR 31:3075 (December 2005), LR 39:

#### **§303. Instructional Staff**

A. - D. ...

E. Staff members teaching religion at the high school level (9-12) for Carnegie units must have a minimum of a bachelor's degree. Staff members teaching religion that do not meet minimum qualifications may be retained in a school provided they were employed during the 1995-96 school year as teachers of religion.

F. Professional and/or technical personnel—e.g., C.P.A.s, doctors, college or university professors, lab technicians, lawyers, and so forth - may teach less than one-half of a school day in their area of expertise.

G. Non-degreed teachers having taught for a period of at least five years prior to September 1, 1977, may be rehired in a school provided their teaching performance was satisfactory; however, these teachers are eligible to teach only in the subject areas as listed prior to September 1, 1977. Upon retirement or replacement, these teachers must be replaced with qualified teachers as described herein.

H. - J.4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2344 (November 2003), amended LR 31:3075 (December 2005), LR 32:1417 (August 2006), LR 32:2237 (December 2006), LR 34:229 (February 2008), LR 34:609 (April 2008), LR 39:

#### **§305. Professional Staff Development**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2344 (November 2003), amended LR 31:3075 (December 2005), LR 36:2849 (December 2010), repealed LR 39:

### **Chapter 5. Records and Reports**

#### **Subchapter A. Maintenance and Use of School Records and Reports**

##### **§501. General**

A. Each nonpublic school and/or system shall maintain accurate and current information on students, personnel, instructional programs, facilities, and finances.

B. There shall be procedures in place to ensure confidentiality of and parental access to records, in accordance with applicable law.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10); R.S. 44:411, 20 USC 1400.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2345 (November 2003), amended LR 31:3075 (December 2005), LR 39:

#### **§505. Student Records**

A. Each nonpublic school shall keep records which shall provide for the registration and attendance of students and shall maintain an up-to-date permanent record of individual students showing personal data and progress through school.

B. Nonpublic schools shall not disclose a student's confidential records, except with the written consent of the student's parents/guardian or for the purpose of the state's conduct of other activities, e.g., Department of Health and Human Resources surveying and monitoring of personnel, or use by other educational institutions and law enforcement officials, or by the order of a court, pursuant to the Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. 1232g, et seq., and 34 CFR, et seq. or other applicable law.

C. If a school discontinues its operation, it must provide the parent or receiving school with an up-to-date copy of the permanent student record, if requested.

AUTHORITY NOTE: Promulgated in accordance with R.S. 44:411, 20 USC 1232(g), R.S. 17:170, R.S. 17:182, R.S. 17:232, R.S. 17:391.3, R.S. 17:391.4, R.S. 17:400, R.S. 17:1944, R.S. 17:2112.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2345 (November 2003), amended LR 31:3076 (December 2005), LR 39:

#### **§509. Transfer of Student Records from Approved Schools**

A. A student transferred from a state-approved school, in- or out-of-state, will be allowed credit for work completed in the former school. When a student transfers from one school to another, a properly certified transcript, showing the student's record of attendance, achievement, and the units of credit earned are required.

B. Every nonpublic school, approved or nonapproved, shall provide written request directly to the public school in which the student was previously enrolled. This notification shall take place within 10 days of enrollment.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:112.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2345 (November 2003), amended LR 31:3076 (December 2005), LR 39:

#### **§511. Transfer of Student Records from Schools that are not State Approved**

A. Nonpublic school principals from any state-approved school receiving a student from an unapproved school, in- or out-of-state, shall determine the placement and/or credits for the student. The principal and/or superintendent may require the student to take an entrance examination on any subject matter for which credit is claimed. The school issuing the high school diploma shall account for all the credit required for graduation, and its records will show when and where the credit was earned.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:236.2 R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2345 (November 2003), amended LR 31:3076 (December 2005), LR 39:

#### **§515. Students Transferring from Foreign Schools**

A. The school shall determine placement of students transferring from foreign schools. This determination shall be accepted by the LDE.

B. Credits earned by students in American schools in foreign countries shall be accepted at face value.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2345 (November 2003), amended LR 31:3076 (December 2005), LR 39:

#### **§517. Textbook Records**

A. A record of all state-purchased textbooks and instructional materials purchased with state funds shall be kept. This shall include textbooks on hand at the beginning of the session, those added, and those lost or worn-out.

B. State funds allocated for buying textbooks shall be used to buy secular books and academically related ancillary materials aligned with requirements for nonpublic school approval. Schools must maintain a record of such purchases and shall provide a written assurance each year attesting to meeting the requirements of this section. The Department may audit such records and require repayment of funds as necessary to determine compliance with this section.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411. 17:8

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2345 (November 2003), amended LR 31:3076 (December 2005), LR 39:

#### **Subchapter B. School Reports**

##### **§525. General**

A. Reports required by the LDE and BESE shall be made on appropriate forms, shall contain accurate information, and shall be returned by the specified date.

AUTHORITY NOTE: Promulgated in accordance with R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2346 (November 2003), amended LR 31:3077 (December 2005), LR 39:

##### **§527. Annual School Report**

A. Each nonpublic school shall submit an annual school report to the appropriate division within the LDE, according to the established time line.

B. By October 15, the principal shall forward a report through the nonpublic superintendent's or administrator's office, to the LDE, on forms provided for that purpose. This report shall be authorized by the administrative head of the school.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2346 (November 2003), amended LR 31:3077 (December 2005), LR 39:

##### **§529. Annual Financial and Statistical Report**

A. Information required for the completion of the annual financial and statistical report shall be submitted to the LDE.

B. A copy of this report shall be forwarded to the appropriate office in the State Department of Education.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2346 (November 2003), amended LR 31:3077 (December 2005), LR 39:

### **§531. Reports of High School Credits**

A. Before a student may graduate from a nonpublic high school, a transcript shall be submitted to and approved by the LDE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2346 (November 2003), amended LR 31:3077 (December 2005), LR 39:

### **§533. Reporting Student Progress to Parents**

A. Reports covering the students' achievement and progress shall be provided to parents or guardians periodically. These reports shall contain an evaluation of the pupil's scholastic achievement and conduct.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:112; USCS 1232(g).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2347 (November 2003), amended LR 31:3077 (December 2005), LR 39:

### **§535. Other Reports**

A. Any other records and reports applicable to nonpublic schools that may be required by BESE or the LDE shall be submitted.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(14).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2346 (November 2003), amended LR 31:3077 (December 2005), LR 39:

## **Chapter 7. Scheduling**

### **§703. Secondary Scheduling**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2346 (November 2003), amended LR 31:3077 (December 2005), repealed LR 39:

### **§705. Length of the School Day**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2347 (November 2003), amended LR 31:3077 (December 2005), LR 38:1405 (June 2012), repealed LR 39:

### **§707. Class Size and Ratio**

A. The maximum enrollment allowed in any class or section shall not exceed 35 students except in certain activity classes such as physical education, music, art, etc.

B. The class size for pre-kindergarten developmental programs for four year-olds shall not exceed 20 children for one teacher. Schools that choose to use the assistance of a full-time aide may have a maximum of 30 children per class.

C. The class size for pre-kindergarten developmental programs for three year-olds shall not exceed 13 children for

one teacher. Schools that choose to use the assistance of a full-time aide may have a maximum of 20 children per class.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2347 (November 2003), amended LR 31:3078 (December 2005, LR 38:1405 (June 2012), LR 39:

## **Chapter 9. Student Services**

### **§901. Attendance**

A. Students who have attained the age of seven years shall attend a public or private day school or participate in an approved home study program until they reach the age of 18 years.

B.1. A student is considered to be in attendance when he or she:

- a. is physically present at a school site or is participating in an authorized school activity; and
- b. is under the supervision of authorized personnel.

2. This definition for attendance would extend to students who are homebound, assigned to and participating in drug rehabilitation programs that contain a state-approved education component, or participating in school-authorized field trips.

a. Half-Day Attendance. A student is considered to be in attendance for one-half day when he or she:

- i. is physically present at a school site or is participating in an authorized school activity; and

ii. is under the supervision of authorized personnel for more than 25 percent but not more than half (26 percent-50 percent) of the student's instructional day.

b. Whole-Day Attendance. A student is considered to be in attendance for a whole day when he or she:

- i. is physically present at a school site or is participating in an authorized school activity; and

ii. is under the supervision of authorized personnel for more than 50 percent (51 percent-100 percent) of the student's instructional day.

C. In order to be eligible to receive grades, high school students shall be in attendance a minimum of 26,400 minutes (the equivalent of 80 days of 330 minutes each) per course each semester or 52,800 minutes (the equivalent of 160 days of 330 minutes each) per course during a school year for schools not operating on a semester basis. Elementary students shall be in attendance a minimum of 52,800 minutes (the equivalent of 160 days of 330 minutes each) a school year.

1. Students attending high school classes operating in 90 minute blocks of instructional time shall be in attendance 80 days, or its equivalent, in order to be eligible to receive grades.

D. - E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2347 (November 2003), amended LR 31:3078 (December 2005), LR 39:

## **Chapter 11. Health**

### **§1101. Immunization**

A. Each student entering any school within the state for the first time, at the time of registration or entry, shall

present satisfactory evidence of immunity to or immunization against vaccine-preventable diseases according to a schedule approved by the Office of Public Health (OPH), Department of Health and Hospitals (DHH), or shall present evidence of an immunization program in progress.

1. The schedule shall include, but not be limited to measles, mumps, rubella, diphtheria, tetanus, whooping cough, poliomyelitis, and hemophilus influenzae Type B invasive infections.

2. The schedule may provide specific requirements based on age, grade in school, or type of school. At its own discretion, and with the approval of the OPH, a school system or school may require immunizations or proof of immunity more extensive than required by the schedule approved by the OPH.

B. A student transferring from another school in or out of the state shall submit either a certificate of immunization or a letter from his personal physician or a public health clinic indicating immunizations against the diseases in the schedule approved by OPH having been performed, or a statement that such immunizations are in progress.

C. If booster immunizations for the diseases enumerated in the schedule approved by the OPH are advised by that office, such booster immunizations shall be administered before the student enters a school system within the state.

D. The school principal or chief administrator shall be responsible for checking student records to ensure that the requirements of this section are enforced.

1. The school principal or chief administrator shall ensure immunization records and compliance reports are electronically transmitted to the OPH through the Louisiana Immunization Network for Kids Statewide (LINKS) when the school operates an existing student-specific electronic data system.

E. No student seeking to enter any school shall be required to comply with the provisions of this Section if the student or the student's parent or guardian submits either a written statement from a physician stating that the procedure is contraindicated for medical reasons, or a written dissent from the student or the student's parent or guardian is presented.

F. In the event of an outbreak of a vaccine-preventable disease at the location of a school, the principal is empowered, upon the recommendation of the OPH, to exclude from attendance unimmunized students until the appropriate disease incubation period has expired or the unimmunized person presents evidence of immunization.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411; R.S. 17:170(D); R.S. 17:170(A)(1).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2348 (November 2003), amended LR 31:3078 (December 2005), LR 35:1232 (July 2009), LR 35:2348 (November 2009), LR 39:

## **Chapter 17. Instructional Support**

### **§1705. Secondary Libraries/Media Centers**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2349 (November 2003), amended LR 31:3079 (December 2005), repealed LR 39:

## **Chapter 19. Support Services**

### **§1901. Transportation**

A. If transportation is not provided by the public school board, parents of students attending nonpublic schools shall be reimbursed for transportation, provided funds are appropriated.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:158 (C) (D) (H); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2349 (November 2003), amended LR 31:3079 (December 2005), LR 39:

### **§1903. School Food Service**

A. Any recognized school of high school grade or under shall be eligible to participate in the school food service programs administered by the LDE, provided that requirements set forth in the agreements with the local educational governing authority are met.

B. Reimbursement payments shall be made only to schools operating under an agreement between the school's governing body, called "school food authority" in the agreement and the LDE Agreements shall be signed by the designated representative of each school's governing body. Agreements shall be renewed by a signed statement annually unless an amendment is necessary. These agreements may be terminated by either party or may be canceled at any time by the LDE upon evidence that terms of agreements have not been fully met.

C. Participating schools shall adhere to conditions of agreement and all applicable state and federal laws and United States Department of Agriculture (USDA) regulations and policies governing the USDA Child Nutrition Programs under the LDE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); 17:82; 17:191; R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2349 (November 2003), amended LR 31:3080 (December 2005), LR 39:

## **Chapter 21. Curriculum and Instruction**

### **§2102. Carnegie Credit and Credit Flexibility**

A. Students may earn Carnegie credit in grades five through twelve two ways:

1. By passing a course in which the student is enrolled and meeting instructional time requirements, as set forth below; or

2. By demonstrating proficiency as set forth below.

B. When awarding credit based on instructional time, schools shall require a minimum of 7,965 minutes for one Carnegie credit. In order to grant one-half Carnegie credit, schools shall require a minimum of 3,983 minutes

C. When awarding Carnegie credit based on demonstrated proficiency, schools must inform the LDE of the following on behalf of any student or group of students:

1. The name of the examination used to measure proficiency, if nationally recognized, or

2. a copy of the examination used to measure proficiency, if locally developed or not nationally recognized and the score required to demonstrate proficiency; or

3. A listing of requirements to demonstrate proficiency through portfolio submissions.

D. The LDE may require revisions of assessments in order to ensure that they adequately measure proficiency.

E. Students meeting the requirements for Carnegie credit based on proficiency shall have the course title, the year proficiency was demonstrated, P (Pass) and the unit of credit earned entered on their transcript.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; and R.S. 17:22(6).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:

### **Subchapter B. Elementary Program of Studies**

#### **§2103. Minimum Time Requirements**

##### **A. Pre-Kindergarten/Kindergarten**

1. The pre-kindergarten, and/or kindergarten elementary school grades should be planned to meet the developmental needs of young children and should be informal in nature, with teacher-directed and student-initiated activities.

##### **B. Elementary Schools**

1. Nonpublic elementary schools first through eighth grades shall devote no less than 50 percent of the school day to the skill subjects: reading, language arts, and mathematics. The remainder of the school day shall be devoted to social studies, science, health and physical education, and electives such as religion, foreign languages, and visual and performing arts.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2349 (November 2003), amended LR 31:3080 (December 2005), LR 34:229 (February 2008), LR 36:2848 (December 2010), LR 38:1405 (June 2012), LR 39:

#### **§2105. Adding Electives to the Program of Studies for Middle Schools**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2350 (November 2003), amended LR 31:3081 (December 2005), repealed LR 39:

### **Subchapter C. Secondary Schools**

#### **§2109. High School Graduation Requirements**

A. For incoming freshmen prior to 2009-2010, the 23 units required for graduation shall include 15 required units and 8 elective units. For incoming freshmen in 2009-2010 and beyond, the 24 units required for graduation shall include 16 required units and 8 elective units for the Louisiana Basic Core Curriculum, or 21 required units and 3 elective units for the Louisiana Core 4 Curriculum.

B. Minimum Requirements (effective for incoming freshmen 1999-2000 to 2008-2009)

1. English—4 units, shall be English I, II, and III, and English IV or Business English.

2. Mathematics—3 units.

a. Effective for incoming freshmen 2005-2006 and beyond, all students must:

i. complete one of the following:

(a). algebra I (1 unit); or

(b). algebra I-pt. 1 and algebra I-pt. 2 (2 units);

or

(c). integrated mathematics I (1 unit);

ii. the remaining unit(s) shall come from the following:

(a). integrated mathematics II;

(b). integrated mathematics III;

(c). geometry;

(d). algebra II;

(e). financial mathematics;

(f). advanced mathematics-pre-calculus;

(g). advanced mathematics-functions and statistics;

(h). pre-calculus;

(i). calculus;

(j). probability and statistics;

(k). discrete mathematics.

3. Science—3 units, shall be the following:

a. 1 unit of biology;

b. 1 unit from the following physical science cluster:

i. physical science;

ii. integrated science;

iii. chemistry I;

iv. physics I;

v. physics of technology I;

c. 1 unit from the following courses:

i. aerospace science;

ii. biology II;

iii. chemistry II;

iv. earth science;

v. environmental science;

vi. physics II;

vii. physics of technology II;

viii. agriscience II;

ix. an additional course from the physical science cluster; or

x. a locally initiated science elective;

d. students may not take both integrated science and physical science;

e. agriscience I is a prerequisite for agriscience II and is an elective course.

4. Social Studies—3 units, shall be U.S. history; 1/2 unit of civics, 1/2 unit of free enterprise or 1 full unit of civics or AP American government; and one of the following: world history, world geography, western civilization, or AP European history.

5. Health and Physical Education—2 units, shall be health and physical education I and health and physical education II, or adapted physical education for eligible special education students.

NOTE: The substitution of JROTC is permissible.

A maximum of four units may be used toward graduation.

6. Electives (including a maximum of four credits in religion)—8 units.

7. Total—23 units.

C. Beginning with incoming freshmen in 2009-2010, all ninth graders will be enrolled in the Louisiana Core 4 Curriculum.

1. After the student has attended high school for a minimum of two years, as determined by the school, the student, the student's parent, guardian, or custodian may

request that the student be exempt from completing the Louisiana Core 4 Curriculum.

2. The following conditions shall be satisfied for consideration of the exemption of a student from completing the Louisiana Core 4 Curriculum.

a. The student, the student's parent, guardian, or custodian and the school counselor (or other staff member who assists students in course selection) shall meet to discuss the student's progress and determine what is in the student's best interest for the continuation of his educational pursuit and future educational plan.

b. During the meeting, the student's parent, guardian, or custodian shall determine whether the student will achieve greater educational benefits by continuing the Louisiana Core 4 Curriculum or completing the Louisiana Core Curriculum.

c. The student's parent, guardian, or custodian shall sign and file with the school a written statement asserting their consent to the student graduating without completing the Louisiana Core 4 Curriculum and acknowledging that one consequence of not completing the Louisiana Core 4 Curriculum may be ineligibility to enroll in into a Louisiana four-year public college or university. The statement will then be approved upon the signature of the principal or the principal's designee.

3. The student in the Louisiana Core Curriculum may return to the Louisiana Core 4 Curriculum, in consultation with the student's parent, guardian, or custodian and the school counselor (or other staff member who assists students in course selection).

4. After a student who is 18 years of age or older has attended high school for two years, as determined by the school, the student may request to be exempt from completing the Louisiana Core 4 Curriculum by satisfying the conditions cited in Subparagraph 2.c with the exception of the requirement for the participation of the parent, guardian, or custodian, given that the parent/guardian has been notified.

D. For incoming freshmen in 2009-2010 and beyond who are completing the Louisiana Core 4 Curriculum, the minimum course requirements shall be the following:

1. English—4 units, shall be English I, II, III, and IV;

2. mathematics—4 units, shall be:

a. algebra I (1 unit) or algebra I-Pt. 2;

b. geometry;

c. algebra II;

d. the remaining unit shall come from the following: financial mathematics, math essentials, advanced mathematics-pre-calculus, advanced mathematics-functions and statistics, pre-calculus, calculus, probability and statistics, discrete mathematics, AP Calculus BC, or a locally-initiated elective approved by BESE as a math substitute;

3. science—4 units, shall be:

a. biology;

b. chemistry;

c. two units from the following courses: physical science, integrated science, physics I, physics of technology I, aerospace science, biology II, chemistry II, earth science, environmental science, physics II, physics of technology II, agriscience II, anatomy and physiology, or a locally initiated elective approved by BESE as a science substitute;

i. students may not take both integrated science and physical science.

ii. agriscience I is a prerequisite for agriscience II and is an elective course;

4. social studies—4 units, shall be:

a. 1 unit of civics or AP American government, or 1/2 unit of civics or AP American Government and 1/2 unit of free enterprise;

b. 1 unit of U.S. history;

c. 1 unit from the following: world history, world geography, western civilization, or AP European history;

d. 1 unit from the following: world history, world geography, western civilization, AP European history, law studies, psychology, sociology, African American studies, economics, world religions, history of religion, or religion I, II, III, or IV;

5. health and physical education—2 units;

6. foreign language—2 units, shall be 2 units from the same foreign language or 2 speech courses;

7. arts—1 unit, shall be one unit of art (§2305), dance (§2309), media arts (§2324), music (§2325), theatre, or fine arts survey;

NOTE: Students may satisfy this requirement by earning half credits in two different arts courses.

8. electives—3 units;

9. total—24 units.

E. For incoming freshmen in 2009-2010 and beyond who are completing the Louisiana Basic Core Curriculum, the minimum course requirements for graduation shall be the following.

1. English—4 units, shall be English I, II, III, and IV or senior applications in English

2. Mathematics—4 units, shall be:

a. algebra I (1 unit) or algebra I-pt. 1 and algebra I-pt. 2 (2 units);

b. geometry;

c. the remaining units shall come from the following:

i. algebra II;

ii. financial mathematics;

iii. math essentials;

iv. advanced mathematics-pre-calculus;

v. advanced mathematics-functions and statistics;

vi. pre-calculus;

vii. calculus;

viii. probability and statistics;

ix. discrete mathematics, or

x. a locally initiated elective approved by BESE as a math substitute.

3. Science—3 units, shall be:

a. biology;

b. 1 unit from the following physical science cluster:

i. physical science;

ii. integrated science;

iii. chemistry I;

iv. physics I;

v. physics of technology I;

c. 1 unit from the following courses:

i. aerospace science;

ii. biology II;

iii. chemistry II;

- iv. earth science;
- v. environmental science;
- vi. physics II;
- vii. physics of technology II;
- viii. agriscience II;
- ix. anatomy and physiology;
- x. an additional course from the physical science cluster; or
- xi. a locally initiated elective approved by BESE as a science substitute.

(a). Students may not take both integrated science and physical science.

(b). Agriscience I is a prerequisite for agriscience II and is an elective course.

4. Social Studies—3 units, shall be:

a. 1 unit of civics and/or AP American government, or 1/2 unit of civics or AP American government and 1/2 unit of free enterprise;

b. 1 unit of U.S. history;

c. 1 unit from the following: world history, world geography, western civilization, or AP European history.

5. Health and physical education—2 units.

6. Electives—8 units.

7. Total—24 units.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2351 (November 2003), amended LR 30:2776 (December 2004), LR 31:3081 (December 2005), LR 34:2099 (October 2008), LR 36:2849 (December 2010), LR 37:2142, 2144 (July 2011), repromulgated LR 37:2390 (August 2011), amended LR 37:2597 (September 2011), LR 38:769 (March 2012), LR 38:1008 (April 2012), LR 39:

**§2111. State Diploma**

A. A nonpublic high school choosing to issue a state diploma shall meet state requirements.

B. Any approved nonpublic school may award a school diploma to any student who meets the state minimum high school graduation requirements.

1. Any approved nonpublic school that participates in the state Exit Testing Program shall award a state and/or school diploma to a student who successfully completes the state's minimum graduation requirements and meets the assessment requirements below.

a. Students entering the ninth grade prior to 2010-2011 must pass the English Language Arts and Mathematics components, and either the Science or Social Studies component of the Graduation Exit Examination.

b. For incoming freshmen in 2010-2011 and beyond, students must pass three End-of-Course Tests in the following categories:

- i. English II or English III;
- ii. Algebra I or Geometry;
- iii. Biology or American History.

2. A student who attends a school that opts to participate in the state Exit Testing Program but who does not successfully complete the state's minimum graduation requirements and meet the assessment requirements shall not be eligible for either a state or a school diploma.

C.1. Any state-approved nonpublic school that wishes to award the state diploma to its students shall contact the state

department for time lines and other administrative guidelines for administering the State Exit Testing Program.

2. Any nonpublic school that opts to participate in the state Exit Testing Program shall follow rules and regulations set by BESE including the test security policy as defined in *Bulletin 118—Statewide Assessment Standards and Practice*.

D. Any approved nonpublic school that does not choose to participate in the state Exit Testing Program may grant a school diploma, which shall carry the same privileges as one issued by a state-approved public school.

E. The awarding of high school diplomas shall in no way affect the school approval classifications of any school.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2351 (November 2003), amended LR 31:636 (March 2005), LR 31:3082 (December 2005), LR 36:1498 (July 2010), LR 39:

**§2113. State Diplomas**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2352 (November 2003), amended LR 31:3082 (December 2005), repealed LR 39:

**§2117. High School Credit for Elementary Students**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2352 (November 2003), amended LR 31:3082 (December 2005), repealed LR 39:

**§2119. Proficiency Examination for High School Students**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2352 (November 2003), amended LR 31:3083 (December 2005), repealed LR 39:

**§2120. Credit Recovery**

A. Credit recovery refers to instructional programs for students who have failed courses taken previously.

B. Schools may develop credit recovery programs which are self-paced and competency-based.

1. Students earning Carnegie credit in a credit recovery course must have previously taken and failed the course.

2. Students shall not be required to meet attendance requirements in §901.C for credit recovery courses, provided students have met attendance requirements when they took the course previously or the students' combined attendance during the previous course and the credit recovery course meet the attendance requirements.

3. Credit recovery courses taught in a classroom setting using computer software programs designed for credit recovery must be facilitated by a qualified teacher.

a. Additional instruction to cover content not included in the software programs shall be provided by a teacher properly qualified in the content area.

4. For a student to earn Carnegie credit in a credit recovery course, the student must meet the minimum requirements for passing the course according to the school's grading policy.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 35:2348 (November 2009), amended LR 39:

#### **§2125. Adding Electives Course to the Program of Studies**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2360 (November 2003), amended LR 31:3083 (December 2005), repealed LR 39:

#### **§2127. Approval of Career and Technical Education Experimental Programs**

A. Experimental programs are programs which deviate from established standards. Such programs shall be approved by the LDE and carried out under controlled conditions.

B. Approval of experimental programs shall be granted on a yearly basis not to exceed three years, after which time permanent approval shall be considered using the following procedures.

1. A letter of intent containing the following information shall be submitted to the LDE at least 90 days prior to the anticipated date of implementation:

- a. proposed title of program;
- b. name and address of school;
- c. name and address of local school system;
- d. name and signature of principal/superintendent;
- e. name, title, address, and telephone number of the person submitting proposal;
- f. units of credit to be granted;
- g. source of funding.

2. A brief narrative report stating the intent of the program and how the program will be conducted and evaluated, and the following:

- a. a statement documenting support for the intended program;
- b. a statement outlining the exact guideline deviations necessary to implement the program;
- c. a statement outlining specific time lines for the planning implementing phases of the program, including intended procedures;
- d. a statement of the evaluation procedures to be used in determining the program's effectiveness (these procedures should spell out specific objectives to be accomplished);
- e. a statement indicating approximate number of students to be involved in the project;
- f. a statement of qualifications or certification of instructional personnel; and
- g. a statement stipulating that applicable local, state, and federal regulations will be followed.

C. An evaluation by the local governing authority shall be submitted annually at the close of the school year to the

Division of Student Standards and Assessments until permanent status is granted.

D. Southern Association of Colleges and Schools member schools should comply with appropriate Southern Association Standards.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2360 (November 2003), amended LR 31:3083 (December 2005), LR 39:

#### **§2129. Correspondence Study Courses**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2361 (November 2003), amended LR 31:3084 (December 2005), repealed LR 39:

#### **§2131. High School Credit for College Credit Courses (Applies to Student Attending College Part Time)**

A. The principal of the school shall approve the advanced offering to be taken by the student in college.

B. The student shall meet the entrance requirements established by the college.

C. The student shall earn at least two or three college hours of credit per semester. A course consisting of at least two college hours shall be counted as no more than one unit of credit toward high school graduation.

D. The high school administrator shall establish a procedure with the college to receive reports of the student's class attendance and performance at six or nine-week intervals.

E. College courses shall be counted as high school subjects for students to meet eligibility requirements to participate in extracurricular activities governed by voluntary state organizations.

F. Students may participate in college courses and special programs during regular or summer sessions.

G. Entry into a college course of credit shall be stated in the gifted or talented student's Services Plan, if applicable.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2361 (November 2003), amended LR 31:3084 (December 2005), LR 39:

#### **§2133. High School Credit for College Courses for Evaluated Gifted Students**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2361 (November 2003), amended LR 31:3084 (December 2005), repealed LR 39:

#### **§2135. Early College Admissions Policy (Applies Only to High School Students Attending College Full Time)**

A. High school students of high ability may be admitted to a college on a full-time basis.

B. A student shall have maintained a "B" or better average on all work pursued during the preceding three years (six semesters) of high school.

C. The student shall have earned a minimum composite score of 25 on the ACT or the equivalent SAT score; this score must be submitted to the college.

D. - F.2. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2361 (November 2003), amended LR 31:3085 (December 2005), LR 39:

**Chapter 23. High School Program of Studies**

**§2307. Computer/Technology Education**

A. Computer education/technology course offerings shall be as follows.

Course Title	Unit(s)
Computer Applications	1
Computer Architecture	1
Computer Science I	1
Computer Science II	1
Computer Systems and Networking I	1
Computer Systems and Networking II	1
Computer/Technology Literacy	½ or 1
Desktop Publishing	½ or 1
Digital Graphics and Animation	1/2
Multimedia Productions	½ or 1
Web Mastering	1/2
Independent Study in Technology Application	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2353 (November 2003), amended LR 31:3085 (December 2005), LR 39:

**§2313. English**

A. Four units of English shall be required for graduation.

1. For the Louisiana Core 4 Curriculum, the required units shall be English I, II, III, and IV.

2. For the Basic Core Curriculum, the required units shall be English I, II, III, and English IV or Senior Applications in English.

B. The English course offerings shall be as follows.

Course Title(s)	Units
English I, II, III, and IV	1 each
Business English (for incoming freshmen prior to 2008-2009)	1
Senior Applications in English	1
Reading I	1
Reading II	1
English as a Second Language (ESL) I, II, III, and IV	1 each

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2353 (November 2003), amended LR 31:3085 (December 2005), LR 34:2101 (October 2008), LR 39:

**§2319. Health and Physical Education**

A. Two units of Health and Physical Education shall be required for graduation. They shall be Health and Physical Education I and Health and Physical Education II, or

Adapted Physical Education for eligible special education students. The Health and Physical Education course offerings shall be as follows.

B. The physical education course offerings shall be as follows.

Course Title(s)	Units
Adapted Physical Education I, II, III, IV	1 each
Physical Education I, II, III, IV	1 each
Marching Band	½
Cheering	½
Extracurricular Sports	½
Dance Team	½

1. It is recommended that Physical Education I and II be taught in the ninth and tenth grades.

2. A minimum of 30 hours of Health Instruction shall be taught in each of the two required Health and Physical Education units.

3. Cardiopulmonary Resuscitation (CPR) is required.

B. No more than four units of Health and Physical Education shall be allowed for meeting high school graduation requirements.

C. In schools having approved Junior Reserve Officer Training Corps (R.O.T.C.) training, credits may, at the option of the local school board, be substituted for the required credits in Health and Physical Education, including required hours in health instruction.

D. Marching band, cheering, extracurricular sports, and dance team may be substituted for Physical Education II credit and shall:

1. include a minimum of 100 minutes of physical activity per week, and

2. encourage the benefits of a physically active lifestyle.

E. Students shall be exempted from the requirements in Health and Physical Education for medical reasons only; however, the minimum number of credits required for graduation shall remain 24.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411..

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2354 (November 2003), amended LR 31:3086 (December 2005), LR 39:

**§2323. Mathematics**

A. Effective for 2009-2010 incoming freshmen, 4 units of mathematics shall be required for graduations.

1. Louisiana Core Four Curriculum. Four units of math are required. They shall be the following:

- a. algebra I (1 unit), Applied Algebra I, or algebra I-pt. 2;
- b. geometry;
- c. Algebra II
- d. one unit from the following:
  - i. financial mathematics;
  - ii. math essentials;
  - iii. advanced mathematics—Pre-Calculus;
  - iv. advanced mathematics—Functions and Statistics;
  - v. pre-calculus;
  - vi. calculus;
  - vii. probability and statistics;

- viii. discrete mathematics;
- ix. AP Calculus BC; or
- x. a locally-initiated elective approved by BESE as a math substitute.

2. Basic Core Curriculum. Four units of math are required. They shall be the following:

- a. algebra I, applied algebra I, or algebra I-pt.1 and algebra I-pt. 2 (2 units);
- b. geometry
- c. the remaining unit(s) shall come from the following:
  - i. algebra II;
  - ii. financial mathematics;
  - iii. math essentials;
  - iv. advanced math—pre-calculus;
  - v. advanced math—functions and statistics;
  - vi. pre-calculus;
  - vii. calculus;
  - viii. probability and statistics
  - ix. discrete mathematics;
  - x. AP Calculus BC; or
  - xi. a locally-initiated elective approved by BESE as a math substitute.

B. Three units of mathematics are required for graduation. Effective for incoming freshmen between 2005-2006 and 2008-2009, all students must:

- 1. complete one of the following:
  - a. algebra I (1 unit); or
  - b. algebra I-pt. 1 and algebra I-pt. 2 (2 units); or
  - c. integrated mathematics I (1 unit);
- 2. the remaining unit(s) shall come from the following:
  - a. integrated mathematics II;
  - b. integrated mathematics III;
  - c. geometry;
  - d. algebra II;
  - e. financial mathematics;
  - f. advanced mathematics I;
  - g. advanced mathematics II;
  - h. pre-calculus;
  - i. calculus;
  - j. probability and statistics;
  - k. discrete mathematics.

Course Title	Unit(s)
Advanced Mathematics I	1
Advanced Mathematics II	1
Algebra I	1
Algebra I-Part I	1
Algebra I-Part II	1
Algebra II	1
Calculus	1
Discrete Mathematics	1
Financial Mathematics	1
Geometry	1
Integrated Mathematics I	1
Integrated Mathematics II	1
Integrated Mathematics III	1
Pre-Calculus	1
Probability and Statistics	1
Math Essentials	1
AP Calculus BC	1

D. Financial mathematics may be taught by the Business Education Department.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2354 (November 2003), amended LR 30:2776 (December 2004), LR 31:3086 (December 2005), LR 34:2101 (October 2008), LR 36:2849 (December 2010), LR 38:771 (March 2012), LR 39:

**§2325. Music**

A. Music course offerings shall be as follows.

Course Title	Unit(s)
Beginning Band	1
Beginning Choir	1
Beginning Orchestra	1
Guitar Class	1
Intermediate Band	1
Intermediate Choir	1
Intermediate Orchestra	1
Jazz Ensemble	1
Music Theory I, II	1 each
Piano class	1
Sectional Rehearsal	1
Studio Piano, I, II, III	1 each
Advanced Band	1
Advanced Choir	1
Advanced Orchestra	1
Applied Music	1
Small Vocal Ensemble	1
Wind Ensemble	1
Sectional Rehearsal	1
Studio Strings I, II, III	1 each
Music and Media	1
Music and Technology	1

B. Advanced choir, advanced band, advanced orchestra, intermediate choir, intermediate band, intermediate orchestra, studio strings III, sectional rehearsal, small vocal ensemble, wind ensemble, applied music, jazz ensemble, and studio piano III are performance classes with new literature each year; they may be repeated more than once.

C. Refer to §2741 for credit for private piano and studio strings instruction.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2355 (November 2003), amended LR 31:3087 (December 2005), LR 39:

**§2327. Reserve Officer Training**

A. Reserve Officer Training course offerings shall be as follows.

Course Title	Unit(s)
JROTC I, II, III, IV	1 each

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2355 (November 2003), amended LR 31:3087 (December 2005), LR 39:

**§2329. Science**

A. Effective for incoming freshmen 2009-2010 and beyond, the science graduation requirements shall be as follows:

1. Louisiana Core 4 Curriculum. Four units of science are required. They shall be the following:

- a. 1 unit of biology;
- b. 1 unit of chemistry;
- c. 2 units from the following courses:
  - i. physical science;
  - ii. integrated science;
  - iii. physics I;
  - iv. physics of technology I;
  - v. aerospace science;
  - vi. biology II;
  - vii. chemistry II;
  - viii. earth science;
  - ix. environmental science;
  - x. physics II;
  - xi. physics of technology II;
  - xii. agriscience II (See Subsection C below.);
  - xiii. anatomy and physiology
  - xiv. a locally initiated science elective approved by BESE as a science course.

3. Louisiana Basic Core Curriculum. Three units of science are required. They shall be the following:

- a. 1 unit of biology;
- b. 1 unit from the following physical science cluster:
  - i. physical science;
  - ii. integrated science;
  - iii. chemistry I;
  - iv. physics I;
  - v. physics of technology I;
- c. 1 unit from the following courses:
  - i. aerospace science;
  - ii. biology II;
  - iii. chemistry II;
  - iv. earth science;
  - v. environmental science;
  - vi. physics II;
  - vii. physics of technology II;
  - viii. agriscience II (See Subsection C below.);
  - ix. anatomy and physiology
  - x. an additional course from the physical science cluster; or
  - xi. a locally initiated science elective.

B. Students may not take both integrated science and physical science.

C. Agriscience I is a prerequisite for agriscience II and is an elective course.

D. The science course offerings shall be as follows.

Course Title	Unit(s)
Aerospace Science	1
Agriscience II	1
Anatomy and Physiology	1
Biology I, II	1 each
Chemistry I, II	1 each
Earth Science	1
Environmental Science	1
Integrated Science	1
Physical Science	1

Course Title	Unit(s)
Physics I, II	1 each
Physics for Technology I, II	1 each

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2355 (November 2003), amended LR 31:3087 (December 2005), LR 34:2101 (October 2008), LR 39:

**§2331. Social Studies**

A. Effective for incoming freshmen 2009-2010 and beyond, the social studies graduation requirements shall be as follows:

1. Louisiana Core 4 Curriculum. Four units of social studies are required. They shall be the following:

- a. U.S. history;
- b. 1 unit of civics, and/or AP American government, or 1/2 unit of civics or AP American Government and 1/2 unit of free enterprise;
- c. one of the following: world history, world geography, western civilization, or AP European history; and
- d. one additional social studies course.

2. Louisiana Basic Core Curriculum. Three units of social studies are required. They shall be the following:

- a. U.S. history;
- b. 1 unit of civics, and/or AP American government, or 1/2 unit of civics or AP American Government and 1/2 unit of free enterprise; and
- c. one of the following: world history, world geography, western civilization, or AP European history.

B. Social studies course offerings shall be as follows.

Course Title	Unit(s)
African American Studies	1
American Government	1
U.S. History	1
Civics	1 (or 1/2)
Economics	1
Free Enterprise System	1/2
Law Studies	1
Psychology	1
Sociology	1
Western Civilization	1
World Geography	1
World History	1
AP European History	1

C. One unit of religious studies (§2335) may be used as the fourth social studies course required for the Louisiana Core 4 curriculum.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2356 (November 2003), amended LR 31:3088 (December 2005), LR 34:2102 (October 2008), LR 37:2144 (July 2011), LR 37:2598 (September 2011), LR 38:771 (March 2012), LR 39:

**§2339. Course Credit for Private Piano and Studio Strings Lessons**

A. Approval by the LDE shall be granted before private piano and studio strings instruction can be given for credit.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2356 (November 2003), amended LR 31:3088 (December 2005), LR 39:

**Chapter 25. Career/Technical Education Course Offerings**

**§2501. Agricultural Education**

A. The Agricultural Education course offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
Exploratory Agriscience	7-8	1
Agribusiness	10-12	½ - 1
Agricultural Education Elective, I, II	9-12	1
Agriscience I	9-12	1
Agriscience II	10-12	1
Agriscience III	11-12	1/2
Agriscience-Construction Technology	11-12	½ - 1
Agriscience Elective I, II	9-12	½ - 3
Agriscience-Leadership	9 -12	½ - 1
Animal Science	11-12	½ - 1
Aquaculture	11-12	1/2
Biotechnology in Agriscience	11-12	1
CASE Animal Science	10-12	1
CASE Plant Science	10-12	1
Cooperative Agriscience Education I	11-12	3
Cooperative Agriscience Education II	12	3
Environmental Studies in Agriscience	11-12	½ - 1
Equine Science	11-12	½ - 1
Floristry	11-12	1
Forestry	11-12	½ - 1
Horticulture I	11-12	½ - 1
Landscape Design, Construction and Maintenance	10-12	1
Meat Processing	11-12	1
Precision Instrumentation in Agriscience	11-12	1½ - 1
NCCER Welding Technology I, II	11-12	1-3
NCCER Carpentry	11-12	1-3
NCCER Electricity	11-12	1-3
NCCER Pipefitting	11-12	1-3

B. Cooperative Agriscience Education I is offered to students who are enrolled or have completed another agriscience course. Cooperative Agriscience Education II is offered to students who have completed Cooperative Agriscience Education I.

C. Semester courses are designed to be offered in the place of, or in addition to, Agriscience III and/or IV.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2356 (November 2003), amended LR 31:3088 (December 2005), LR 39:

**§2503. Business Education**

A. Business Education course offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
Exploratory Keyboarding (Middle School)	6-8	-
Accounting I	10-12	1
Accounting II	11-12	1
Administrative Support Occupations	11-12	1
Business Communications	10-12	1

Course Title	Recommended Grade Level	Unit(s)
Business Computer Applications	10-12	1
Business Education Elective I, II	9-12	½ -3
Business English	12	1
Business Law	11-12	1
Computer Technology Literacy	9-12	1
Computer Multimedia Presentations	11-12	1/2
Cooperative Office Education (COE)	12	3
Desktop Publishing	11-12	1
Economics	10 -12	1
Entrepreneurship	11-12	1
Financial Mathematics	10-12	1
Introduction to Business Computer Applications	9-12	1
Keyboarding	9-12	1/2
Keyboarding Applications	9-12	1/2
Lodging Management I	10-12	1-3
Lodging Management II	11-12	1-3
Principles of Business	9-12	1
Telecommunications	10-12	1
Web Design	10-12	1/2
Word Processing	11-12	1 or 1/2

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2357 (November 2003), amended LR 31:3089 (December 2005), LR 39:

**§2505. General Career and Technical Education**

A. General Career and Technical course offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
CTE Internship I	11-12	2
CTE Internship II	12	2
General Cooperative Education I	11-12	3
General Cooperative Education II	12	3
Education for Careers I	11-12	½
Education for Careers II	11-12	½
STAR I	11-12	1
STAR II	12	1
Advanced Television Broadcasting I	10-12	1-3
Advanced Television Broadcasting II	11-12	1-3
Digital Media I	10-12	1-3
Digital Media II	11-12	1-3
Oracle Internet Academy		
Database Design and Programming	11-12	1/2
Introduction to SQL	11-12	1/2
Finance Academy		
Business Economics	11-12	1/2
Financial Services	9-12	1/2
Financial Planning	9-12	1/2
Ethics in Business	11-12	1/2
Insurance	11-12	1/2
International Finance	11-12	1/2
Principles of Finance	11-12	1
Principles of Accounting	9-12	½
Managerial Accounting	10-12	½
Applied Finance	11-12	½
Principles of Hospitality and Tourism	10 -12	½
Delivering Great Customer Service	10 -12	½
Sports Entertainment and Event Management	11-12	½
Geography for Tourism	9-12	½
Sustainable Tourism	11-12	½
Hospital Marketing	11-12	½
Entrepreneurship	11-12	½
Principles of Information Technology	11-12	½

Course Title	Recommended Grade Level	Unit(s)
Computer Networking	10-12	½
Web Design	11-12	½
Database Design	11-12	½
Computer Systems	9-12	½
Introduction to Programming	10-12	½
Digital Video Production	9-12	½
Journey to Careers	7-9	1
Journey to Careers I	7-9	½
Journey to Careers II	7-9	½

B. General Cooperative education courses shall be limited to students who meet the specific prerequisites and requirements of one of the specialized cooperative education programs.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2357 (November 2003), amended LR 31:3089 (December 2005), LR 39:

### §2507. Health Science

A. Health Occupations course offerings shall be as follows.

Course Title	Grade Level	Unit(s)
AHEC of a Summer Career Exploration	9-12	1/2
Allied Health Services I	10-12	1-2
Allied Health Services II	10-12	1-2
Cooperative Health Occupations	11-12	3
Dental Assistant I	10-12	1-2
Dental Assistant II	11-12	2-3
Emergency Medical Technician—Basic	12	2-3
First Responder	10-12	1/2-2
Health Occupations Elective I, II	9-12	1/2-3
Health Science I	11-12	1-2
Health Science II	12	1-2
Introduction to Health Occupations	9-12	1
Introduction to Pharmacy Assistant	10-12	1
Medical Assistant I	10-12	1-2
Medical Assistant II	11-12	1-2
Medical Assistant III	12	1-2
Medical Terminology	9-12	1
Nursing Assistant I	10-12	2-3
Patient Care Technician	12	3
Pharmacy Technician	12	1-2
Sports Medicine I	10-12	½
Sports Medicine II	11-12	½
Sports Medicine III	11-12	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2357 (November 2003), amended LR 31:3089 (December 2005), LR 39:

### §2508. Law, Public Safety, Corrections and Security Education

A. The Law and Public Safety Education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Criminal Justice Elective I, II	9-12	1/2-3

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7 and R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:

### §2509. Family and Consumer Sciences Education

A. Family and Consumer Sciences Education course offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
Exploratory FACS	7-8	-
Family and Consumer Sciences I	9-12	1
Family and Consumer Sciences II	10-12	1
Food Science	10-12	1
Adult Responsibilities	11-12	1/2
Child Development	10-12	1/2
Personal and Family Finance	10-12	1/2
Family Life Education	10-12	1/2
Clothing and Textiles	10-12	1/2
Housing and Interior Design	10-12	1/2
Family Life Education	10-12	1/2
Clothing and Textiles	10-12	1/2
Housing and Interior Design	10-12	½
Nutrition and Food	10-12	1/2
Parenthood Education	110-12	1/2
Advanced Child Development	10-12	1/2
Advanced Clothing and Textiles	10-12	1/2
Advanced Nutrition and Food	10-12	1/2
FACS Elective I, II	9-12	½-3
Occupational Courses		
Baking and Pastry Arts I	11-12	1-3
Baking and Pastry Arts II	11-12	1-3
Clothing & Textile Occupations I	11-12	1-3
Clothing & Textile Occupations II	12	1-3
Early Childhood Education I	11-12	1-3
Early Childhood Education II	12	1-3
Food Services I	11-12	1-3
Food Services II	11-12	1-3
Food Service Technician	11-12	1
Housing & Interior Design Occupations	11-12	1-3
ProStart I	11-12	1-3
ProStart II	12	1-3
Cooperative FACS Education	12	3

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2358 (November 2003), amended LR 31:3090 (December 2005), LR 39:

### §2511. Technology Education

A. Technology education course (formerly industrial arts) offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
Communication/Middle School	6-8	-
Construction/Middle School	6-8	-
Manufacturing Technology/Middle School	6-8	-
Transportation Technology/Middle School	6-8	-
Advanced Electricity/Electronics	10-12	1
Advanced Metal Technology	10-12	1
Advanced Technical Drafting	10-12	1
Advanced Wood Technology	10-12	1
Architectural Drafting	10-12	1
Basic Electricity/Electronics	9-12	1
Basic Metal Technology	9-12	1
Basic Technical Drafting	9-12	1
Basic Wood Technology	9-12	1
Communication Technology I	9-12	1

Course Title	Recommended Grade Level	Unit(s)
Construction Technology	10-12	1
Cooperative Technology Education	10-12	3
Energy, Power, and Transportation	9-12	1
General Technology Education	9-12	1
Manufacturing Technology	9-12	1
Materials and Processes	10-12	1
Marine Engineering	11-12	1
Modular Technology/Middle School	6-8	-
Oil and Gas Production Operations	11-12	1
Physics of Technology I	10-12	1
Physics of Technology II	11-12	1
T2 Safety Systems for Oil and Gas Production	11-12	1
Power Mechanics	9-12	1
Technology Education Computer Applications	9-12	1
Technology Education Elective I, II	9-12	1/2-3
Welding Technology	10-12	1
Aerospace Engineering	11-12	1
Manufacturing Tools and Equipment	10-12	1
Civil Engineering and Architecture	11-12	1
Automation in Manufacturing	10-12	1
Engineering Design I, II	11-12	1
Engineering Design and Development	11-12	1
Introduction to Engineering Design	8-12	1
Manufacturing Process and Team Building	9-12	
Computer Integrated Manufacturing	11-12	1
Digital Electronics	9-10	1
Introduction to Fabrication P-Tech and Manufacturing	10-12	1
Process Technician I, II	11-12	1
NCCER Carpentry I, II TE	11-12	1-3
NCCER Electrical I, II TE	11-12	1-3
NCCER Insulating	11-12	1-3
NCCER Instrumentation Control Mechanic I, II	11-12	1-3
NCCER Pipe Fitter I, II TE	11-12	1-3
NCCER Welding Technology I, II TE	11-12	1-3

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2358 (November 2003), amended LR 31:3090 (December 2005), LR 39:

### §2513. Marketing Education

A. Marketing Education course offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
Advertising and Sales Promotion	11-12	1/2, 1 or 3
Cooperative Marketing Education I	11-12	3
Cooperative Marketing Education II	12	3
Entrepreneurship	11-12	1/2, 1 or 3
Marketing Education Elective I, II	9-12	1/2-3
Marketing Management	11-12	1/2, 1 or 3
Marketing Research	11-12	1/2, 1 or 3
Principles of Marketing I	9-12	1
Retail Marketing	10-12	1
Tourism Marketing	10-12	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2359 (November 2003), amended LR 31:3090 (December 2005), LR 39:

### §2515. Trade and Industrial Education

A. Trade and Industrial Education course offerings shall be as follows.

Course Title	Recommended Grade Level	Unit(s)
Air Conditioning/ Refrigeration I, II	11-12	1-3
Air Conditioning/ Refrigeration III, IV	11-12	2-3
Auto Body Repair I, II	11-12	1-3
Auto Body Repair III, IV	11-12	2-3
Automotive Technician I, II	11-12	1-3
Automotive Technician III, IV, V, VI	11-12	1-3
General Automotive Maintenance	11-12	1-3
G. M. Technician I, II	11-12	1-3
NCCER Carpentry I, II	11-12	1-3
NCCER Electrical I, II	11-12	1-3
NCCER Instrumentation Control Mechanic I, II	11-12	1-3
NCCER Pipe Fitter I, II	11-12	1-3
NCCER Welding Technology I, II	11-12	1-3
Masonry I-II	11-12	1-3
Barber I-IV	9-12	2
Cabinetmaking I-II	11-12	1-3
Carpentry I-II	11-12	1-3
Carpentry III, IV	11-12	2-3
Culinary Occupations I-II	11-12	1-3
Culinary Occupations III, IV	11-12	2-3
Custom Sewing I-II	11-12	1-3
Computer Electronics I-II	11-12	1-3
Computer Service Technology I, II	11-12	1-3
Commercial Art I-II	11-12	1-3
Trade and Industrial Cooperative Education (TICE) I	11-12	1-3
T & I Cooperative Education (TICE) II	12	1-3
T & I Elective	11-12	1-3
Cosmetology I-II	11-12	1-3
Cosmetology III, IV	11-12	2-3
Diesel Mechanics I-II	11-12	1-3
Diesel Mechanics III, IV	11-12	2-3
Drafting and Design Technology I-II	11-12	1-3
Drafting and Design Technology III, IV	11-12	2-3
Basic Electricity I-II	11-12	1-3
Electronics I-II	11-12	1-3
Industrial Electronics I-II	11-12	1-3
Electrician I-II	11-12	1-3
Electrician III, IV	11-12	2-3
Graphic Arts I-II	11-12	1-3
Graphic Arts III, IV	11-12	2-3
Horticulture I-II	11-12	1-3
Hull Shipbuilding	11-12	1/2
Industrial Engines I-II	11-12	1-3
Laboratory Technology I-II	11-12	1-3
Industrial Machine Shop I-II	11-12	1-3
Industrial Machine Shop III, IV	11-12	2-3
Marine Operations I-II	11-12	1-3
Networking Basics	10-12	1-3
Photography I, II	11-12	1-3
Plumbing I, II	11-12	1-3
Printing I, II	11-12	1-3
Routers and Routing Basics	10-12	1-3
Sheet Metal I, II	11-12	1-3
Switching Basics and Intermediate Routing	11-12	2-3
Outdoor Power Equipment Technician I, II	11-12	1-3
Outdoor Power Equipment Technician III, IV	11-12	2-3
Television Production I, II	11-12	1-3
Upholstery I, II	11-12	1-3
WAN Technologies	11-12	2-3

Course Title	Recommended Grade Level	Unit(s)
Welding I, II	11-12	1-3
Welding III, IV	11-12	2-3

B. A school may offer a one-hour trade and industrial education program for one unit of credit at the ninth or tenth grade level as a prerequisite to enrollment in a related trade and industrial education program at the tenth, eleventh, or twelfth grade level. The course shall be in the programmatic area in which the trade and industrial education instructor is certified to teach.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2359 (November 2003), amended LR 31:3091 (December 2005), LR 39:

#### **§2517. Credit for Career and Technical Education Courses**

A. Request for partial credit for two- or three-hour blocks of career and technical education courses because of unusual or extenuating circumstances shall be made by the school. Documentation shall be kept in the student's cumulative folder.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2360 (November 2003), amended LR 31:3091 (December 2005), LR 39:

#### **§2519. Secondary Students Attending a Private Cosmetology School**

A. Secondary students attending an approved cosmetology school, licensed by the Louisiana State Board of Cosmetology, may receive trade and industrial education credit if requirements for Carnegie units are met.

B. A copy of the written agreement between the school and the private cosmetology school shall be on file in the school office.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2360 (November 2003), amended LR 31:3092 (December 2005), LR 39:

#### **§2521. High School Credit for College Courses in Career/Technical Education (Applies to Students Attending College Part Time)**

A. The student shall meet the entrance requirements established by the college.

1. The principal of the school shall approve the advanced offering to be taken by the student in college.

2. The high school administrator shall establish a procedure with the college to receive reports of the student's class attendance and performance at six or nine-week intervals.

3. The awarding of the Carnegie units of credit will be in accordance with individual program requirements as stated in Bulletin 741.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2361 (November 2003), amended LR 31:3092 (December 2005), LR 39:

### **Chapter 27. Summer Schools**

#### **Subchapter A. Elementary Summer Schools**

##### **§2701. General**

A. An elementary summer school shall be organized and operated under the administrative and supervisory control of the chief administrative officer of the school system.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3093 (December 2005), LR 39:

##### **§2703. Administration**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3093 (December 2005), LR 34:230 (February 2008), repealed LR 39:

##### **§2705. Faculty**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3093 (December 2005), repealed LR 39:

##### **§2707. Instruction**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3093 (December 2005), repealed LR 39:

##### **§2709. Attendance**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3093 (December 2005), repealed LR 39:

##### **§2711. Time Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3093 (December 2005), repealed LR 39:

##### **§2713. Classification Categories**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

## **§2715. Sanctions**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

### **Subchapter B. Secondary Summer Schools**

#### **§2717. General**

A. Schools which offer summer school may do so to enable students to schedule courses which tend to enrich their experiences, to take new subjects, and to enable students who have failed in subjects to remove deficiencies.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3094 (December 2005), LR 39:

#### **§2719. Administration**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2721. Application**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2362 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2723. Faculty**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2725. Instruction**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2727. Attendance**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2729. Time Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2731. Classification Categories**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3094 (December 2005), repealed LR 39:

#### **§2733. Sanctions**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3095 (December 2005), repealed LR 39:

#### **§2735. Instruction by Private Teachers**

A. Credit may be allowed for high school work completed under private instructors, subject to the following conditions.

1. The instruction must be under the direction of a private tutor only when the tutor is eligible for regular employment in an approved nonpublic high school.

2. The time requirements for credits in a regular high school will apply.

3. The necessary facilities peculiar to a particular subject must be available for instructional purposes.

4. Prior to enrolling a privately tutored course, a student must obtain written approval from the principal of the high school in which he/she is enrolled.

B. Southern Association of Colleges and Schools members school should comply with Principle D Standard 6. (Member schools shall not give credit for private tutoring.)

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2363 (November 2003), amended LR 31:3095 (December 2005), LR 39:

### **Chapter 29. Standards for Approval of Alternative Schools/Programs**

#### **Subchapter A. Operation and Administration**

##### **§2901. Philosophy and Need for Alternative Schools/Programs**

A. If alternative school programs are to be developed and established, they shall respond to particular educational needs within the community.

B. Each alternative school/program shall develop and maintain a written statement of its philosophy and the major purposes to be served by the school/program. The statement shall reflect the individual character of the school/program and the characteristics and needs of the students it serves.

C. The educational school/program shall be designed to implement the stated goals and objectives which shall be directly related to the unique educational requirements of its student body.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2364 (November 2003), amended LR 31:3095 (December 2005), LR 39:

### **§2903. Approval of Alternative Schools/Programs**

A. Alternative schools/programs shall comply with prescribed policies and standards for regular schools, except for those deviations granted by BESE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2364 (November 2003), amended LR 31:3095 (December 2005), LR 39:

### **§2905. Final Approval to Operate**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2364 (November 2003), amended LR 31:3095 (December 2005), repealed LR 39:

### **§2907. Special Education**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2364 (November 2003), amended LR 31:3096 (December 2005), repealed LR 39:

### **§2909. The Earning of Carnegie Units for Use in Meeting Graduation Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2364 (November 2003), amended LR 31:3096 (December 2005), repealed LR 39:

### **§2911. Program Evaluation**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2364 (November 2003), amended LR 31:3096 (December 2005), repealed LR 39:

### **§2913. Operation and Administration**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2365 (November 2003), amended LR 31:3096 (December 2005), repealed LR 39:

### **Chapter 30. Health and Safety Rules and Regulations for Approved Non-Public School Three-Year-Old Programs**

#### **§3003. Policies and Procedures Related to Children**

A. Rest Time

1. Children who are three-years of age shall have a daily rest period of at least one hour. Schools that serve children in half-day programs are not required to schedule napping periods for these children.

2. Children shall be under direct supervision at all times including naptime. Children shall never be left alone

in any room or outdoors without a staff present. All children sleeping shall be in the sight of the staff.

B. Discipline

1. The school shall have written procedures for behavior management appropriate for three-year-olds, including positive techniques, such as modeling, redirection, positive reinforcement and encouragement. The procedures are provided to and discussed with parents at the time of enrollment.

2. The discipline policy shall:

a. be based on an understanding of each child's individual needs and development;

b. be clear, consistent and developmentally appropriate rules;

c. allow children to solve their own conflicts with appropriate guidance and used to facilitate the development of self-discipline in children;

d. not allow punishment as discipline or guidance;

i. the following punishments are never used: abusive or neglectful treatments of children, including corporal punishment, isolation, verbal abuse, humiliation, and denial of outdoor time, food or basic needs; and punishment of soiling, wetting or not using the toilet, including forcing a child to remain in soiled clothing, to remain on the toilet, or any other unusual or excessive practices for toileting;

e. address children without an IEP or Student Services Plan who continually cause physical harm to himself/herself or others or continually impede the learning of himself/herself and others because of other challenging behavior.

C. Abuse and Neglect

1. As mandated reporters, all school staff shall report any suspected abuse and/or neglect of a child in accordance with R.S. 14:403 to the local child protection agency. This written policy as well as the local child protection agency's telephone number shall be posted.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S.17:24.8; R.S. 17:222(C); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 38:1226 (May 2012), LR 39:

### **Chapter 31. Addendum**

#### **§3101. Test Security Policy**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 44:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 29:2365 (November 2003), amended LR 31:3096 (December 2005), repealed LR 39:

### **Chapter 33. Glossary**

#### **§3301. Abbreviations/Acronyms**

*ADA*—Americans with Disabilities Act

*AP*—Advanced Placement

*BESE*—Board of Elementary and Secondary Education

*CPR*—Cardiopulmonary Resuscitation

*CTE*—Career/Technical Education

*LDE*—Department of Education

*GED*—General Educational Development Test

*GEE*—Graduation Exit Examination

*IDEA*—Individuals with Disabilities Education Act; The Special Education Law

*IAP*—Individualized Accommodation Program

*IB*—International Baccalaureate

*IBC*—Industry-Based Certification

*JROTC*—Junior Reserve Officer Training Corps

*LEA*—Local Education Agency

*LEAP*—Louisiana Educational Assessment Program

*LHSAA*—Louisiana High School Athletic Association

*LMA*—Louisiana Montessori Association

*MPS*—Minimum Proficiency Standards

*NAEP*—National Assessment of Educational Progress

*NCLB*—No Child Left Behind

*SAPE*—Substance Abuse Prevention Education

*TOPS*—Taylor Opportunity Program for Students

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary, Education, LR 34:230 (February 2008), LR 39:

### §3303. Definitions

*Academically Able Student*—a student who is functioning at grade level as determined by the local school system. For special education students identified in accordance with Bulletin 1508—Pupil Appraisal Handbook, the Student Services Plan Committee shall determine the student's eligibility to receive foreign language instruction, provided the student is performing at grade level.

*Accommodation*—any technique that alters the academic setting or environment. An accommodation generally does not change the information or amount of information learned. It enables students to show more accurately what they actually know.

*Activity Class*—any class such as band, theatre, or chorus for which a large class size is acceptable due to the nature of the instruction.

*Adapted Physical Education*—specially designed physical education for those exceptional students for whom significant deficits in the psychomotor domain have been identified according to Bulletin 1508—Pupil Appraisal Handbook, and who, if school-aged, are unable to participate in regular physical education programs on a full-time basis.

*Adult Education*—instruction below the college level for adults who have not been awarded a regular high school diploma and who are not currently required to be enrolled in school.

*Advanced Placement Program the Advanced Placement Program of the College Board*—gives students the opportunity to pursue college-level studies while still in secondary school and to receive advanced placement and/or credit upon entering college.

*Annual School Report*—the report of the implementation by a school of the standards/regulations of this bulletin. It is submitted annually to the LDE by each school.

*Articulated Credit*—promotes a smooth transition from secondary to postsecondary education. It serves as a vehicle for high school students to earn postsecondary credit while enrolled in high school or upon entering postsecondary study.

*Assessment*—the act or process of gathering data in order to better understand the strengths and weaknesses of a student learning as by observation, testing, interviews, etc.

*Attendance (Half-Day)*—a student is considered to be in attendance for one-half day when he or she:

1. is physically present at a school site or is participating in an authorized school activity; and

2. is under the supervision of authorized personnel for more than 25 percent but more than half (26-50 percent) of the student's instructional day.

*Attendance (Whole-Day)*—a student is considered to be in attendance for a whole day when he or she:

1. is physically present at a school site or is participating in an authorized school activity; and

2. is under the supervision of authorized personnel for more than 50 percent (51-100 percent) of the student's instructional day.

*BESE Policy*—a comprehensive statement that has been adopted by BESE pursuant to the APA process and that has the force and effect of law to govern and to bring uniformity in education throughout Louisiana

*Certification*—a licensing process whereby qualified professionals become legally authorized to teach or to perform designated duties in the schools under the jurisdiction of the State Board of Elementary and Secondary Education (BESE).

*Class Size*—the maximum enrollment allowed in a class or section.

*Cooperative Education*—programs that provide opportunities for career and technical education students to receive on-the-job training and related classroom instruction in the areas of agriculture, business, health, family and consumer science, marketing, and trade and industrial education programs.

*Credit Exam*—an examination for the purpose of verifying a student has mastered a course taken under conditions that do meet the requirements for awarding Carnegie credit, such as teacher certification or time requirements.

*Cumulative Record*—a current record of academic, health, and other special types of information maintained for each student throughout his progress in school.

*Education Records*—

1. those records, files, documents, and other materials which:

a. contain information directly related to a student; and

b. are maintained by an educational agency or institution or by a person acting for such agency or institution;

2. the term education records does not include:

a. records of instructional, supervisory, and administrative personnel and educational personnel ancillary thereto which are in the sole possession of the maker thereof and which are not accessible or revealed to any other person except a substitute;

b. records maintained by a law enforcement unit of the educational agency or institution that were created by that law enforcement unit for the purpose of law enforcement;

c. in the case of persons who are employed by an educational agency or institution but who are not in attendance at such agency or institution, records made and maintained in the normal course of business which relate exclusively to such person in that person's capacity as an

employee and are not available for use for any other purpose; or

d. records on a student who is 18 years of age or older, or is attending an institution of postsecondary education, which are made or maintained by a physician, psychiatrist, psychologist, or other recognized professional or paraprofessional acting in his professional or paraprofessional capacity, or assisting in that capacity, and which are made, maintained, or used only in connection with the provision of treatment to the student, and are not available to anyone other than persons providing such treatment, except that such records can be personally reviewed by a physician or other appropriate professional of the student's choice.

*Elementary School*—a school composed of any span of grades pre-kindergarten through the eighth grade.

*Equivalent Day*—the number of minutes that reflect the required number of school and/or instructional day. School days may equal 180 days or 59,400 minutes. Instructional days may equal 175 days or 57,750 minutes.

*Equivalent Major*—the number of credit hours awarded from a regionally accredited college or university to meet the required content hours needed to teach in a core content area.

*Evaluation*—the in-depth process of review, examination, and interpretation of intervention efforts, test results, interviews, observations, and other assessment information relative to predetermined criteria.

*Exceptional Child*—a child who is defined in accordance with Bulletin 1706, Regulations for Implementation of Exceptional Children's Act (R.S. 17:1941 et seq.) and who is determined eligible according to Bulletin 1508, Pupil Appraisal Handbook, to have an exceptionality that adversely affects educational performance to the extent that special education is needed.

*Gifted*—children or youth who demonstrate abilities that give evidence of high performance in academic and intellectual aptitude.

*High School*—a school composed of any span of grades nine through twelve.

*Home Study Program (Approved)*—program in which an approved curriculum can be implemented under the direction and control of a parent or a tutor (i.e., court appointed guardian under Louisiana law).

*Industry-Based Certification*—a portable, recognized credential (tangible evidence) that an individual has successfully demonstrated skill competencies on a core set of content and performance standards in a specific set of work related tasks, single occupational area, or a cluster of related occupational areas.

*Instructional Time*—shall include the scheduled time within the regular school day devoted to teaching courses outlined in the Program of Studies. Instructional time does not include such things as recess, lunch, change of class time, and parent-teacher conferences.

*Internship*—student internships are situations where students work for an employer for a specified period of time to learn about a particular industry or occupation. Students' workplace activities may include special projects, a sample of tasks from different jobs, or tasks from a single occupation. These may or may not include financial compensation.

*Knowledge of the Learner and the Learning Environment*—course requirements that provide the prospective teacher with a fundamental understanding of the learner and the teaching and learning process. Coursework should address the needs of the regular and the exceptional child, such as:

1. child/adolescent development/psychology;
2. educational psychology;
3. the learner with special needs;
4. classroom organization and management;
5. multicultural education.

*Language Arts*—a broad subject area which includes reading, literature, speaking, listening, oral and written composition, English grammar, and spelling. (Foreign language may be included as part of the language arts program.)

*Least Restrictive Environment*—the educational placement of an exceptional child in a manner consistent with the Least Restrictive Environment Requirements in of Bulletin 1706—Regulations for Implementation for the Exceptional Children's Act R.S. 17:1941 et seq.

*Locally Initiated Elective*—an elective course developed by a school and submitted to the DOE for approval according to the standards in §2125.

*Middle School*—a school composed of any span of grades five through nine that includes grade seven and eight and that excludes grades prekindergarten through four and ten through twelve.

*Modification*—any technique that alters the work product in some way that makes it different from the work required of other students in the same class. A modification generally does change the work format or amount of work required of students. It encourages and facilitates academic success.

*Paraprofessional*—a person who is at least 18 years of age, possesses a certificate of good health signed by a physician, possesses an appropriate permit, and assists in the delivery of special educational services under the supervision of a special education teacher or other professional who has the responsibility for the delivery of services to exceptional children.

*Pre-Kindergarten*—developmental programs for children ages 3-4, the minimum age being three by September 30 of the school year in which the student enters pre-kindergarten.

*Procedures*—specific actions or steps developed and required by the DOE to implement standards or regulations of BESE.

*Proficiency Exam*—an examination taken by a student to demonstrate mastery of a course.

*Pupil Appraisal Personnel*—professional personnel who meet the certification requirements for school personnel for such positions and who are responsible for delivery of pupil appraisal services included in §410-436 of Bulletin 1706—Regulations for Implementation of the Exceptional Children's Act, and R.S. 17:1941 et seq.

*Qualified Teacher*—a teacher is considered qualified to teach in nonpublic schools if all of the following criteria are met:

1. has a bachelor's degree from a regionally accredited institution;
2. has a college major or the equivalent in the area of his/her teaching assignment; and

3. has earned 12 semester hours of Knowledge of the Learner and the Learning Environment

*Special Education*—specially designed instruction, at no cost to the parent, to meet the unique needs of the student with an exceptionality.

*Student Services Plan*—a written statement that describes the special education and related services the LEA will provide to a parentally-placed student with an exceptionality enrolled in a private school who has been designated to receive services, including the location of the services and any transportation necessary, consistent with Bulletin 1706, Regulations for Implementation of Exceptional Children's Act (R.S. 17:1941 et seq.) and Bulletin 1530, the IEP Handbook.

*Talented*—children or youth who give evidence of measurable abilities of unique talent in visual and/or performing arts.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 and R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 34:230 (February 2008), amended LR 36:2848 (December 2010), LR 38:1405 (June 2012), LR 39:

#### Family Impact Statement

In accordance with Section 953 and 974 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Family Impact Statement on the Rule proposed for adoption, repeal or amendment. All Family Impact Statements shall be kept on file in the state board office which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records.

1. Will the proposed Rule affect the stability of the family? No.
2. Will the proposed Rule affect the authority and rights or parents regarding the education and supervision of their children? No.
3. Will the proposed Rule affect the functioning of the family? No.
4. Will the proposed Rule affect family earnings and family budget? No.
5. Will the proposed Rule affect the behavior and personal responsibility of children? No.
6. Is the family or a local government able to perform the function as contained in the proposed Rule? Yes.

#### Poverty Impact Statement

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Poverty Impact Statement on the Rule proposed for adoption, amendment, or repeal. All Poverty Impact Statements shall be in writing and kept on file in the state agency which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records. For the purposes of this Section, the word "poverty" means living at or below one hundred percent of the federal poverty line.

1. Will the proposed Rule affect the household income, assets, and financial security? No.

2. Will the proposed Rule affect early childhood development and preschool through postsecondary education development? Yes.

3. Will the proposed Rule affect employment and workforce development? Yes.

4. Will the proposed Rule affect taxes and tax credits? No.

5. Will the proposed Rule affect child and dependent care, housing, health care, nutrition, transportation, and utilities assistance? No.

#### Small Business Statement

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### Public Comments

Interested persons may submit written comments via the U.S. Mail until 4:30 p.m., April 8, 2013, to Heather Cope, Executive Director, State Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

Heather Cope  
Executive Director

#### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

##### RULE TITLE: Bulletin 741(Nonpublic)—Louisiana Handbook for Nonpublic School Administrators

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The estimated cost of publishing the proposed policy changes is \$200.

The proposed policy changes update current policies, correct technical errors, and provide more flexibility and autonomy for nonpublic schools.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There will be no effect on revenue collections of state or local governmental units.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The nonpublic schools could increase or reduce expenses using the flexibility allowed by these proposed policy changes but it is not possible to predict what those costs or savings might be.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There will be no effect on competition and employment.

Beth Scioneaux  
Deputy Superintendent  
1303#007

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

## NOTICE OF INTENT

### Board of Elementary and Secondary Education

Bulletin 741—Louisiana Handbook for School Administrators (LAC 28: CXV. Chapters 1-37)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved for advertisement revisions to *Bulletin 741—The Louisiana Handbook for School Administrators*. The proposed policy changes update current policies, correct technical errors, and provide more local flexibility and autonomy.

#### Title 28

#### EDUCATION

#### Part CXV. Bulletin 741—Louisiana Handbook for School Administrators

#### Chapter 1. Foreword

##### §101. Purpose

A. Policies passed by the Board of Elementary and Secondary Education (BESE) govern the operation of public elementary, middle, and secondary schools. *Bulletin 741—Louisiana Handbook for School Administrators*, contains policies for the administration of public schools.

B. The contents of this bulletin have been revised and reorganized for more efficient use as a reference document for district and school administrators. The bulletin has been extensively reviewed by members of BESE, the Louisiana Department of Education (LDE), and a statewide review committee.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1257 (June 2005), amended LR 39:

#### Chapter 3. Operation and Administration

##### §303. General Powers of Local Educational Governing Authorities

A. Each local school board shall determine the number and location of schools to be opened, and the number of teachers and other school personnel to be employed.

B. Each local school board is authorized to adopt rules and regulations for its own governance that are consistent with law and with the regulations of BESE.

1. Each member of a city and parish school board shall receive a minimum of six hours of training and instruction annually in the school laws of this state, in the laws governing the school boards, and in educational trends, research, and policy. Such training shall also include education policy issues, including but not limited to the Minimum Foundation Program (MFP) and formula, literacy and numeracy, leadership development, dropout prevention, career and technical education, redesigning high schools, early childhood education, school discipline, and harassment, intimidation, and bullying. Training shall also include instruction in Louisiana Open Meeting Law and the Louisiana Public Bid Law. In an LEA that has one or more schools identified as an academically unacceptable school or a school in need of academic assistance as defined by BESE, at least two of the required hours shall focus on the improvement of schools identified as failing schools as defined by BESE.

2. The training may be received from a postsecondary education institution, the LDE, the local school board central office staff, or the Louisiana School Board Association (LSBA) provided that the instruction and the method for demonstrating attendance are pre-approved by the LSBA or at any conference presented by the National School Boards Association or by the Council of the Great City Schools, provided that verification of attendance by the school board member at the training is obtained.

3. Each school board member's attendance shall be reported by the instructor to the LSBA. Each school board member who completes required instruction shall receive a certificate of completion and a copy of such certificate shall be entered into the minutes of the school board on which the member serves.

4. The superintendent of the school system on which the school board member serves shall be responsible for verifying that any training or instruction received by the school board member as set forth in this Section meets the necessary requirements.

##### 5. Distinguished School Board Member

a. A school board member who has received a certificate of completion for the initial 16 hours of training and instruction and has also received an annual certificate of completion of the required training for three subsequent consecutive years shall receive the designation of "distinguished school board member."

b. LDE shall issue each such member an appropriate certificate attesting to such designation.

c. A member in office on Jan. 1, 2011, who has prior service on the board may receive the designation if he completes 16 hours of training during 2011 and completes the required training for the subsequent three consecutive years.

d. At least annually, the school system superintendent shall transmit to the newspaper which is the official journal of the school board a press release detailing the information for his school board that is posted on the LSBA website relative to training hours and subject matter completed by each school board member and to include in such press release information concerning each member who has been designated a distinguished school board member.

##### C. - G. ...

H. Each local school board shall develop and adopt rules and policies regarding the dismissal and discipline of school employees including but not limited to the following issues:

1. delegating authority for reduction in force (RIF) decisions to the superintendent for use in dismissing teachers and other employees any time a RIF is instituted.

a. RIF policies for use in dismissing teachers and administrators shall be based solely on demand, performance, and effectiveness, as determined by the performance evaluation program provided in R.S. 17:3881 et seq. Any RIF by a superintendent shall be instituted by dismissing the least effective teacher within each targeted subject area or area of certification first, and then proceeding by effectiveness rating until the RIF has been accomplished.

b. RIF policies for use in dismissing school employees who are not evaluated pursuant to R.S. 17:3881 et seq., shall be based upon performance and effectiveness as determined by school board policy, and certification or academic preparation, if applicable.

c. No RIF policy adopted by a local public school board shall include seniority or tenure as the primary criterion to be considered when instituting a RIF.

d. All RIF policies shall include the right of an employee notified of an RIF action to request in writing a review of such action and to receive notice of the results of such review.

2. the investigation of employees accused of impermissible corporal punishment or moral offenses involving students;

3. the investigation of any employee in any case in which there is a public announcement by the board that the employee may be disciplined, whether or not there is an accompanying reduction in employee pay; and

4. grievance procedures for teachers and school employees.

I. No city or parish school board shall adopt any policy which forbids or discourages any teacher or other school board employee from reporting directly to any appropriate law enforcement authority any apparent criminal activity by any person involving, or appearing to involve, controlled dangerous substances, or any other apparent illegal activity.

1. No parish or city school board shall adopt any policy that would have the effect of preventing or hindering the response of law enforcement officials on school board property, to reports of illegal activity.

J. Each city and parish school board may enter into voluntary compacts with other LEAs for the purpose of providing multiparish education programs of all kinds in accordance with R.S. 17:100.2.

K. Each city, parish, or other local public school board shall conduct exit interviews for teachers who leave their employ and annually report this information to BESE. The local school board shall use the forms and reporting system developed by BESE for this purpose.

L. No board member shall act in an individual capacity to use the authority of his office or position as a member of the school board in a manner intended to interfere with, compel, or coerce any personnel decision including the hiring, promotion, discipline, demotion, transfer, discharge, or assignment of work to any school employee.

M. No board member shall use the authority of his office or position as a member of the school board in a manner intended to interfere with, compel, or coerce any school employee to make any decision concerning benefits, work assignment, or membership in any organization.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:53; R.S. 17:54; R.S. 17:81; 17:81.2; 17:81.4-8; R.S. 17:100.2; R.S. 17:151.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1257 (June 2005), amended LR 35:1474 (August 2009), LR 35:1876 (September 2009), LR 37:1136 (April 2011), LR 39:

### **§307. Philosophy and Purposes**

A. It shall be the responsibility of each LEA and school to formulate a written statement of its philosophy and purposes and/or mission statement. This statement shall give direction to the education program. The philosophy and purposes shall be on a system-wide basis and shall be adapted to meet the needs of each school within the system.

AUTHORITY NOTE: Promulgated in accordance with La. Const. Art. VIII Preamble and R.S. 17:6; R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1258 (June 2005), amended LR 39:

### **§311. System Accreditation**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:391.9.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1258 (June 2005), repealed LR 39:

### **§313. Special Education Program Monitoring**

A. Each LEA shall participate in a system of special education program monitoring. The LEA shall receive a formal monitoring report. If areas of noncompliance are identified, the LEA shall be required to propose corrective actions that will be undertaken and identify timelines for correction.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:1941 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1259 (June 2005), amended LR 39:

### **§315. School Approval**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1259 (June 2005), repealed. LR 39:

### **§319. Classification of Established Schools**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:92.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1259 (June 2005), repealed LR 39:

### **§321. Review and Evaluation**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7; R.S. 17:22.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1260 (June 2005), repealed LR 39:

### **§323. Louisiana Educational Assessment Program**

A. Each LEA shall participate in the Louisiana Educational Assessment Program (LEAP).

B. Performance standards for LEAP and Graduation Exit Examination (GEE) and End-of-Course tests should be comparable to the rigor of national achievement tests including but not limited to the National Assessment of Educational Progress (NAEP) performance standards.

C. LEAP Alternate Assessment participation criteria shall be used by IEP teams to document that a student meets the criteria to participate in LEAP Alternate Assessment.

D. Schools shall ensure that student participation is documented on the LEAP Alternate Assessment Participation Criteria form as approved by BESE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1260 (June 2005), amended LR 39:

### §325. Kindergarten and Prekindergarten

A. - B.1. ...

C. Each LEA shall require that every child entering kindergarten for the first time be given a nationally recognized readiness screening. The results of this screening shall be used in placement and for planning instruction. The pupil progression plan for each LEA shall include criterion for placement.

1. The parent or guardian of each child shall be advised of the nature of the child's level of readiness.

2. Each LEA shall report to the LDE screening results by school on an annual basis by December first of each year.

D. - D.2. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.8; R.S. 17:151.3; R.S. 17:391.11.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1260 (June 2005), amended LR 39:

### §329. Remedial Education Programs

A. - B. ...

C. Each LEA shall participate in the LDE's remedial education program evaluation.

NOTE: Refer to Bulletin 1566—Guidelines for Pupil Progression, and the addendum to Bulletin 1566—Regulations for the Implementation of Remedial Education Programs Related to the LEAP/CRT Program, Regular School Year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:394 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1261 (June 2005), amended LR 39:

### §331. Special Education Programs

A. Each LEA shall provide special education programs for all exceptional students.

B. Education for exceptional students shall be maintained in the least restrictive environment appropriate to the students' needs.

C. Each LEA shall ensure that the placement of exceptional students in special education services and settings is determined by the student's IEP placement committee and occurs only with the written consent of the parent(s) or legal guardian for the initial IEP.

D. Children who have been receiving special education in another state or in another school system within Louisiana, and have an IEP in effect from the previous system shall be provided FAPE until the following conditions occur:

1. if the student is transferring from another state, eligibility is determined, and a new IEP is developed, if appropriate;

2. if the student is transferring from within Louisiana, the current IEP is adopted or a new IEP is developed.

NOTE: Refer to Bulletin 1706—Regulations for Implementation of the Exceptional Children's Act.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:1941, et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1261 (June 2005), amended LR 39:

### §333. Instructional Time

A. Each LEA shall adopt a calendar that includes a school year that is in accordance with applicable state regulations and includes a minimum of 63,720 minutes of instructional time.

1. Instructional time shall include the scheduled time within the regular school day devoted to teaching courses outlined in the Program of Studies. Instructional time does not include such things as recess, lunch, change of class time, and parent-teacher conferences.

B. Each LEA may include in its calendar a provision for dismissal of senior students prior to the end of the school year. This provision is not to exceed 10 days of instructional time or the equivalent number of minutes.

C. General election day shall be designated by each LEA as a holiday every four years for the presidential election.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:154.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1261 (June 2005), amended LR 39:

### §335. Program Evaluation for State Board Approval Programs

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7; R.S. 17:391.6; R.S. 17:391.10.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1261 (June 2005), repealed LR 39:

### §337. Written Policies and Procedures

A. Each LEA shall have written policies governing all school activities as they relate to students, the instructional program, staff, buildings, services, and the curriculum.

B. Each LEA shall have policies and procedures that address, but are not limited to, the following:

1. the establishment of the number of school days, length of the school day, and other necessary guidelines for the operation of the schools;

2. provision of special educational and related services to exceptional students in accordance with the IEP for the entirety of the school year;

3. - 4. ....

5. the exclusion of students with communicable diseases and their readmittance following their recover (refer to *Bulletin 135—Health and Safety*, §309);

6. the control of communicable problems such as lice and scabies (refer to *Bulletin 135—Health and Safety*, §309);

7. the care of sick or injured students, including notification of parents, in cases of emergencies that occur while students are under the jurisdiction of the school;

8. the administration of medication in schools (refer to *Bulletin 135—Health and Safety*, §309);

9. - 23. ...

24. grade appropriate classroom management training for teachers, principals, and other appropriated school personnel regarding positive behavioral supports and reinforcement, conflict resolution, mediation, cultural competence, restorative practices, guidance and discipline, and adolescent development;

25. a schedule for the retention and disposition of records. The schedule shall be approved by State Archives as required by R.S. 44:411;

26. appropriate responses to the behavior of students with exceptionalities that may require immediate intervention (see for reference: *Guidelines for the Use of Seclusion Rooms and Restraint of Students with Exceptionalities*);

27. an employee arrested for any of the crimes listed in R.S. 15:587.1, any other sexual offense affecting minors, or any justified complaint of child abuse or neglect;

28. the reporting of school bus operator arrests for violations of R.S. 14:98, 98.1, or any other law or ordinance that prohibits operating a vehicle while under the influence of alcohol or any abused substance or controlled dangerous substance set forth in the schedules provided in R.S. 40:964; and

29. in the student code of conduct, the prohibition against bullying as defined in §1303.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7(29); R.S. 17:81; R.S.17:240; R.S. 17:100.8.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1261 (June 2005), amended LR 33:429 (March 2007), LR 35:1101 (June 2009), LR 36:1224 (June 2010), LR 37:1141 (April 2011), LR 37:1380, 1380 (May 2011), LR 37:2134 (July 2011), LR 38:40, 41 (January 2012), LR 39:

### §341. Homeless Children and Youth

A. Each LEA shall establish a written policy to provide for the placement in school and for the education of any child temporarily residing within the jurisdiction of the board who has no permanent address, who has been abandoned by his parents, or who is in foster care pursuant to placement through the Department of Children and Family Services. However, this does not require the enrollment of any child not permitted by another school system to attend school, either permanently or temporarily, as a result of disciplinary action(s).

B. - J. ...

K. Each LEA that receives a homeless direct grant award from the SEA Office of Education for Homeless Children and Youth (EHCY) must coordinate the services provided and designate a homeless liaison to carry out certain mandates.

L. Each LEA shall review and revise any policies that may act as barriers to the enrollment of homeless children and youth. Further, LEAs must adopt policies and practices to ensure that homeless children and youth are not isolated or stigmatized.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:238; 20 USCS 6311, 6312, 6313, and 6315.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1262 (June 2005), amended LR 39:

### §343. Unsafe Schools

A. Students who are the victims of violent crime shall be afforded the opportunity to transfer to a different school.

1. A student at a public elementary school, middle school or high school who becomes a victim of a crime of violence as defined by R.S. 14:2, while on school property, on a school bus or at a school-sponsored event, shall be given the option to transfer to a public school within the school district in which the student's current school is located, which offers instruction at the student's grade level and which is not persistently dangerous, if there is such a school within that school district.

A.2. - B.5.c.viii. ...

6. The LDE shall annually reassess persistently dangerous schools. If a school no longer meets the criteria for a persistently dangerous school, taking into account the

most recent completed school year and the school year immediately preceding the most recent completed school year, the school will not be deemed persistently dangerous.

C. Nothing herein shall prohibit LEAs from entering into agreements with one another allowing students who become the victims of crimes of violence while on school property, on a school bus, or at a school-sponsored event or who are attending persistently dangerous schools in one school district the option to transfer to a school, which is not persistently dangerous, in another school district. A student who has been assigned to a particular school, such as an alternative school or a special school, by court order shall not have the option to transfer.

AUTHORITY NOTE: Promulgated in accordance with 20 USCS 7912.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1263 (June 2005), amended LR 36:1498 (July 2010), LR 39:

### §345. Requesting Waivers of BESE Policy

A. The superintendent of the LEA requesting deviation of any standard in this Bulletin shall submit documentation to the LDE, justifying the request.

B. Technical assistance for meeting the policy as stated in this Bulletin shall be provided to the LEA by the LDE.

C. When a deviation cannot be corrected by technical assistance, the LDE may consider a waiver of policy using the following guidelines.

#### 1. Waivers for Class Size

a. The DOE may waive class size requirements up to two students over the maximum allowable upon receipt of the following:

i. a letter from the local superintendent detailing each class that exceeds the class size;

ii. documentation from the principal and the superintendent showing how efforts have been made to comply with standards; and

iii. class sizes above the limit of two will go directly to the appropriate board committee with an executive recommendation from the LDE.

#### 2. Course Requirement Waivers

a. The LDE may waive up to one Carnegie unit required for graduation in the following circumstances:

i. waivers for students who transfer to Louisiana from another state during their senior year, are on course to graduate in their previous state of residence, and are unable to schedule and complete the needed course; and

ii. waivers due to administrative errors.

b. In each situation, the district must provide:

i. a letter of justification from the local superintendent; and

ii. a copy of the student's transcript.

D. Requests that do not meet BESE-approved guidelines for an administrative action shall be submitted by the State Superintendent of Education to the appropriate BESE committee with an executive recommendation for action.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.2(B)(5); R.S. 17:24.10(C)(1)(c); R.S. 17:151(B)(2); R.S. 17:192(B)(2); R.S.17:274(D); R.S. 17:416.2(B).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1264 (June 2005), amended LR 39:

### §349. Complaint Procedures

A. These complaint procedures are established for resolving complaints which may be filed against the LDE or an agency pursuant to provisions of the *Elementary and Secondary Education Act of 1965*, 20 U.S.C. §6301 et seq., (ESEA).

B. The following definitions apply to this Section.

*Agency*—a local educational agency, educational service agency, consortium of those agencies, or entity.

*Applicable Program*—any of the following ESEA programs for which the LDE has submitted a consolidated state plan or consolidated state application under the ESEA, which may include:

- a. Title I, Part A (Improving Basic Programs Operated by Local Educational Agencies);
- b. Title I, Part B, Subpart 3 (Even Start Family Literacy Programs);
- c. Title I, Part C (Education of Migratory Children);
- d. Title I, Part D (Prevention and Intervention Programs for Children and Youth Who Are Neglected, Delinquent, or At-Risk);
- e. Title I, Part F (Comprehensive School Reform);
- f. Title II, Part A (Teaching and Principal Training and Recruitment Fund);
- g. Title II, Part D (Enhancing Education through Technology);
- h. Title III, Part A (English Language Acquisition, Language Enhancement, and Academic Achievement);
- i. Title IV, Part A, Subpart 1 (Safe and Drug-Free Schools and Communities);
- j. Title IV, Part A, Subpart 2 (Community Service Grants);
- k. Title IV, Part B (21st Century Community Learning Centers);
- l. Title V, Part A (Innovative Programs);
- m. Title VI, Part A, Subpart 1, Sections 6111 and 6112 (Improving Academic Achievement Programs); and
- n. Title VI, Part B, Subpart 2 (Rural and Low-Income Schools Program).

*Covered Program*—a federal program not defined as an applicable program for which the LDE is required to provide a complaint procedure and for which a complaint procedure is not otherwise provided by rule of the LDE.

C. This Subsection sets forth the specific procedures for resolving complaints that are filed pursuant to the ESEA.

1. LDE will receive complaints from individuals or organizations alleging:

- a. a violation of law in the administration of an applicable program; or
- b. a violation of a federal statute or regulation that applies to a covered program for which federal law permits the filing of a complaint with the LDE.

2. The complaint must be in writing and must include:

- a. a statement that LDE or an agency has violated a requirement of a federal statute or regulation that applies to an applicable program or a covered program;
- b. the facts on which the statement is based, including the name of the agency or agencies, and the specific requirement alleged to have been violated;
- c. a proposed resolution of the problem to the extent known and available to the party at the time the complaint is filed;

d. the signature and contact information for the complainant or his or her designated representative; and

e. the complaint must allege a violation that occurred not more than one year prior to the date that the complaint is received by the LDE.

3. Upon receipt of a complaint against an agency that meets the requirements of §349.C.2, the LDE will acknowledge receipt of the complaint in writing and provide written notice to the agency against which the violation has been alleged. The LDE will provide the agency with the opportunity to resolve the complaint without a finding, with the participation and agreement of the complainant.

4. If the complaint concerns a violation by the LDE and meets the applicable requirements of §349.C.2, the State Superintendent of Education will appoint an impartial person(s) to conduct an investigation and resolve the complaint. The person(s) so appointed will acknowledge receipt of the complaint in writing.

5. All complaints must be resolved within 60 days of the date the LDE receives the complaint. Within that 60-day timeline, the LDE, or the impartial investigator when a complaint is filed against the LDE, will:

- a. carry out an independent on-site investigation, if the LDE or impartial investigator determines that an investigation is necessary;
- b. give the complainant the opportunity to submit additional information, either orally or in writing, about the allegations in the complaint;
- c. provide the LDE or agency with the opportunity to respond to the complaint, including, at the discretion of the agency, a proposal to resolve the complaint;
- d. review all relevant information and make an independent determination as to whether the LDE or agency is violating a requirement of the ESEA; and
- e. issue a written decision to the complainant that addresses each allegation in the complaint and contains:
  - i. findings of fact and conclusions;
  - ii. the reasons for the final decision; and
  - iii. a statement of the complainant's right to request the Secretary of the U.S. Department of Education (Secretary) to review the final decision, at the secretary's discretion.

6. Complaints regarding participation by private school children must be appealed to the secretary no later than 30 days after the decision is issued. An appeal regarding participation by private school children must be accompanied by a copy of the decision and a complete statement of reasons supporting the appeal.

7. Written decisions on complaints alleging violations by LDE will be provided to BESE.

8. Timelines for LDE 's final decision may be extended if exceptional circumstances exist with respect to a particular complaint.

9. The LDE 's final decision must be implemented and include, if needed:

- a. technical assistance activities;
- b. negotiations; and
- c. corrective actions to achieve compliance.

10. Nothing herein shall preclude the availability of an informal resolution between the complainant and the LDE or agency, nor shall anything herein preclude or abrogate the

availability of any administrative hearing opportunities as provided for by federal statute or regulation.

11. LDE will implement a process for tracking complaints received by LDE to facilitate timely investigation and resolution.

12. LDE will maintain a complaint log which includes the following components:

- a. date of receipt of complaint;
- b. name of complainant;
- c. name of agency, or LDE if complaint is against LDE;
- d. resolution, including technical assistance activities and corrective action plan, if needed;
- e. date of resolution;
- f. date of follow-up on technical assistance activities and corrective action plan, if assigned, and the results of that activity.

D. An agency will disseminate, free of charge, adequate information about the complaint procedures to parents of students, and appropriate private school offices or representatives.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6, 20 U.S.C. §6320, 20 U.S.C. §7883(a); 20 U.S.C. §7844(a)(3)(C); 34 C.F.R. § 106.8(b), and 34 C.F.R. §§299.11-299.12.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 33:1613 (August 2007), amended LR 39:

## **Chapter 5. Personnel**

### **§501. Criminal Background Checks**

A. Each LEA shall establish by regulation, requirements and procedures consistent with R.S. 17:15 and R.S. 15:587.1, through which it may request information from the Louisiana Bureau of Criminal Identification and Information necessary to ascertain whether an employee, or applicant for employment as a teacher, substitute teacher, bus driver, substitute bus driver, or janitor, or as a temporary, part-time, or permanent employee of any kind, including any person employed to provide cafeteria, transportation, or janitorial or maintenance services by any person or entity that contracts with a school or school system to provide such services, has been arrested for, convicted of, or pled nolo contendere to, any criminal offense.

1. The regulation shall include the requirement and the procedure for the submission of a person's fingerprints on a form acceptable to the bureau.

2. The request for information necessary to determine whether a person has been arrested for, convicted of, or pled nolo contendere to, any criminal offense must be on a form prepared by the bureau and must be signed by a responsible officer or official of the LEA making the request.

3. It must include a statement signed by the person about whom the request is made which gives permission for such information to be released and must include the person's fingerprints in a form acceptable to the bureau.

4. A person whose fingerprints have been submitted to the bureau may be temporarily hired pending the report from the bureau.

B. No person who has been convicted of or has pled nolo contendere to a crime listed in R.S. 15: 587.1 (C) shall be hired by a public elementary or secondary school as a teacher, substitute teacher, bus driver, substitute bus driver, janitor, or as a temporary, part-time, or permanent employee

of any kind, including any person employed to provide cafeteria, transportation, or janitorial or maintenance services by any person or entity that contracts with a school or school system to provide such services unless approved in writing by a district judge of the parish and the district attorney or, if employed on an emergency basis, unless approved in writing by the superintendent of the school system.

1. This statement of approval shall be kept on file at all times by the school and shall be produced upon request to any law enforcement officer.

2. Not later than 30 days after its being placed on file by the school, the school principal shall submit a copy of the statement of approval to the State Superintendent of Education.

C. The LEA shall dismiss any teacher or any other school employee having supervisory or disciplinary authority over school children, if such teacher or school employee is convicted of, or pleads nolo contendere to, any crime listed in R.S. 15:587.1 (C) except R.S. 14:74.

D. An LEA may reemploy a teacher or other school employee who has been convicted of, or pled nolo contendere to, a crime listed in R.S. 15:587.1(C), only upon written approval of the district judge of the parish and the district attorney or upon written documentation from the court in which the conviction occurred stating that the conviction has been reversed, set aside, or vacated.

1. Any such statement of approval of the judge and the district attorney and any such written documentation from the court shall be kept on file at all times by the school and shall be produced upon request to any law enforcement officer.

2. Not later than 30 days after its being placed on file by the school, the school principal shall submit a copy of any such statement of approval or written documentation from the court to the state superintendent of education.

E. A teacher or other school employee, upon final conviction or plea of guilty or nolo contendere to any criminal offense, excluding traffic offenses, shall report the fact of the conviction or plea to his employer within 48 hours of the conviction or plea.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:15; R.S. 17:587.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1265 (June 2005), amended LR 33:431 (March 2007), LR 34:607 (April 2008), repromulgated LR 35:443 (March 2009), amended LR 35:1473 (August 2009), LR 39:

### **§503. Staff Organization**

A. The professional staff of the local LEA's central office shall be organized with assigned roles, responsibilities and authority to provide a structure for implementing local school policies.

B. Each LEA shall be required to employ certified personnel as required by state/federal law:

1. superintendent;
2. special education supervisor;
3. Title IX coordinator;
4. child welfare and attendance supervisor;
5. school nurse;
6. school food services supervisor;
7. business manager.

NOTE: See Bulletin 1929: Louisiana Accounting and Uniform Governmental Handbook, §1301.

C. For LEAs in any parish having a population of at least 300,000 persons, a full-time social worker shall be employed in each school which has been identified as a failing school.

D. There shall be alcohol, drug, and substance abuse counselors who regularly visit every secondary school and elementary school at a maximum ratio of four schools to one counselor, for the purpose of counseling students who have been identified as having an alcohol, drug, or substance abuse problem.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:15, R.S. 17:28, R.S. 17:29, R.S. 17:54, R.S. 17:81, R.S. 17:84.2, R.S. 17:228, R.S. 17:403, R.S. 17:1947(F); Title 34, Sect. 1068; Fed. Reg. 7CFR 210.3(a).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1265 (June 2005), amended LR 33:2352 (November 2007), LR 39:

### **§505. Certification of Personnel**

A. To be eligible legally for teaching, administrative, supervisory, or other professional services in the public schools of Louisiana, personnel shall hold a valid Louisiana certificate appropriate to the services rendered or shall receive annual approval in accordance with provisions allowed by BESE.

NOTE: Refer to Bulletin 746—Louisiana Standards for State Certification of School Personnel.

B. In the event that an LEA in Louisiana, through its locally authorized governing board, chooses to select a superintendent who does not meet the eligibility requirements necessary to obtain certification as a superintendent, such LEA may appoint the candidate, provided that:

1. the district appoints a chief academic officer whose primary and substantial job description shall govern the academics of the district including curriculum and instruction;

2. the chief academic officer possesses a valid state-issued teaching certificate;

3. the chief academic officer also meets all criteria required of a superintendent set forth in existing BESE policy; and

4. the chief academic officer is appointed no later than 120 days after the appointment of the superintendent candidate.

C. Teachers in core academic subject areas (English, reading/language arts, mathematics, science, foreign languages, arts, and social studies) must meet the highly qualified requirements in order to teach in any core academic subject.

1. For the non-core academic subject areas, full-time secondary certified teachers in schools including grades 6 through 12 (or any combination thereof) may be allowed to teach a maximum of two periods in one subject out of their field of certification if they have earned 12 hours in that subject. Secondary certified teachers shall not teach below the sixth grade level.

D. Each LEA shall ensure that supervision is provided for school psychologists, school social workers, speech therapists, and any other personnel not certified or licensed to practice their respective discipline without supervision and who are provisionally employed contingent upon such specific documented supervision in accordance with policy in Bulletin 746.

E. Any employee of any LEA whose duty is to transport students in any city or parish activity in a school bus shall meet LDE requirements.

NOTE: Refer to Bulletin 1191—School Transportation Handbook.

F. Each LEA shall establish standards for certification of special education paraprofessionals and shall issue permits based on these standards.

G. Teachers certified at the secondary level shall be allowed to teach at the sixth grade level in their respective areas of certification.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:7.1; R.S. 17:24.10; R.S. 17:81; R.S. 17:491; 17:497.2; R.S. 17:1974.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1265 (June 2005), amended LR 33:2353 (November 2007), amended LR 38:1224 (May 2012), LR 39:

### **§507. District Educational Leadership Induction Program**

Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3761.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1266 (June 2005), amended LR 32:1416 (August 2006), LR 38:40 (January 2012), LR 39:

### **§509. Personnel Evaluation**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3881 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1266 (June 2005), amended LR 39:

### **§511. Personnel Evaluation Plan Dissemination**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3881 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1267 (June 2005), amended LR 39:

### **§513. Professional Staff Development**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:10.2; R.S. 17:3881 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1267 (June 2005), amended LR 35:1475 (August 2009), LR 39:

### **§515. Teachers' Retirement System—Part-Time, Seasonal or Temporary Classroom Teacher**

A. R.S. 11:162(C) provides that membership in the Teachers' Retirement System of Louisiana (TRSL) shall be required of part-time, seasonal, or temporary employees, as defined in 26 CFR 31.3121(b)(7)-2, who are classroom teachers and who have or earn five or more years of creditable service in the TRSL.

B. Classroom Teacher

1. For the purposes of R.S. 11:162(C), classroom teacher shall mean:

- a. an employee of an LEA under the control of BESE or any educational institution supported by and under the control of BESE, or any LEA:

- i. whose job description and assigned duties include the instruction of pupils in courses in traditional or

nontraditional classroom situations for which daily pupil attendance figures for the school system are kept; and

ii. who is classified under Object Code 112, as provided in Bulletin 1929, Louisiana Administrative Code Title 28, Part XLI §901.B.1.b, or is performing the functions, on a substitute basis, of an individual classified under Object Code 112;

b. instruction of pupils, as used in Subparagraph B.1.a.i, shall include activities dealing directly with the interaction between teachers and pupils. Instruction may be provided for students in a school classroom, in another location such as a home or hospital, and in other learning situations such as those involving co-curricular activities. Instruction may also be provided through some other approved medium such as television, radio, telephone, and correspondence;

c. classroom teachers shall include, but not be limited to:

- i. traditional subject area;
- ii. special education;
- iii. library media;
- iv. resource;
- v. itinerant;
- vi. music;
- vii. band;
- viii. chorus;
- ix. physical education;
- x. home economics;
- xi. agriculture;
- xii. industrial arts;
- xiii. computer science; and
- xiv. business teachers.

d. a teacher's status as an "employee," as used in Paragraph B.1.a, shall be consistent with the employment classification made by his or her employing agency, pursuant to applicable law.

#### C. Rehired Retirees

1. Any retired member of TRSL, other than a *retired teacher* as defined in R.S. 11:710, who returns to active service covered by TRSL, shall have retirement benefits suspended for the duration of reemployment.

2. In order for a person who qualifies as a retired teacher because he teaches in a shortage area to receive benefits during the period of her or his reemployment, requires the superintendent and the personnel director of the employing school to certify to the BESE and the TRSL board of trustees that a shortage of teachers exists in the area in which the retired teacher was hired to teach. For speech therapists, speech pathologists, and audiologists in a shortage area, the employer is required to certify that a shortage of such persons exists.

3. Prior to certification, for any full-time teaching position, the employer shall advertise the position twice in the official journal of the school's governing authority and non-retirees shall be given hiring preference over retirees, unless fewer than three applicants have applied for the position.

4. LEAs shall adhere to all applicable state regulations regarding membership in TRSL.

AUTHORITY NOTE: Promulgated in accordance with R.S. 11:162(C); R.S. 11:710.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1267 (June 2005), amended LR 37:1140 (April 2011), LR 39:

### §521. Physical Abuse of Teachers and School Employees by Students

A. LEAs shall adopt rules and regulations to implement the following requirements regarding the physical abuse of public school teachers and other school employees by students.

1. LEAs shall keep an accurate record shall be kept of incidents of such abuse.

2. LEAs shall provide appropriate equipment to protect teachers and other school employees from such abuse.

3. Support services shall be provided to teachers and other school employees which afford them the opportunity to discuss the stress caused by such abuse.

4. Any teacher or other school employee who has been the victim of such abuse shall be provided the opportunity to seek another position for which the teacher is certified within the same parish in which the teacher will not have contact with the student(s) involved, provided that there is another position available.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 37:1138 (April 2011), amended LR 39:

## Chapter 7. Records and Reports

### §703. Student Records

A. Each school shall keep records for the registration and attendance of students and shall maintain an up-to-date permanent cumulative record of individual students showing personal data and progress through school.

1. Student cumulative records shall continually be updated and, when applicable, contain the following:

a. name, gender, social security number or a state-assigned identification number, date of admission, and date of birth;

b. name and address of parents, legal guardian, and/or next of kin;

c. language or means of communication, spoken or understood;

d. a cumulative record of the student's progress through the curriculum;

e. health history;

f. student grades;

g. attendance records;

h. results of vision and hearing screening;

i. all immunizations given in accordance with the requirements of the Office of Public Health (OPH), Louisiana Department of Health and Hospitals (DHH) recorded on a cumulative health record;

j. scores on statewide assessments and scores on local testing programs and screening instruments necessary to document the local criteria for promotion;

k. information (or reasons) for student placement, including promotion, retention, and/or remediation and acceleration;

l. information on the outcome of student participation in remedial and alternative programs; and

m. a copy of the letter informing the parent of either the placement of the student in or the removal of the student from a remedial education program.

2. The following are applicable to students eligible under IDEA or Section 504:

- a. records of parent/teacher conferences prior to referral to pupil appraisal;
- b. results of all educational screening information;
- c. educational interventions and their results;
- d. multi-disciplinary evaluation reports;
- e. a copy of the IEP, including least restrictive environment justification;
- f. a copy of the Individualized Accommodation Program (IAP);
- g. a copy of the parent's written consent for the student to be moved from an alternative to a regular placement program;
- h. documentation of contact with School Building Level Committee prior to referral to pupil appraisal;
- i. access sheet for special education confidentiality.

B. Each teacher shall be provided with a recording system in which the roster of each class taught shall be maintained and on which all data used to determine student progress shall be recorded.

C. Student records shall be reviewed regularly, and results shall be used for instructional planning, student counseling, and placement.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:170; R.S. 17:182; R.S. 17:232; R.S. 17:391.3; R.S. 17:391.4; R.S. 17:400; R.S. 17:1944; R.S. 17:2112.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1268 (June 2005), amended LR 39:

#### **§705. Student Academic Records and Reports**

A. A report of each student's progress in school shall be provided to parents or guardians at intervals designated by the LEA and shall contain a report of progress made by the student in each subject or area.

B. - F. ...

AUTHORITY NOTE: Promulgated in accordance with USCS 1232g; R.S. 17:112; R.S. 17:177; R.S. 17:391.7(D).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1269 (June 2005), amended LR 39:

#### **§707. Evaluation of Transfer Students' Records**

A. A student transferred from an approved school, in- or out-of-state or foreign school, shall be allowed credit for work completed in the previous school. When a student transfers from one school to another, a properly certified transcript, showing the student's record of attendance, achievement, immunization, and the units of credit earned, shall be required.

1. Records, including evaluation information for exceptional students transferring from another system, shall be reviewed by pupil appraisal and approved by the Supervisor of Special Education before the student is enrolled in a special education program.

2. Students in grades five and nine transferring to the public school system from any in-state nonpublic school (state approved and unapproved), or home schooling program, or Louisiana resident transferring from any out-of-

state school, shall be required to pass the English language arts and Mathematics components portions of the state-developed LEAP placement test.

B. Local school officials from any state-approved school receiving a student from an unapproved school, in- or out-of-state, or approved home study programs, shall determine the placement and/or credits for the student through screening, evaluations, and/or examinations.

1. The principal and/or superintendent may require the student to take an examination on any subject matter for which credit is claimed.

2. The school issuing the high school diploma shall account for all credits required for graduation, and its records will show when and where the credit was earned.

3. Students in grades five and nine transferring to the public school system from any in-state nonpublic school (state approved and unapproved), or home schooling program, or Louisiana resident transferring from any out-of-state school, shall be required to pass the English language arts and Mathematics components of the state-developed LEAP 21 placement test.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:236.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1269 (June 2005), amended LR 39:

#### **§709. Transfer of Student Records**

A. The principal shall provide for the transfer of the education records, including special education records if applicable, of any current or former student at the school upon the written request of any authorized person on behalf of a public or nonpublic elementary or secondary school within or outside of the state of Louisiana, where the student has become enrolled or is seeking enrollment.

1. The transfer of such records, whether by mail or otherwise, shall occur not later than 10 business days from the date of receipt of the written request.

2. If a student has been expelled, the transferred records shall include the dates of the expulsion and the reasons for which the student was expelled.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:112; R.S. 17:221.3.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1270 (June 2005), amended LR 36:1224 (June 2010), LR 39:

#### **§711. Textbook Records**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:8; R.S. 17:8.1; R.S. 17:93.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1270 (June 2005), amended LR 39:

#### **§713. Attendance Records**

A. The attendance of all school students shall be checked each school day and at the beginning of each class period and shall be verified by the teacher keeping such records which shall be open to inspection by Supervisor of Child Welfare and Attendance, or duly authorized representative, at all reasonable times. All schools shall immediately report to the visiting teacher, or Supervisor of Child Welfare and Attendance, any unexplained, unexcused, or illegal absence, or habitual tardiness.

B. No public elementary or secondary school student who has not been emancipated by judicial decree or by marriage shall be permitted for any reason to leave school during the school day on his or her own authority.

1. The school principal or the principal's designee shall make all reasonable efforts to notify the parent or other person responsible for the student's school attendance of any such prohibited absence by a student.

2. For the purposes of notification as required by this section, a parent or other person responsible for a student's school attendance may designate in writing with the school principal one or more alternative contact persons.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:232; R.S. 17:235.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1270 (June 2005), amended LR 39:

### **§715. System and School Reports**

A. Reports required by the LDE and BESE shall be made on appropriate forms, shall contain accurate information, and shall be returned by the specified date.

1. The certification form shall be signed by the superintendent verifying that all data submitted are accurate.

C. Each local superintendent shall keep a record of all business transacted by him as superintendent.

D. On dates specified by the LDE, the local superintendent shall forward the information required for the completion of the Annual Financial and Statistical Report to the LDE.

1. Schools shall furnish information required for the completion of the Annual Financial and Statistical Report on report forms supplied by the LEA.

E. Each LEA shall provide reports as required by the LDE for the review of the status and needs for additional construction and/or renovation of the physical facilities of the physical facilities of the LEA.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.5; R.S. 17:92; R.S. 17:93.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1270 (June 2005), amended LR 39:

### **§717. Reports of High School Credit**

A. A finalized list of graduates shall be submitted by the state-approved high school accompanied by the assurance statement signed by both the principal and the superintendent of the LEA in order to receive diplomas.

1. Prior to February 15 for mid-term graduates and prior to June 15 for spring graduates a certificate of high school credits for each graduate shall be submitted by each state-approved high school as required.

2. A certificate of high school credits (transcript) shall be submitted by the state-approved high school in order for a diploma to be issued to those students graduating or exiting at times other than mid-term and spring.

3. Upon receipt of the finalized list of graduates, the LDE will issue the diplomas.

B. Prior to the date of graduation or Options Program completion, the LDE shall have the authority to determine the issuance of a diploma or an Options Program skill certificate.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(11).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1270 (June 2005), amended LR 39:

### **§719. Reports to the Supervisors of Child Welfare and Attendance**

A. The principals, or administrators, and the teachers of all schools shall report the names, birth dates, race, parents, and residence of all students in attendance at their schools or classes in writing to the central office within 30 days after the beginning of the school term or session, and at such other times as may be required by BESE or the LDE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:232.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1271 (June 2005), LR amended LR 39:

## **Chapter 9. Scheduling**

### **§901. Scheduling**

A. The purpose of scheduling within available time frames and staff resources shall be to meet the educational needs of students.

B. Prior to student scheduling each year, each middle, junior, or high school shall provide the parent/guardian/legal custodian with a listing of course offerings including the Course Choice Catalog, the content of each course, and high school graduation requirements where appropriate.

1. By the end of the eighth grade, each student shall develop, with the input of his family, an individual graduation plan. Such a plan shall include a sequence of courses that is consistent with the student's stated goals for one year after graduation.

2. Each student's individual graduation plan shall be reviewed annually thereafter by the student, parents, and school advisor and revised as needed.

3. Every middle, junior, or high school shall require that the parent/guardian/legal custodian sign his/her child's schedule form and the individual graduation plan for students in grades 8-12.

C. Student scheduling shall be individually appropriate and flexible to allow entry into and exit from courses and course sequences that are available for meeting curricular requirements.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:175; R.S. 17:183.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1271 (June 2005), amended LR 36:1498 (July 2010), LR 39:

### **§903. Exceptional Students**

A. Exceptional students shall not be placed in educational settings that exceed the maximum pupil/teacher ratio or the three-year chronological age span. The age span requirement does not apply to programs for secondary-aged students (students aged 14 through 21).

B. Special class, separate schooling, or other removal of students with disabilities from the regular educational environment shall occur only when the nature or severity of the individual's needs is such that education in regular class with the use of supplementary aids and services cannot be achieved satisfactorily.

NOTE: Refer to Bulletin 1706—Regulations for Implementation of the Exceptional Children's Act.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:151; R.S. 17:1946.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1271 (June 2005), amended LR 39:

#### **§907. Secondary—Class Times and Carnegie Credit**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:154.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1271 (June 2005), amended LR 38:1224 (May 2012), LR 39:

#### **§909. Length of School Day Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:154.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1272 (June 2005), amended LR 39:

#### **§913. Class Size and Ratios**

A. The maximum enrollment in a class or section in grades K-3 shall be 26 students and in grades 4-12, 33 students, except in certain activity types of classes in which the teaching approach and the materials and equipment are appropriate for large groups.

B. No teachers at the secondary level shall instruct more than 750 student hours per week, except those who teach the activity classes.

1. When a number of staff members are involved in a cooperative teaching project, the amount of each person's involved time may be counted in computing the individual teacher's load.

C. The maximum class size for Health and Physical Education in grades K-8 and in Physical Education I and II shall be 40. No class may be combined with Physical Education I or II if the total number of students taught is more than 40.

D. The system-wide, student classroom teacher ratio in grades K-3 shall be a maximum of 20 students to one classroom teacher.

1. An LEA may request a waiver of this requirement from the state superintendent of education provided that the teacher has demonstrated effectiveness as defined by BESE in *Bulletin 130—Regulations for the Evaluation and Assessment of School Personnel*.

NOTE: Refer to Bulletin 1706—Regulations for Implementation of the Children with Exceptionalities Act for pupil/teacher ratios for special education.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:151; R.S. 17:174.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1272 (June 2005), amended LR 39:

#### **§915. Student Activities**

A. Each school shall have a well-balanced and effectively administered student activity program.

B. Extracurricular activities shall not be scheduled during instructional time.

C. Extracurricular services and activities shall be offered to all exceptional students in a manner that allows them equal opportunity to participate in services and activities.

D. No school shall permit the existence or functioning of any fraternity, sorority, or secret society.

E. The Scholastic Rule of the Louisiana High School Athletic Association (LHSAA) shall be adhered to by all high schools under its jurisdiction.

NOTE: See for reference the LHSAA Web site at [www.lhsaa.org](http://www.lhsaa.org).

F. All athletic contests shall be scheduled after school hours.

1. When possible, no instructional time should be missed by student athletes when traveling to athletic events.

2. If teams are allowed to be released from school early to attend these events, released time should be kept to a minimum and the LHSAA's Regular Season Released-Time Plan must be followed when determining the released time to be used.

3. All class work missed by student athletes while attending athletic events must be made up as soon as possible in the same manner that would be required of other students.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:176.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1272 (June 2005), amended LR 39:

### **Chapter 11. Student Services**

#### **§1103. Compulsory Attendance**

A. - B.1.c. ...

2. If a student is under the age of 18, the parent or guardian may withdraw the student from high school if that student is accepted into a National Guard Youth Challenge Program in this state.

3. - 4.c. ...

C. Students shall be expected to be in attendance every student-activity day scheduled by the LEA.

D. A student is considered to be in attendance when he or she is physically present at a school site or is participating in an authorized school activity and is under the supervision of authorized personnel.

1. This definition for attendance would extend to students who are homebound, assigned to and participating in drug rehabilitation programs that contain a state-approved education component, participating in school-authorized field trips, or taking a state-approved virtual course.

a. Half-Day Attendance. Students are considered to be in attendance for one-half day when they:

i. are physically present at a school site or participating in authorized school activity; and

ii. are under the supervision of authorized personnel for more than 25 percent but not more than half (26-50 percent) of the students' instructional day.

b. Whole-Day Attendance. Students are considered to be in attendance for a whole day when they:

i. are physically present at a school site or are participating in an authorized school activity; and

ii. are under the supervision of authorized personnel for more than 50 percent (51-100 percent) of the students' instructional day.

E. A student who is enrolled in regular or special education and who, as a result of health care treatment, physical illness, accident, or the treatment thereof, is temporarily unable to attend school, shall be provided instructional services in the home or hospital environment.

1. Homebound instruction shall be provided by, a properly certified teacher, on the eleventh school day following an absence of more than 10 consecutive school days for a qualifying illness.

a. After a student has been absent for 10 days, for one of the above identified reasons, the student shall be referred for review by the SBLC, to determine need for referral for Section 504 services if the student has not previously been identified as a student with a disability.

2. Homebound instruction, at a minimum, shall be provided in the core academic subjects: English, Mathematics, Science and Social Studies.

3. A minimum of four hours of homebound instruction shall be provided per week, unless the student's health as determined by a physician requires less.

a. Consideration shall be given to the individual need for services beyond the core academic subjects for students with disabilities.

4. Homebound services may be provided via a consultative model (properly certified regular or special education teacher when appropriate, consults with the homebound teacher delivering instruction) for students needing such services less than 20 days during a school year.

F. Elementary students shall be in attendance a minimum of 60,120 minutes (equivalent to 167 six hour days) a school year. In order to be eligible to receive grades, high school students shall be in attendance a minimum of 30,060 minutes (equivalent to 83.5 six hour school days), per semester or 60,120 minutes (equivalent to 167 six hour school days) a school year for schools not operating on a semester basis.

1. Students in danger of failing due to excessive absences may be allowed to make up missed time in class sessions held outside the regular class time. The make-up sessions must be completed before the end of the current semester and all other policies must be met.

G. Repealed.

H. - M. ...

N. If a student is absent from school for two or more days within a 30-day period under a contract or employment arrangement to render artistic or creative services for compensation as set forth in the Child Performer Trust Act (R.S. 51:2131 et seq.) the employer shall employ a certified teacher, beginning on the second day of employment, to provide a minimum of three education instruction hours per day to the student pursuant to the lesson plans for the particular student as provided by the principal and teachers at the student's school. There must be a teacher to student ratio of one teacher for every 10 students.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:112; R.S. 17:221.3-4; R.S. 17:226.1; R.S. 17:233.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1273 (June 2005), amended LR 32:546 (April 2006), LR 32:1030 (June 2006), LR 33:2351 (November 2007), LR 35:641 (April 2009), LR 35:1097 (June 2009), LR 35:1475 (August 2009), LR 36:482 (March 2010), LR 36:1224 (June 2010), LR 37:1126 (April 2011), LR 37:2132 (July 2011), LR 38:1000 (April 2012), LR 38:1225 (May 2012), LR 38:1399 (June, 2012), LR 39:

### **§1105. Types of Absences**

A. - B. ....

C. *Exempted, Excused Absences*—absences which are not considered for purposes of truancy and which are not

considered when determining whether or not a student is eligible to make up work and tests, receive credit for work completed, and receive credit for a course and/or school year completed.

D. - E. ....

AUTHORITY NOTE: Promulgated in accordance with R. S. 17:226; R.S. 17:235.2; R.S. 17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1274 (June 2005), amended LR 36:482 (March 2010), LR 37:1127 (April 2011), LR 39:

### **§1107. Entrance Requirements**

A.1. All students, upon entering school for the first time, shall present:

a. an official birth certificate (Children born in Louisiana will be given a 15 day grace period to secure a copy of their birth record. Children born out of this state will be given 30 days' grace in which to produce a copy of their birth record);

b. a record of immunization; and

c. an official Social Security card. If no Social Security is available, the student shall be assigned a state identification number.

2. In cases where birth certificates and/or birth verification forms cannot be obtained, the school principal may accept other positive proof of age, race, and parentage is available. It shall be left to the discretion of the local superintendent of schools, subject to the authority of the school board, as to whether or not a child shall continue in school upon failure to comply herewith.

B. Every child, as a prerequisite to enrollment in any first grade of a public school, shall meet one of the following criteria:

1. have attended a full-day public or private kindergarten for a full academic year; or

2. have satisfactorily passed academic readiness screening administered by the LEA at the time of enrollment for first grade.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:151.3; 17:170; 17:222.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1274 (June 2005), amended LR 33:2353 (November 2007), LR 39:

### **§1109. Assignment and Transfer of Students**

A. - B.1. ....

2. If not specifically contrary to the provisions of an order of a court of competent jurisdiction providing for the assignment of students within the LEA, a city or parish school board in Caddo or St. Tammany Parish, shall assign a student to attend any public high school requested by a parent or other person responsible for the student's school attendance when the requested school has space available and is of a suitable grade level, and the student resides not more than 2 miles from such school. A school board shall not be required to provide transportation to any student enrolled in high school pursuant to the provisions of this Paragraph.

NOTE: Refer to §303.D.

C. - D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:105; R.S. 17:221.2; R.S. 17:221.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1274 (June 2005),

amended LR 33:2353 (November 2007), LR 36:1225 (June 2010), LR 37:1126 (April 2011), LR 39:

### **§1111. Age Requirements**

A. Special education shall be provided for exceptional students aged 3 through 21, unless they have received a diploma. The LEA shall have the option to provide preschool special education to students with disabilities aged 0 through 2 years.

B. Each LEA shall provide for and offer full-day kindergarten instruction to each eligible child in every school having a first grade or in a parish kindergarten center.

C. The minimum age for kindergarten shall be one year younger than the age required for that child to enter first grade.

1. Each local educational governing authority, by rule, may provide, for a child of younger age to enter kindergarten; provided that such child has been evaluated and identified as gifted in accordance with the regulations of the DOE for such evaluation. Any child admitted to kindergarten pursuant to this Paragraph shall be eligible to enter first grade upon successful completion of kindergarten, provided all other applicable entrance requirements have been fulfilled.

2. Any child transferring into the first grade of a public school from out-of-state and not meeting the requirements herein for kindergarten attendance, shall be required to satisfactorily pass an academic readiness screening administered by the LEA prior to the time of enrollment for the first grade.

3. Any child not able to meet the kindergarten attendance requirements of this Section due to illness or extraordinary, extenuating circumstances as determined by the local educational governing authority, shall be required to satisfactorily pass an academic readiness screening administered by the LEA prior to the time of enrollment for the first grade.

4. Every parent, tutor, or other person having control or charge of a child who is eligible to attend full-day kindergarten, as a prerequisite to enrollment in any first grade of a public school shall send such child to attend public or private full-day kindergarten when such instruction is offered in the public schools, or ensure that such child is administered an academic readiness screening prior to the time established for the child to enter first grade.

D. The age at which a child may enter the first grade of any public school at the beginning of the public school session shall be six years on or before September 30 of the calendar year in which the school year begins.

1. Any local educational governing authority in a parish having a population of at least 450,000 may adopt, by rule, and enforce ages for entrance into first grade in the schools in its system which vary from the provisions of this Section. All children admitted into school as a result of a rule adopted pursuant to such a rule shall be counted in reports submitted for funding under the MFP and money allocated pursuant to such program shall be based on the report which includes such children.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:151.3; R.S. 17:222.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1275 (June 2005), amended LR 39:

### **§1115. Statements of Compliance**

A. Each LEA shall require each student in grades 4 through 12 in each school under the control of the LEA annually to sign a statement of compliance committing to do at least all of the following:

1. attend school daily, except when absent for reasons due to illness or other excused absence;
2. arrive at school on time each day;
3. demonstrate significant effort toward completing all required homework assignments; and
4. follow school and classroom rules.

B. Each parent or guardian of each student in grades 4 through 12 in any public school in the state annually shall sign a statement of compliance committing to do at least all of the following:

1. ensure that his/her child attends school daily except for excused absences;
2. ensure that his/her child arrives at school on time each day;
3. ensure that his/her child completes all required homework assignments; and
4. attend all required parent and teacher or principal conferences.

C. Prior to the signing by any student of the statement of compliance as required in this Section, each homeroom teacher or teacher designated by the principal shall, on the first day of school each school year, provide information to and answer any questions from students in grades 4 through 12 relative to the statement of compliance.

D. Each LEA shall adopt rules and regulations necessary for the implementation of this Section. Such rules and regulations shall include the following:

1. appropriate action to be taken against any student or parent or guardian who fails to comply with the signed statement as required in this Section; and
2. guidelines for homeroom teachers to provide information and answer questions about the compliance statements, including a specified amount of time necessary for teachers to accomplish such requirements.

AUTHORITY NOTE: Promulgated in accordance with R. S. 17:235.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1276 (June 2005), amended LR 39:

### **§1117. Child Welfare and Attendance**

A. Supervisors of Child Welfare and Attendance, and home-school coordinators shall give written notice, either in person or by registered mail, to the parent or guardian of a student within the compulsory school attendance age, when no valid reason is found for a student's nonenrollment or unexcused absence from school, requiring enrollment or attendance within three days from the date of notice.

B. Supervisors of Child Welfare and Attendance shall receive the cooperation of all teachers and principals in the parish or city in which they are appointed to serve.

C. Each school shall, upon the request of the LEA where the school is located, state whether any individual student is enrolled in such school and whether such pupil is fulfilling the compulsory attendance requirements.

D. Any student who is a juvenile and who is habitually absent from school or is habitually tardy shall be reported by

Supervisors of Child Welfare and Attendance to the family or juvenile court of the parish or city as a truant child, pursuant to the provisions of Chapter 2 of Title VII of the Louisiana Children's Code relative to families in need of services, there to be dealt with in such manner as the court may determine, either by placing the truant in a home or in a public or private institution where school may be provided for the child, or otherwise.

E. A student shall be considered habitually absent or habitually tardy when either condition continues to exist after all reasonable efforts by any school personnel, truancy officer, or other law enforcement personnel have failed to correct the condition after the fifth unexcused absence or fifth unexcused occurrence of being tardy within any school semester. The parent or legal guardian of a student shall enforce the attendance of the student at the school to which the student is assigned.

F. In those districts participating in an interagency agreement to operate a truancy and assessment service center and to the extent specified in said agreement, school boards and their systems in general will assist child welfare and attendance officers in creating student background data, including attendance records, unexcused absences, conduct violations, discipline records, report cards, and transcripts as permitted by law and families in need of services personnel will work in partnership with the child welfare and attendance officers to monitor client progress, file all petitions in the cases of noncompliance of the plan for court appearance, and coordinate other services.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:232, R.S. 17:233, R.S. 17:235.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1276 (June 2005), amended LR 34:608 (April 2008), LR 35:1475 (August 2009), LR 39:

### **§1119. Health Screening**

NOTE: §1119 has been moved to Bulletin 135—Health and Safety, §301.

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:2112.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1276 (June 2005), repealed LR 39:

### **§1121. Immunizations**

NOTE: §1121 has been moved to Bulletin 135—Health and Safety, §303.

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:170.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1277 (June 2005), amended LR 33:429 (March 2007), LR 35:1476 (August 2009), LR 35:2322 (November 2009), LR 37:2134 (July 2011), repealed LR 39:

### **§1123. Educational Screening and Evaluation**

A. All LEAs shall ensure that appropriate educational screening and evaluation services are provided to students.

B. Every student in public school in grades kindergarten through third shall be screened, at least once, for the existence of impediments to a successful school experience. No student shall be screened if his parent or guardian objects to such screening.

1. Such impediments shall include:

- dyslexia and related disorders;
- attention deficit disorder; and
- social and environmental factors that put a student "at risk."

2. Students in need of services and/or assistance shall have it provided to them in accordance with R.S. 17:7(11).

3. The screenings shall be done directly by elementary school counselors, pupil appraisal personnel, teachers, or any other professional employees of the LEA who have been appropriately trained, all of whom shall operate as advocates for the students identified as needing services or assistance. No screenings shall be done by persons who have not been trained to do such screenings.

C. - F. ...

G. Re-evaluation of exceptional students shall occur at least every three years unless the parent and the public agency agree that a re-evaluation is not necessary.

NOTE: Refer to §1119.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7(11); R.S. 17:392.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1277 (June 2005), amended LR 39:

### **§1124. Parental Involvement for Exceptional Students [Formerly §1903]**

A. Each LEA shall take whatever action is necessary to ensure parental participation as required by federal, state, and local guidelines in the development of the IEP for exceptional students.

B. Communication from the school to the parent shall be as follows:

- written;
- in language understandable to the general public;
- in the native language of the parent or other mode of communication used by the parent when possible; and/or
- communicated orally (when necessary) in the native language or other mode of communication so that the parent understands the content of such communication.

C. Full and effective notice communicated from the LEA to the parent of an exceptional student or a student thought to be exceptional shall also include the following:

- a full explanation of all the procedural safeguards available to the parents, including confidentiality requirements;
- a description of the proposed (or refused) action, an explanation of the reasons for such actions, and a description of any options that were considered and rejected;
- a description of each evaluation procedure, type of test, record or report used as a basis for the action, and any other relevant factors; and
- identification of the employee or employees of the school system who may be contacted.

AUTHORITY NOTE: Promulgated in accordance with; R.S. 17:1944.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1287 (June 2005), amended LR 39:

### **§1125. Comprehensive Counseling**

A. School counselors shall spend the majority of their time providing direct counseling related to students. Responsibilities of the school counselor shall not include the

administration of discipline, substitute teaching or administrative clerical duties. Refer to the Louisiana State Comprehensive Guidance and Counseling Model.

B. It is recommended that each secondary school shall provide school counselors at a ratio of 1:450 or a major fraction thereof. Each elementary school and middle school shall provide school counselors when enrichment formula funds are provided.

1. This provision shall not apply to schools capable of providing academic guidance, postsecondary counseling, and personal developmental support through alternate means.

2. The LDE may request information regarding the services provided in situations where the above ratio is not being met.

C. LEAs shall ensure that services including, but not limited to, counseling, educational information, career/occupational information, personal/social information services, referral services, consultation, orientation, testing, placement, and follow-up are available for students.

1. Individual and group counseling services may be provided to students at all levels, as well as to teachers, administrators and parents.

2. Individualized counseling shall be provided to students to ensure appropriate placement into and exit from the courses and course sequences that are available for curricular requirements.

3. Immediate assistance shall be provided for students who experience problems, and long-range services shall be made available when necessary.

4. LEAs are encouraged to refer to the Louisiana State Comprehensive Guidance and Counseling Model.

AUTHORITY NOTE: Promulgated in accordance with R. S. 17:3002 et seq.; R.S. 17:3005.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1277 (June 2005), amended LR 39:

### §1127. Preventive Programs

A. Preventive programs are those programs aimed at identifying and eliminating problems that impede student learning.

B. Each LEA shall have a program on the prevention of crime and disruptive behavior.

C. Each LEA may develop and implement, after submission to BESE for approval, a plan for the modification of approved course content and structure to produce interdisciplinary courses for purposes of enhancing dropout prevention programs.

D. Teachers, school counselors, principals and certain other school administrators in public elementary and secondary schools shall receive two hours of annual in-service training in suicide prevention.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:13.1; R.S. 17:283; R.S. 17:403.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1278 (June 2005), amended LR 39:

### §1129. Administration of Medication

NOTE: §1129 has been moved to Bulletin 135—Health and Safety, §305.

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:436.1; R.S. 17:436.1(J).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1278 (June 2005), amended LR 35:1476 (August 2009), LR 36:481 (March 2010), repealed LR 39:

### §1131. Communicable Disease Control

NOTE: §1131 has been moved to Bulletin 135—Health and Safety, §309.

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(10)(15); R.S. 17:170; R.S. 17:437; R.S. 17:1941; 20 USCS 1232.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1279 (June 2005), repealed LR 39:

### §1137. Student Identification Badges

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:179.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1282 (June 2005), repealed LR 39:

### §1141. Electronic Telecommunication Devices

A. - B. ...

C. Each LEA shall develop, adopt, and implement policies, procedures and practices applicable to school employees relative to electronic communications by an employee at a school to a student enrolled at that school.

1. The policies, procedures, and practices shall:

a. define electronic communication and recognize the multiple means available for making such a communication, including specified forms of both direct communication and indirect communication;

b. require that all electronic communication by an employee to a student relative to the educational services provided use a means of communication provided by the LEA;

c. prohibit the use of the means of provided by the LEA to electronically communicate with a student that is not related to the education services provided, except communication with an immediate family member if such communication is specifically authorized by the LEA;

d. specify that the occurrence of any electronic communication made by an employee to a student, or vice versa, using a means other than one provided by the LEA shall be reported by the employee:

i. provides that records of any such reported communication be maintained by the LEA for one year;

e. specify that it is a duty of LEA employees to comply with the policies and provide that a failure to comply may result in disciplinary action and may constitute willful neglect of duty;

f. establish and provide for the imposition of consequences for a violation of the policies, including but not limited to termination of employment;

g. provide a means for the timely reporting and investigation of an alleged failure to comply with policies and for concluding such an investigation and resolving the allegation;

h. provide a means whereby any alleged failure to comply with the policies that also may be a violation of state or federal law is reported to the proper authorities;

i. provide a means to assure that all LEA employees are informed fully of the policies, procedures,

and practices, and the possible consequences for a failure to comply;

j. provide a means to assure that a parent or guardian is fully informed of the policies, procedures, and practices;

k. provide a means for a parent or guardian to request that the child not be contacted through electronic communication by any school employee unless the purpose of such communication is directly related to the child's educational services and is sent and received by more than one student at the school; and

1. authorize a school principal or designee to permit an employee to contact one or more specifically identified students and be contacted by such students using a means other than one provided by the school provided the employee has requested and received permission from the principal or designee to do so and has provided documentation in writing to the principal or designee the purpose for such contact.

i. Such purposes may include but need not be limited to necessary communications relative to extracurricular activities, student athletic activities, community-based youth activities, and faith based activities.

2. No school board or board member shall be civilly liable for any electronic communication that is prohibited by law.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:81; R.S. 17:239

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1282 (June 2005), amended LR 37:1134 (April 2011), LR 39:

#### **§1145. School Health Forms**

NOTE: §1145 has been moved to Bulletin 135—Health and Safety, §311.

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S.40:5.12.; 20 USCS 6301, et seq. and 20 USCS 1232.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 33:2606 (December 2007), repealed LR 39:

#### **§1147. Non-Complex Health Procedures**

NOTE: §1147 has been moved to Bulletin 135—Health and Safety, §313

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:436(A)(2) and (E).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 36:482 (March 2010), LR 39:

#### **§1149. Student Biometric Information**

A. Biometric information is defined as any noninvasive electronic measurement and evaluation of any physical characteristics that are attributable to a single person, including fingerprint characteristics, eye characteristics, hand characteristics, vocal characteristics, facial characteristics, and any other physical characteristics used to electronically identify that person with a high degree of certainty.

B. Any LEA that collects such information shall develop, adopt, and implement policies that govern the collection and use of such information that, at a minimum shall:

1. require written permission from the student's parent or other legal guardian, or the student if he or she is age 18 or older, prior to the collection of any biometric information. It requires a form created for the express purpose of obtaining the required permission and requires that the granting of permission shall not be included as a part of any form used for enrollment purposes or other form required by the school's governing authority for any other purpose;

2. provide that any biometric information collected from a student shall be used only for identification or fraud prevention purposes;

3. ensure that a student's biometric information shall not be disclosed to a third party without the written permission of the student's parent or other legal guardian, or the student if he or she is age 18 or older, unless the disclosure is required by court order;

4. provide for the secure storage, transmission, and protection of all biometric information from unauthorized disclosure;

5. encrypt student biometric information using an algorithmic process which transforms data into a form in which there is a low probability of assigning meaning to such information without use of a confidential process or key;

6. ensure that the use of a student's biometric information is discontinued upon:

a. the student's graduation or withdrawal from school; or

b. receipt of a written request to discontinue use of such information from the student's parent or other legal guardian, or the student if he or she is age 18 or older;

7. provide that all biometric information collected from a student be destroyed within 30 days after use of such information is discontinued;

8. provide that a student shall not be refused or denied any services due to the failure to provide written consent and that the collection of student biometric information must comply with all applicable state and federal law and requirements, including the federal Family Educational Rights Privacy Act of 1974 (FERPA).

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:100.8.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 37:1139 (April 2011), amended LR 39:

### **Chapter 13. Discipline**

#### **§1301. Disciplinary Regulations**

A. - F. ...

G. Students who are removed from the classroom for disruptive, dangerous, or unruly behavior or who are suspended for ten days or less shall be assigned school work missed and shall receive either full or partial credit for such work if it is completed satisfactorily and timely as determined by the principal or designee, upon the recommendation of the student's teacher. A student who is suspended for more than ten days or is expelled and receives educational services in an alternative school site, shall be assigned school work by a certified teacher and shall receive credit for school work if it is completed satisfactorily and timely as determined by the teacher. Such work shall be

aligned with the curriculum used at the school from which the student was suspended or expelled.

1. The number of school days a student may be suspended shall not exceed the number of school days remaining in the school year.

H. - K.4.f. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:223-224; R.S. 17:416; 17:416.13.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1282 (June 2005), amended LR 36:1225 (June 2010), LR 37:1132, 1133 (April 2011), LR 39:

### **§1302. Classroom Management Training for School Staff**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:252

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 37:1380 (May 2011), repealed LR 39:

### **§1303. Reasons for Suspension**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1283 (June 2005), repealed, LR 39:

### **§1304. Classroom Management Training for School Staff [Formerly §1302]**

A. The school master plans for improving behavior and discipline required of LEAs shall make provision for pre-service and ongoing grade appropriate classroom management training for teachers, principals, and other appropriate school personnel regarding positive behavioral supports and reinforcement, conflict resolution, mediation, cultural competence, restorative practices, guidance and discipline, and adolescent development.

B. LEAs shall provide ongoing classroom management courses and regularly review discipline data from each school to determine what additional classroom management training is needed, if any, and what additional classroom support activities should be provided by the principal and school administration.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:252

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 37:1380 (May 2011), amended LR 39:

### **§1305. Reasons for Suspension [Formerly §1303]**

A. School principals may suspend from school any student, including an exceptional student, for good cause in accordance with state law and local policy.

B. Students determined to be guilty of the following offenses may be suspended for the following reasons:

1. willful disobedience;
2. disrespect to a teacher, principal, superintendent, and/or member or employee of the local school board;
3. making an unfounded charge against a teacher, principal, superintendent, and/or member or employee of the local school board;
4. using unchaste or profane language;
5. immoral or vicious practices;

6. conduct or habits injurious to his/her associates;
7. using tobacco and/or using and possessing alcoholic beverages or any controlled dangerous substances governed by the Uniformed Controlled Dangerous Substance Law in any form in school buildings or on school grounds;
8. disturbing the school and habitually violating the rules;
9. cutting, defacing, or injuring any part of public school buildings;
10. writing profane or obscene language or drawing obscene pictures in or on any public school premises, or on any fence, sidewalk, or building on the way to or from school;
11. possessing firearms, knives, or other implements that can be used as weapons;
12. throwing missiles on the school grounds;
13. instigating or participating in fights while under school supervision;
14. violating traffic and safety regulations;
15. leaving the school premises without permission or his/her classroom or detention room without permission;
16. habitual tardiness or absenteeism; and
17. committing any other serious offense.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1283 (June 2005), amended LR 39:

### **§1307. Due Process for Suspensions [Formerly §1305]**

A. Prior to any suspension, the school principal or the principal's designee shall advise the student in question of the particular misconduct of which he or she is accused as well as the basis for such accusation, and the student shall be given an opportunity at that time to explain his or her version of the facts to the school principal or his or her designee.

B. The principal, or the principal's designee, shall contact by telephone at the telephone number shown on the pupil's registration card or send a certified letter at the address shown on the pupil's registration card to the parent or guardian of the student, giving notice of the suspension, the reasons therefore and establishing a date and time for a conference with the principal or his designee as a requirement for readmitting the student.

1. If the parent or guardian fails to attend the required conference within five school days of mailing the certified letter or other contact with the parent, the truancy laws shall become effective.

2. On not more than one occasion each school year when the parent or guardian refuses to respond, the principal may determine whether readmitting the student is in the best interest of the student.

3. On any subsequent occasions in the same year, the student shall not be readmitted unless the parent, guardian, or other appointed representative responds.

C. A student whose presence in or about a school poses a continued danger to any person or property or an ongoing threat of disruption to the academic process shall be immediately removed from the school premises without the

benefit of the procedure described above; however, the necessary procedure shall follow as soon as is practicable.

D. Notice in writing of the suspension and the reasons thereof shall be given to the parent or parents of the suspended student.

E. Any parent, tutor, or legal guardian of a suspended student shall have the right to appeal to the superintendent or to a designee of the superintendent, who shall conduct a hearing on the merits of the case.

F. In all cases of suspensions, the parent, the superintendent of schools, and/or Supervisor of Child Welfare and Attendance or designee shall be notified in writing of the facts concerning each suspension, including the reasons therefore and terms thereof.

G. The decision of the superintendent on the merit of the case, as well as the term of suspension, shall be final, reserving the right to the superintendent to remit any portion of the time of suspension.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1283 (June 2005), amended LR 39:

### **§1308. Reasons for Expulsions**

#### **[Formerly §1307]**

A. Students may be expelled for any of the following reasons:

1. any student, after being suspended for committing any of the offenses listed in §1103, may be expelled upon recommendation by the principal of the public school in which the student is enrolled;

2. any student, after being suspended on three occasions for committing drugs or weapons offenses during the same school session, shall, on committing the fourth offense, be expelled from all the public schools of the parish or city school system wherein he or she resides until the beginning of the next regular school year, subject to the review and approval of the local educational governing authority;

3. the conviction of any student of a felony or the incarceration of any student in a juvenile institution for an act which, had it been committed by an adult, would have constituted a felony, may be cause for expulsion of the student for a period of time as determined by the board; such expulsions shall require the vote of two thirds of the elected members of the local educational governing authority;

4. any student found guilty of being in possession of a firearm on school property or on a school bus or at a school sponsored event shall be expelled from school according to the requirements of R.S. 17:416(C)(2);

5. any student in grades six and up found guilty of being in possession of any illegal narcotic, drug, or other controlled substance on school property, on a school bus, or at a school event shall be expelled from school according to the requirements of R.S. 17:416(C)(2).

6. any student older than eleven and in grades six and up, carrying or possessing a knife the blade of which equals or exceeds two inches in length.

B. School officials shall have total discretion and shall exercise such discretion in imposing on a pupil any disciplinary actions authorized by this Section for possession by a student of a firearm or knife on school property when

such firearm or knife is stored in a motor vehicle and there is no evidence of the student's intent to use the firearm or knife in a criminal manner.

C. Expulsion is not mandatory for a student carrying or possessing a firearm or knife for purposes of involvement in a school class or course or school approved cocurricular or extracurricular activity or any other activity approved by the appropriate school officials or for a student possessing any controlled dangerous substance governed by the Uniform Controlled Dangerous Substances Law that has been obtained directly or pursuant to a valid prescription or order from a licensed physician. However, such student shall carry evidence of that prescription or physician's order on his person at all times when in possession of any controlled dangerous substance which shall be subject to verification.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:416.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1284 (June 2005), amended LR 34:608 (April 2008), LR 39:

### **§1313. Discipline for Students with Disabilities**

A. If a school district removes a student with a disability from the student's current educational placement for 10 school days in a school year, consecutively or cumulatively, regardless of the circumstances, beginning on the eleventh day, students must continue to receive educational services to enable the student to continue participating in the general education curriculum, to progress toward meeting the goals set out in the IEP, and to receive behavioral intervention services and modifications, that are designed to address the behavior violation so that it does not recur.

NOTE: Refer to Bulletin 1706—Regulations for Implementation of the Children with Exceptionalities Act.

AUTHORITY NOTE: Promulgated in accordance with R.S.17:1941 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1284 (June 2005), amended LR 39:

### **§1315. Corporal Punishment**

A. Each LEA shall have discretion in the use of corporal punishment. In those cases in which an LEA decides to use corporal punishment, the LEA shall adopt such rules and regulations as it deems necessary to implement and control any form of corporal punishment in the schools under its jurisdiction.

B. Each LEA shall adopt a policy establishing procedures for the investigation of employees accused of impermissible corporal punishment.

C. Each LEA shall collect and report corporal punishment data according to procedures established by the LDE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:81.6; R.S. 17:223; R.S. 17: 416.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1284 (June 2005), amended LR 39:

### **§1317. Search and Seizure**

A. Any teacher, principal, school security guard, or administrator may search any building, desk, locker, area, or school grounds for evidence that the law, a school rule, or parish or city school board policy has been violated.

B. - D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:416.3.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1285 (June 2005), amended LR 39:

**Chapter 17. Instructional Support**

**§1703. Textbooks**

A. Each school shall provide instructional materials for each student and shall have proper procedures for selection, storage, and preservation of such materials.

B. State funds appropriated through the MFP may be used to buy books on the state-adopted textbook lists and academically related ancillary materials or computer hardware according to the state guidelines.

1. The annual appropriation for the purchase of instructional materials and supplies (state approved textbooks) is defined in the MFP appropriation bill on a per-pupil amount. In order to facilitate the purchase and receipt of these textbooks each year, LEAs are required to submit state textbook orders to the Publisher's Depository, centrally located within the state, between March 15 and May 15.

2. LEAs may use state MFP dollars for the purchase of non-adopted instructional materials.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:8 and R.S. 17:351 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1286 (June 2005), amended LR 37:1141 (April 2011), LR 38:2365 (September 2012), LR 39:

**§1705. School Library-Media Programs**

A. Schools shall provide reputable and relevant digital and/or print resources for students to access literature and reference materials that relate directly to the educational program and provide opportunities to explore beyond the sphere of the regular instructional program.

B. Each secondary school shall have a library and have librarian(s) as follows.

Student Enrollment	Required Librarians
299 or fewer	One half-time
300-999	One full-time
1000 or higher	Two full-time

1. This provision shall not apply to schools capable of providing resources and assistance to students through an alternate structure.

2. The LDE may request information regarding the services provided in situations where the above requirement is not being met.

NOTE: Refer to Guidelines for Library Media Programs in Louisiana Schools.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:351 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1286 (June 2005), amended LR 39:

**Chapter 19. Community Relations**

**§1901. School-Community Relations Program**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:251; R.S. 17:406.1 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1287 (June 2005), repealed LR 39:

**§1903. Parental Involvement**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with; R.S. 17:1944.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1287 (June 2005), repealed LR 39:

**Chapter 21. Support Services**

**§2101. Transportation**

A. The transportation program shall be safe, adequate, and suitable to the needs of the students and the community served while complying with the standards of the LDE. Refer to *Bulletin 119—Louisiana School Transportation Specifications and Procedures*, and applicable laws.

B. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:158.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1287 (June 2005), amended LR 39:

**§2103. School Food Service**

A. A recognized school of high school grade or under shall be eligible to participate in the school food service programs administered by the LDE, provided that requirements set forth in the agreements with the local educational governing authority are met.

B. Reimbursement shall be made only to schools operating under an agreement between the LEA or other governing authority and the LDE.

1. Agreements shall be signed by the designated representative of each LEA or other governing authority.

C. Participating schools shall adhere to conditions of Agreement and all applicable federal and state laws and United States Department of Agriculture (USDA) regulations and policies governing the USDA Child Nutrition Programs under the LDE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17: 82; R.S. 17: 191 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1287 (June 2005), amended LR 38:3135 (December 2012), LR 39:

**Chapter 23. Curriculum and Instruction**

**Subchapter A. Standards and Curricula**

**§2301. Standards and Curricula**

A. Each LEA will provide instruction aligned to BESE-approved standards.

B. The Louisiana content standards shall be subject to review and revision to maintain rigor and high expectations for teaching and learning. Such review of each content area shall occur at least once every seven years.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1288 (June 2005), amended LR 31:3070 (December 2005), LR 33:429 (March 2007), LR 39:

**§2302. Uniform Grading Policy**

A. LEAs shall use the following uniform grading system for students enrolled in all grades K-12 for which letter grades are used.

Grading Scale for Regular Courses	
Grade	Percentage
A	100-93
B	92-85
C	84-75
D	74-67
F	66-0

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7 (31) (A).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 37:2390 (August 2011), amended LR 39:

### §2303. Planning and Instruction

A. Course content shall meet state and local guidelines relative to unbiased treatment of race, sex, roles, religions, ethnic origins, and political beliefs.

B. Each school's instructional program shall be characterized by well-defined instructional objectives and systematic planning by teachers.

C. Planning by teachers for content, classroom instruction, and local assessment shall reflect the state's content standards.

D. The instructional program shall reflect the selection and use of varied types of learning materials and experiences, and the adaptation of organizational and instructional procedures to provide for individual student needs.

E. The instructional program shall reflect the use of varied evaluative instruments and procedures.

F. Teaching strategies and techniques shall be adjusted to accommodate the types of learners served and their individual learning styles.

G. Each school's educational program shall provide for individual differences of students.

H. Assessment of student performance shall be conducted in each course or instructional level, and mastery of concepts and skills shall be verified.

AUTHORITY NOTE: Promulgated in accordance with Louisiana Constitution Art. VIII Preamble.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1288 (June 2005), amended LR 39:

### §2304. Science Education

A. BESE shall, upon request of an LEA, allow and assist teachers and school administrators to create and foster an environment that promotes critical thinking skills, logical analysis, and open and objective discussion of concepts, laws, principles, and scientific theories.

1. Such assistance shall include support and guidance for teachers regarding effective ways to understand, analyze, critique, and objectively review concepts, laws, principles, and scientific theories.

2. Any LEA may request such assistance by contacting the LDE.

B. Teachers shall teach the state-approved science standards, and the standard textbook supplied by the LEA.

1. The teacher may then use supplemental textbooks and other instructional materials as permitted by the LEA unless otherwise prohibited by BESE.

C. Classroom instruction and materials shall not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or nonreligion

D. BESE shall determine which supplemental materials shall be prohibited from use in science classes in public schools according to the procedure below.

1. Any Louisiana citizen may challenge materials used by an LEA by submitting a complaint to the LDE for consideration by BESE. The complaint should contain the reasons for the challenge and cite evidence to substantiate the challenge.

2. The LDE will notify the LEA using the supplementary material that the complaint has been filed.

3. The LDE will conduct a meeting allowing the complainant, the LEA, and any interested parties adequate time to present their arguments and information and to offer rebuttals.

4. The LDE will make a recommendation to BESE based on the following criteria.

a. The supplemental materials must be grade-level appropriate.

b. The information contained in the supplemental materials must be scientifically sound and supported by empirical evidence.

c. The materials shall not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or nonreligion.

E. The following procedure shall be followed for complaints filed about supplemental materials used in a science classroom.

1. Any Louisiana citizen may challenge materials used by an LEA by submitting a complaint to the LDE for consideration by BESE. The complaint should contain the reasons for the challenge and cite evidence to substantiate the challenge. The complaint should be sent to the Director of Curriculum Standards.

2. The LDE will notify the LEA using the supplementary material that the complaint has been filed and will provide the LEA with a copy of the complaint. The LDE will request from the LEA a copy of the supplementary materials in question.

3. The LDE shall have the opportunity to appoint two reviewers of the materials. The challenger, the LEA, and the publisher (if any) shall each have the opportunity to appoint one reviewer of the materials. The LDE will provide the reviewers with copies of the supplementary materials and the complaint. The reviewers should be experts who are capable of determining if the materials are grade-level appropriate, if the materials are scientifically sound and supported by empirical evidence, and if the materials do not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or non-religion.

4. The LDE will determine a time and location for a meeting. The LDE will notify the LEA, the complainant, and the reviewers of the date, time, and location. The LEA and the complainant may bring others with them to the meeting.

5. At the meeting, the LEA and the complainant and/or the representatives of each side will explain their positions. The reviewers may ask questions. All reviewers will complete a form indicating that the materials do or do not violate each of the following provisions and include explanations for their recommendations.

a. The supplementary materials are grade-level appropriate.

b. The information contained in the supplementary materials are scientifically sound and supported by empirical evidence.

c. The materials shall not promote any religious doctrine, promote discrimination for or against a particular set of religious beliefs, or promote discrimination for or against religion or nonreligion.

6. The LDE will forward the reports of the reviewers to BESE. The LDE may elect to make its own recommendation. The LDE will notify the challenger, the LEA, and the publisher of the date and time when the recommendations will be presented to BESE for consideration.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:285.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 35:1476 (August 2009), amended LR 36:483 (March 2010), LR 39:

### **§2305. Ancillary Areas of Instruction**

A. Each LEA may develop a character education philosophy and implementation plan consistent with its locally developed curriculum.

B. - E. ...

F. Each LEA shall include in the curriculum a program of substance abuse prevention, to include informational, effective, and counseling strategies, and information designed to reduce the likelihood that students shall injure themselves or others through the misuse and abuse of chemical substances.

1. The substance abuse programs and curricula shall also include procedures for identifying students who exhibit signs of misuse or abuse of such substances and procedures for referral for counseling or treatment.

2. Elementary schools shall provide a minimum of 16 contact hours of substance abuse prevention education each school year. Instruction shall be provided within a comprehensive school health program.

3. Secondary schools shall provide a minimum of eight contact hours of substance abuse prevention education each school year for grades 10-12 and 16 hours for grade 9. Instruction shall be provided within a comprehensive school health program.

4. The substance abuse programs and curricula shall also include procedures for identifying students who exhibit signs of misuse or abuse of such substances and procedures for referral for counseling or treatment.

G. Each school shall hold an educational program pertaining to the United States Constitution on Constitution Day, September 17, of each year. The purpose of the program is to commemorate the September 17, 1787 signing of the Constitution. When September 17 falls on a Saturday, Sunday, or holiday, the Constitution Day program shall be held during the preceding or following week.

H. Each LEA shall provide age and grade appropriate classroom instruction regarding Internet and cell phone safety.

1. The LDE will identify and list appropriate resources on the LDE website.

2. The instruction shall be integrated into an existing course and shall include but not be limited to the following topics:

a. the safe and responsible use of social networking websites, chat rooms, electronic mail, bulletin boards, instant messaging, and other means of electronic communication;

b. risks of transmitting personal information;

c. recognizing, avoiding, and reporting solicitations by sexual predators;

d. recognizing and reporting illegal activities and communications;

e. recognizing and reporting harassment and cyberbullying;

f. recognizing and avoiding unsolicited or deceptive communications; and

g. copyright laws on written materials, photographs, music, and video.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:154; R.S. 17:261 et seq.; R.S. 17:280; R.S. 17:281 et seq.; R.S.17:404; R.S. 17:405 et seq; 36 USCS §106.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1288 (June 2005), amended LR 33:2353 (November 2007), LR 39:

### **§2307. Literacy Screening**

A. Each LEA shall require that every child enrolled in Kindergarten through third grade be given a BESE approved literacy screening. The results of this screening shall be used to plan instruction and provide appropriate and timely intervention. The results of the screening will also provide information required by RS 17:182 Student reading skills; requirements; reports.

1. For students with significant hearing or visual impairment, nonverbal students, or students with significant cognitive impairment, the LEA shall provide an alternate assessment recommended by the LDE.

2. Each LEA shall report to the LDE screening results by child within the timeframes and according to the guidance established by the LDE.

3. For grades 1 - 3, the school should use the prior year's latest screening level to begin appropriate intervention until the new screening level is determined.

4. Screening should be used to guide instruction and intervention.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1289 (June 2005), amended LR 38:1224 (May 2012), LR 39:

### **§2309. Curriculum for Exceptional Students**

A. Schools and LEAs shall require the development of an IEP including educational placement for each student determined to be exceptional and in need of special education and related services.

B. Each school and LEA shall include on each IEP all special education and related services necessary to accomplish comparability of educational opportunity between exceptional students and students who are not exceptional.

C. Special education students shall be allowed to earn Carnegie units when possible.

1. The Carnegie units shall be granted by regular or special education teachers certified in the subject matter areas which they are teaching.

NOTE: Refer to Bulletin 1706—Regulations for Implementation of the Exceptional Children's Act, Bulletin 1530—I.E.P. Handbook.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:1941 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1289 (June 2005), amended LR 39:

### §2313. Elementary Program of Studies

A. Elementary schools shall adhere to the curricular and time requirements established by the LDE and approved by BESE.

B. Schools and LEAs providing prekindergarten programs shall offer a curriculum that is developmentally appropriate and informal in nature with a balance of both teacher-directed and student-initiated activities.

NOTE: Refer to Bulletin 105—Louisiana Standards for Serving Four-Year-Old Children.

1. Prekindergarten programs for exceptional students shall offer a curriculum:

- a. that is developmentally sequenced based on reliable research;
- b. that offers a plan for continuous evaluation; and
- c. that offers balanced experiences in pre-academic/academic skills, communication skills, social-emotional skills, self-help skills and motor skills, in accordance with an IEP.

C. The kindergarten shall be informal in nature with teacher-directed and student-initiated activities; it shall be planned to meet the developmental needs of young students.

D. Elementary Minimum Time Requirements

1. The elementary grades shall provide a foundation in fundamentals of the language arts, mathematics, social studies, science, health, physical education, and cultural arts.

2. Each grade level, grades one through eight, shall provide instruction aligned to state-approved standards.

3. Elementary schools shall offer an articulated foreign language program for 30 minutes daily in grades four through six, and 150 minutes per week in grades seven and eight.

NOTE: Refer to A Guide for Administrators of Elementary Level Second Language and Immersion Programs in Louisiana Schools.

a. If an LEA does not have a program for foreign language instruction in grades 1-12, a program shall be required upon presentation of a petition requesting the instruction of a particular foreign language. The superintendent of the LEA shall determine the required number of signatures needed.

b. For identified special education students, the IEP Committee shall determine the student's eligibility to receive foreign language instruction.

E. Each public elementary school that includes any of the grades kindergarten through eight shall provide at least 30 minutes of quality, moderate to vigorous, organized physical activity each day for all students.

1. The LEA shall report to the LDE on compliance no later than October 1.

F. Each public elementary school shall provide 60 minutes of instruction in the performing arts and 60 minutes of instruction in the visual arts each school week for students in kindergarten through grade eight.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7(26); R.S. 17:17.1; R.S. 17: 24.8; R.S. 17:81; R.S. 17:154-154.1; R.S. 17:261 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1289 (June 2005),

amended LR 33:2353 (November 2007), LR 36:1225 (June 2010), LR 37:1135 (April 2011), LR 39:

### §2314. Carnegie Credit and Credit Flexibility

A. LEAs may permit students to earn Carnegie credit as middle school and high school students in two ways:

1. by passing a course in which the student is enrolled and meeting instructional time requirements, as set forth below; or

2. by demonstrating proficiency as set forth below.

B. When awarding credit based on instructional time, LEAs shall require a minimum of 7,965 minutes for one Carnegie credit. In order to grant one-half Carnegie credit, LEAs shall require a minimum of 3,983 minutes.

C. When awarding Carnegie credit based on demonstrated proficiency, LEAs must inform the LDE of the following on behalf of any student or group of students:

1. the name of the examination used to measure proficiency, if nationally recognized, or

2. a copy of the examination used to measure proficiency, if locally developed or not nationally recognized and the score required to demonstrate proficiency; or

3. a listing of requirements to demonstrate proficiency through portfolio submissions.

D. Proficiency in a course with a state administered End of Course exam must be demonstrated using the End of Course exam.

E. The LDE may require revisions of assessments in order to ensure that they adequately measure proficiency.

F. Students meeting the requirements for Carnegie credit based on proficiency shall have the course title, the year proficiency was demonstrated, P (Pass) and the unit of credit earned entered on their transcript.

1. LEAs shall determine whether to award the letter grade earned on the proficiency assessment(s) or a P (pass) when a student demonstrates proficiency.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:154.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:

### §2315. Adding Electives to the Program of Studies- Middle and Secondary

A. An LEA shall develop a process for approving elective courses. This process shall ensure alignment with the standards-based initiatives, compliance with current BESE policy, and all laws and regulations pertaining to students with disabilities.

1. Electives shall enhance, expand, and/or refine the core curriculum. Elective courses shall not replace, duplicate, or significantly overlap the content of core curriculum or other approved electives.

2. Electives shall meet specific curricular goals of the districts.

3. Electives shall include challenging content that require students to extend the knowledge and skills acquired through the core curriculum.

4. Electives shall provide a variety of activities and hands-on learning experiences that accommodate different learning styles.

5. Electives shall include appropriate accommodations for addressing specific instructional and assessment needs of students with disabilities, students who are linguistically and/or culturally diverse, and students who are gifted and talented.

6. Electives shall incorporate assessment strategies that support statewide assessments.

B. Each LEA shall maintain records of all approved electives.

C. LDE reserves the authority to require LEAs to submit documentation regarding the course content, approval process and/or course evaluation of any approved elective.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:281 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1291 (June 2005), amended LR 39:

**§2317. High Schools**

A. - E. ...

F. Each LEA shall develop an early graduation program allowing students to accelerate their academic progress, complete all state graduation requirements, and receive a high school diploma in less than four years.

1. The early graduation program may include distance education (§2326), dual enrollment (§2327), and Carnegie credit earned in middle school.

2. LEAs shall not have any policies or requirements that would prevent students from graduating in less than four years.

G. - J.4 ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:154; R.S. 17:1944; R.S. 17:1945.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1291 (June 2005), amended LR 36:1485 (July 2010), LR 37:1137 (April 2011), LR 38:754 (March 2012), LR 39:

**§2321. Carnegie Credit for Middle School Students**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1293 (June 2005), amended LR 33:430 (March 2007), LR 33:2601 (December 2007), LR 34:609 (April 2008), LR 34:2031 (October 2008), LR 35:443 (March 2009), LR 35:2319 (November 2009), repromulgated LR 36:59 (January 2010), amended LR 36:2260 (October 2010), LR 37:2129 (July 2011), LR 37:3199 (November 2011), repealed LR 39:

**§2323. Proficiency Examinations**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7, R.S. 17:24.4, and R.S. 17:391.3.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1294 (June 2005), amended LR 33:2351 (November 2007), repealed LR 39:

**§2324. Credit Recovery**

A. Credit recovery refers to instructional programs for students who have failed courses taken previously.

B. LEAs may develop credit recovery programs which are self-paced and competency-based.

1. Students earning Carnegie credit in a credit recovery course must have previously taken and failed the course.

2. Students shall not be required to meet attendance requirements in §1103. F for credit recovery courses, provided students have met attendance requirements when they took the course previously or the students' combined attendance during the previous course and the credit recovery course meet the attendance requirements.

3. Credit recovery courses must be aligned with the state's content standards.

4. Credit recovery courses taught in a classroom setting using computer software programs designed for credit recovery must be facilitated by a certified teacher.

a. Additional instruction to cover standards and grade-level expectations not included in the software programs shall be provided by a teacher properly certified in the content area.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 33:2352 (November 2007), amended LR 39:

**§2325. Advanced Placement and International Baccalaureate**

A. Each high school shall provide students access to advanced placement (AP) or international baccalaureate (IB) courses according to the schedule below:

1. at least one AP or IB course in each of two core content areas during the 2012-2013 school year;

2. at least one AP or IB course in each of three core content areas during the 2013-2014 school year;

3. at least one AP or IB course in each of four core content areas during the 2014-2015 school year;

4. at least one AP or IB course in each of four core content areas and one additional AP or IB course during the 2015-2016 school year.

B. High school credit shall be granted to a student successfully completing an AP course or an IB course, regardless of his test score on the examination provided by the College Board or on the IB exam.

1. Procedures established by the College Board must be followed.

2. Courses listed in the program of studies may be designated as advanced placement courses on the student's transcript by following procedures established by the LDE.

a. The chart below lists the College Board AP course titles, the IB course titles, and the corresponding Louisiana course titles for which these courses can be substituted.

College Board AP Course Title(s)	IB Course Title	Louisiana Course Title
Art History		AP Art History
Biology	Biology II IB	Biology II or Biology I
	Biology III IB	Biology Elective
Calculus AB	Math Methods II IB	Calculus
Calculus BC		AP Calculus BC
Chemistry		Chemistry II or Chemistry I
Computer Science A		AP Computer Science A
Economics: Macro	Economics IB	Economics
Economics: Micro		AP Economics: Micro
Chinese Language and Culture		Chinese IV
English Language and Composition	English III IB	English III
English Literature and Composition	English IV IB	English IV
Environmental Science	Environmental Systems IB	Environmental Science
European History		AP European History

College Board AP Course Title(s)	IB Course Title	Louisiana Course Title
French Language	French IV IB	French IV
	Film Study I IB	Visual Arts Elective
	Film Study II IB	Visual Arts Elective
	French V IB	French V
German Language		German IV
Government and Politics: Comparative		AP Government and Politics: Comparative
Government and Politics: United States		AP Government and Politics: United States (substitute for Civics)
Human Geography	World Geography IB	World Geography or AP Human Geography
	Informational Technology IB	Computer Systems/Networking I
Italian Language and Culture		Italian IV
Japanese Language and Culture		Japanese IV
Latin Literature		Latin IV
	Math Methods I IB	Pre-Calculus
	Music I IB	Music Theory I
Music Theory	Music II IB	Music Theory II
Physics B	Physics I IB	Physics
Physics C: Electricity and Magnetism		AP Physics C: Electricity and Magnetism
Physics C: Mechanics		AP Physics C: Mechanics
	Physics II IB	Physics II
Psychology		Psychology
Spanish Language	Spanish IV IB	Spanish IV
	Spanish V IB	Spanish V
Statistics		Probability and Statistics
Studio Art: 2-D Design	Art/Design IV IB	Art IV
Studio Art: 3-D Design		AP Studio Art 3-D Design
Studio Art: Drawing	Art Design III IB	Art III
	Theory of Knowledge I IB	Social Studies Elective
	Theory of Knowledge IB	Social Studies Elective
U.S. History	U.S. History IB	U.S. History
World History		World History
	World History IB	Western Civilization

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1294 (June 2005), amended LR 34:2032 (October 2008), LR 37:3198 (November 2011), LR 38:759 (March 2012), LR 38:1584 (July 2012), LR 38:2363 (September 2012), LR 39:

**§2326. Distance Education**  
**[Formerly §2395]**

A. An LEA choosing to implement a distance education program shall establish policy and procedures for reviewing and approving programs that meet the following standards for distance education as established by BESE.

1. Local distance education programs shall support the *State Content Standards Initiatives*.

a. Distance education programs shall support the mission of the standards-based initiatives, i.e., "to develop

rigorous and challenging standards that will enable all Louisiana students to become lifelong learners and productive citizens for the 21st century."

b. Distance education courses shall incorporate the foundation skills of the *State Content Standards* (Communication, Problem Solving, Resource Access and Utilization, Linking and Generating Knowledge, and Citizenship).

2. Distance education shall comply with all policies set forth by BESE as stated in current *Bulletin 741—Louisiana Handbook for School Administrators* with the exception of §907, Secondary—Class Times and Carnegie Credit.

a. Students can earn Carnegie credit by successfully completing all course requirements for distance education courses authorized by the LEA according to the policies in this Section.

3. The receiving LEA or school and the provider shall meet the following requirements related to the development of a standards-based distance education program. A *receiving LEA or school* is defined as any LEA or school that has students enrolled in courses via distance education. A provider could be an LEA, school, agency or educational organization.

a. The receiving LEA shall authorize each distance education course and ensure that the rigor and breadth meets state curriculum content standards.

b. The receiving LEA shall ensure that instruction is provided by teachers certified in the course/subject in which they are teaching with training in the delivery method, including appropriate media and pedagogy.

c. The receiving LEA shall verify that college and university advanced placement and/or college dual enrollment course instructional staff not holding Louisiana state teacher credentials are validated as subject matter experts by the providing institution.

d. The receiving LEA or school shall ensure that all students enrolled in a distance learning course are provided with the necessary course materials and technical support.

e. The receiving LEA shall evaluate the effectiveness of each authorized distance education course based on course completion rates and student achievement.

f. The provider shall define minimum prerequisite technology competencies for student participation in distance education courses if such competencies are required for course access.

g. The provider shall also make available to the student an orientation to the course delivery method prior to or at the start of the course.

h. The provider shall ensure that teachers delivering instruction in distance education courses use a variety of methods to assess the mastery of the content as reflected in the Louisiana content standards and aligned with common core state standards where applicable.

i. The provider shall provide to the receiving LEA a complete syllabus and a list of required materials prior to course implementation.

j. The provider shall ensure that all course content complies with copyright fair use laws, including The Technology, Education, and Copyright Harmonization Act (TEACH Act).

k. Online course providers shall ensure access to the courses' web content by using non-proprietary technologies (HTML).

l. LEAs and course providers shall make courses available to all students by complying with web accessibility guidelines and standards (W3C, section 508, and Louisiana and institutional guidelines) to the maximum extent reasonably possible.

m. The provider shall supply course content that is designed to meet the following criteria:

i. based on current perspectives of learning theories and curriculum standards;

ii. systematic in design, clearly written and revised based on student performance and feedback;

iii. uses appropriate presentation methods, media and pedagogy;

iv. engages students in a variety of learning activities based on various learning styles;

v. accommodates individual differences, including student disabilities; and

vi. encourages student-to-teacher and student-to-student interaction.

4. The receiving LEA or school and the provider shall meet the following requirements for management and administration.

a. The receiving LEA shall award credit and grades for distanced education courses assigned by the distance education provider and instructor with no deviations.

b. The receiving LEA or school shall ensure that a facilitator who is a Louisiana licensed teacher or LEA employed paraprofessional is assigned to and is actively engaged with each student participating in distance education courses.

c. The receiving LEA or school shall ensure that the facilitator adheres to guidelines determined by the provider and the policies in this Section.

d. The receiving LEA or school shall provide adequate, timely, and appropriate technical support to students, teachers, and facilitators.

e. The receiving LEA shall ensure that the facilitators are provided ongoing staff development appropriate to the delivery method used, supporting distance education courses technically and instructionally.

f. The receiving LEA shall ensure that students have appropriate, equitable, and adequate access for course participation.

g. In the event of short- and long-term interruptions, the LEA shall establish an alternative method of instruction in cooperation with the provider.

h. The provider shall judiciously address issues relative to course load and student-teacher ratio as appropriate for the particular method of delivery, course content, and teacher competency to ensure effective student interaction and course management.

i. Students will be enrolled, added, and dropped as outlined in the LEA's pupil progression plan.

j. The provider shall ensure that the teacher providing instruction is provided adequate technical support to ensure ease of use for faculty and students.

k. The provider shall furnish training and/or support in designing course content to fit the delivery methods proposed for distance education courses.

l. The teacher delivering instruction and the facilitator, through ongoing communication, shall be responsible for verifying student participation and performance.

m. The teacher delivering instruction shall provide alternate course procedures and activities for use in case of technical and other course delivery problems arise that prevent normal course delivery.

n. The teacher delivering instruction shall an atmosphere conducive to optimal learning including but not limited to monitoring online discussions and other instructional activities.

o. The teacher delivering instruction shall practice ethical and legal use of equipment and instructional resources.

p. The facilitator shall practice ethical and legal use of equipment and instructional resources.

q. The teacher delivering instruction and the facilitator through ongoing communication shall be responsible for verifying student participation and performance.

r. The facilitator shall implement alternate course procedures when technical and other course delivery problems prevent normal course delivery.

s. The facilitator shall maintain an atmosphere conducive to optimal learning, including but not limited to monitoring online discussions and other instructional activities as they occur in the classroom as directed by the teacher delivering instruction.

5. The following technical specifications are required.

a. The receiving LEA shall provide students enrolled in distance education courses technical access which meets specifications furnished by the course provider.

b. The receiving LEA shall provide instructional and communication hardware which meets specifications furnished by the course provider.

c. The receiving LEA shall fund and provide timely and appropriate technical support.

d. The provider will furnish course technical requirements sufficiently in advance so districts may make informed decisions about participation.

e. Course providers will ensure they have the appropriate technical infrastructure to support their course offerings for effective course delivery.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4; R.S. 17:183.3.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1302 (June 2005), amended LR 33:2051 (October 2007), LR 38:3134 (December 2012), LR 39:

### **§2327. Dual Enrollment**

A. The following policies apply to students attending colleges or other post secondary institution on a part time basis.

B. The principal of the high school shall approve in advance the course to be pursued by the student in college.

C. The student shall meet the entrance requirements established by the college.

D. The principal of the high school shall verify that the contents of the college course meet the standards of the high school course for which the student is receiving credit.

E. The student shall earn at least two or three college hours of credit per semester. A course consisting of at least

two college hours shall be counted as no more than one unit of credit toward high school graduation.

F. The high school administrator shall establish a procedure with the college to receive reports of the student's class attendance and performance at six- or nine-week intervals.

G. College courses shall be counted as high school subjects for students to meet eligibility requirements to participate in extra-curricular activities governed by voluntary state organizations.

H. Students may participate in college courses and special programs during regular or summer sessions.

I. For gifted students, entry into a college course for credit shall be stated in the student's IEP.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1294 (June 2005), amended LR 39:

**§2329. Early College Admissions Policy**

A. High school students of high ability may be admitted to a college on a full-time basis.

B. A student shall have maintained a "B" or better average on all work pursued during three years (six semesters) of high school.

C. The student shall have earned a minimum composite score of 25 on the ACT or an equivalent SAT score; this score must be submitted to the college.

D. A student shall be recommended by his high school principal.

E. Upon earning a minimum of 24 semester hours at the college level, the student shall be eligible to receive a high school diploma.

1. The high school principal shall submit to the LDE the following:

a. forms provided by the LDE and completed by the college registrar certifying that the student has earned 24 semester hours of college credit; and

b. a Certificate of High School Credits.

F. A student not regularly enrolled in the current school year in the high school shall be automatically eliminated from participation in all high school activities, with the exception of high school graduation ceremonies.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:183.5.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1294 (June 2005), LR 39:

**§2328. Military Service Credit**  
[Formerly §2326]

A. Two units of elective credit toward high school graduation shall be awarded to any member of the United States Armed Forces, their reserve components, the National Guard, or any honorably discharged veteran who has completed his/her basic training, upon presentation of a military record attesting to such completion.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1294 (June 2005), amended LR 34:2032 (October 2008), LR 37:3199 (November 2011), LR 39:

**§2330. Approval for Experimental Programs**  
[Formerly §2393]

A. Experimental programs are programs that deviate from established standards. Such programs shall be approved by the LDE and carried out under controlled conditions.

B. Approval of experimental programs shall be granted on a yearly basis not to exceed three years, after which time permanent approval shall be considered using the procedures listed below.

1. A letter of intent containing the following information shall be submitted to the LDE, at least 90 days prior to the anticipated date of implementation:

- a. proposed title of program;
- b. name and address of school;
- c. name and signature of superintendent;
- d. name, title, address, and telephone number of person submitting proposal;
- e. units of credit to be granted; and
- f. source of funding.

2. In addition, a brief narrative report stating the intent of the program and the procedures by which the program will be conducted and evaluated, and the following shall be submitted:

- a. a statement documenting support for the intended program;
- b. a statement outlining the exact guideline deviations necessary to implement the program;
- c. a statement outlining specific timelines for the planning and implementing phases of the program, including intended procedures;
- d. a statement of the evaluation procedures to be used in determining the program's effectiveness (these procedures should spell out specific objectives to be accomplished);
- e. a statement indicating approximate number of students to be involved in the project;
- f. a statement of qualifications or certification of instructional personnel; and
- g. a statement stipulating that applicable local, state, and federal regulations will be followed.

3. An evaluation by the local governing authority shall be submitted annually at the close of the school year to the LDE until permanent status is granted.

4. Southern Association of Colleges and Schools member schools should comply with appropriate Southern Association standards.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1302 (June 2005), amended LR 39:

**Subchapter B. Academic Programs of Study**  
**§2335. Computer/Technology Education**

A. Computer/technology course offerings shall be as follows.

Course Title(s)	Units
Computer Applications	1
Computer Architecture	1
Computer Science I	1

Course Title(s)	Units
Computer Science II	1
Computer Systems and Networking I	1
Computer Systems and Networking II	1
Computer/Technology Literacy	1
Desktop Publishing	1
Digital Graphics and Animation	1/2
Multimedia Productions	1/2 or 1
Web Mastering	1/2
Independent Study in Technology Application	1

B. Computer Science certification is required to teach Computer Science I and II. Teachers who are identified to teach one of the other Computer Education course offerings at the high school level must hold a valid Louisiana Secondary Certificate or CTTIE certificate in any area and demonstrate sufficient technology proficiencies to teach the course. The district and school shall ensure that teachers have appropriated and demonstrated technology knowledge and skills to teach the courses.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1295 (June 2005), amended LR 39:

### §2339. Driver Education

A. Driver education course offerings shall be as follows.

Course Title(s)	Units
Driver Education and Traffic Safety	1/2

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1295 (June 2005).

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1295 (June 2005), amended LR 33:2605 (December 2007), amended LR 36:1492 (July 2010), LR 39:

### §2345. Foreign Languages

A. The foreign language course offerings shall be as follows.

Course Title(s)	Units
French I, II, III, IV, V	1 each
German I, II, III, IV, V	1 each
Italian I, II, III, IV, V	1 each
Latin I, II, III, IV, V	1 each
Russian I, II, III, IV, V	1 each
Spanish I, II, III, IV, V	1 each
American Sign Language I, II, III, IV	1 each
Greek I, II, III, IV	1 each
Chinese I, II, III, IV	1 each
Japanese I, II, III, IV	1 each
Hebrew I, II, III, IV	1 each
Arabic I, II, III, IV	1 each

B. Teachers of American sign language shall have a valid Louisiana teaching certificate and documentation of the following:

1. provisional level certification from the American Sign Language Teachers Association (ASLTA); or
2. certificate of interpretation (CI) from the Registry of Interpreters of the Deaf (RID); or
3. certificate of transliteration (CT) from the RID; or

4. certified deaf interpreter certification (CDI) from the RID; or

5. level IV or V certificate of competence from the National Association of the Deaf (NAD); or

6. level IV or V official documentation of the videotaped version of the educational interpreter performance assessment (EIPA).

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7, R.S. 17:24.4, R.S. 273, and R.S. 17:284.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1295 (June 2005), amended LR 36:1996 (September 2010), LR 38:759 (March 2012), LR 38:2364 (September 2012), LR 39:

### §2347. Health Education

A. - E.3. ...

F. Health Education shall include instruction relative to dating violence. Such instruction shall include but need not be limited to providing students with the following information:

1. the definition of “dating violence;”
2. dating violence warning signs; and
3. characteristics of healthy relationships.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4; R.S. 17:81.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1296 (June 2005), amended LR 33:817 (May 2007), LR 36:1493 (July 2010), LR 37:1135 (April 2011), LR 39:

### §2349. Jobs for Louisiana's Graduates

A. Jobs for Louisiana's Graduates elective course credit toward high school graduation shall be awarded to any student who successfully masters the Jobs for Louisiana's Graduates core competencies and other additional competencies in the model curriculum.

B. The Jobs for Louisiana's Graduates course offerings shall be as follows.

Course Title(s)	Units
Job's for Louisiana's Graduates I, II, III, IV	1 unit each

C. Teachers shall be certified in any secondary certification or Jobs for Louisiana's Graduates VTIE certification.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1296 (June 2005), amended LR 39:

### §2355. Music

A. - B. ...

C. Approval by LDE is required before private piano and studio strings instruction can be given for credit.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1296 (June 2005), amended LR 31:3069 (December 2005), LR 33:2354 (November 2007), LR 37:2133 (July 2011), LR 39:

### §2357. Physical Education

A. One and one-half units of physical education shall be required for graduation. They shall include

1. Physical Education I and II;
2. Adapted Physical Education I and II for eligible special education students;

3. JROTC I, II, III, or IV; or
  4. Physical Education I (1 unit) and one-half unit of Marching Band, Extracurricular Sports, Cheering, or Dance Team.
- B. The physical education course offerings shall be as follows.

Course Title(s)	Units
Adapted Physical Education I, II, III, IV	1 each
Physical Education I, II, III, IV	1 each
Marching Band	½
Cheering	½
Extracurricular Sports	½
Dance Team	½

- C. - E. ...
- F. Marching Band, Cheering, Extracurricular Sports, and Dance Team shall include weekly physical activity and encourage the benefits of a physically active lifestyle.
1. The LDE may request information to ensure the requirements above are met.
- G. - J.5.a. ...
6. approval by the LDE by submitting documentation verifying the following:
    - a. off-campus training program and its alignment with the state standards and GLEs;
    - b. record of student's attendance and participation;
    - c. qualifications of the instructor; and
    - d. verification that the school principal has reviewed the documentation.

7. a hold harmless agreement signed by the parent or guardian of the student who would be participating in the off-campus athletic program.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:17.1; R.S. 17:24.4; R.S. 17:276

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1297 (June 2005), amended LR 33:430 (March 2007), LR 38:40 (January 2012), LR 39:

### §2364. Special Education

A. The special education course offerings shall be as follows.

Course Title(s)	Units
Study Skills I, II, III, IV	1 each
Transition: Employment Sampling	1
Transition: Employment	1
Transition: Education/Training	1
Transition: Independent Living	1
Local Gifted Elective I, II, III, IV	1 each
Gifted Independent Research I, II, III, IV	1 each
Gifted College and Career Choices	1 each

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:3070 (December 2005), LR 39:

### §2367. Religious Studies

A. A maximum of four units in religious studies shall be granted to students transferring from state-approved private and sectarian high schools who have completed such coursework. Those credits shall be accepted in meeting the elective requirements for high school graduation.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1298 (June 2005), amended LR 37:2134 (July 2011), LR 39:

### Subchapter C. Career and Technical Education §2371. Career and Technical Education Course Offerings

A. Administrative procedures for the operation of program areas in Career and Technical Education are found in §3101-§3109.

B. Safety must be taught in all courses. Refer to Bulletin 1674—Career and Technical Education Safety and Health Manual (1992), for safety information.

NOTE: Refer to Career and Technical Education Course Descriptions and Programs of Study for the required prerequisites.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1298 (June 2005), amended LR 39:

### §2373. Agricultural Education

A. The Agricultural Education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Exploratory Agriscience	7-8	-
Agribusiness	10-12	½-1
Agricultural Education Elective I, II	9-12	1/2-3
Agriscience I	9-12	1
Agriscience II	10-12	1
Agriscience III	11-12	1
Agriscience Elective I, II	9-12	½-3
Agriscience-Construction Technology	11-12	½-1
Agriscience-Leadership	9-12	½-1
Agriscience Power Equipment	11-12	½-1
Animal Science	11-12	½-1
Biotechnology in Agriscience	11-12	1
CASE Animal Science	10-12	1
CASE Plant Science	10-12	1
Cooperative Agriscience Education I	11-12	3
Cooperative Agriscience Education II	12	3
Environmental Studies in Agriscience	11-12	1
Equine Science	11-12	½-1
Floristry	11-12	1
Forestry	11-12	½-1
Horticulture	11-12	½-1
Landscape Design, Construction and Maintenance	10-12	1
Meat Processing	11-12	1
Precision Instrumentation in Agriscience	10 12	½-1
Small Animal Care and Management	10-12	½-1
Veterinary Assistant	10-12	1
Veterinary Assistant II	11-12	1
Woodworks	10-12	1
NCCER Welding Technology I, II	11-12	1-3
NCCER Carpentry I, II	11-12	1-3
NCCER Electrical I, II	11-12	1-3
NCCER Pipefitter I, II	11-12	1-3

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1298 (June 2005), amended LR 33:277 (February 2007), LR 33:2050 (October 2007),

LR 34:2386 (November 2008), LR 35:1875 (September 2009), LR 35:2747 (December 2009), LR 36:1995 (September 2010), LR 39:

**§2375. Business Education**

A. The Business Education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Exploratory Keyboarding (Middle School)	6-8	-
Accounting I	10-12	1
Accounting II	11-12	1
Administrative Support Occupations	11-12	1
Business Communications	10-12	1
Business Computer Applications	10-12	1
Business Education Elective I, II	9-12	1/2-3
Business Law	10-12	1/2
Computer Technology Literacy	9-12	1
Computer Multimedia Presentations	11-12	1/2
Cooperative Office Education (COE)	12	3
Desktop Publishing	9-12	1
Economics	11-12	1
Entrepreneurship	11-12	1
Financial Mathematics	10-12	1
Introduction to Business Computer Applications	9-12	1
Keyboarding	9-12	1/2
Keyboarding Applications	9-12	1/2
Lodging Management I	10-12	1-3
Lodging Management II	11-12	1-3
Principles of Business	9-12	1
Telecommunications	10-12	1/2
Web Design	10-12	1
Web Design II	10-12	1
Word Processing	11-12	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1299 (June 2005), amended LR 33:277, 278 (February 2007), LR 33:1614 (August 2007), LR 34:2557 (December 2008), LR 39:

**§2377. General Career and Technical Education**

A. General career and technical education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Assistive Technology for the Visually Impaired	9-12	1
Business Enterprises for the Visually Impaired	12	1
Braille I	9-12	1
Braille II	9-12	1
CTE Internship I	11-12	1
CTE Internship II	12	1
CTE Internship I	11-12	2
CTE Internship II	12	2
Consumer Finance and Banking	12	1
General Cooperative Education I	11-12	3
General Cooperative Education II	12	3
Education for Careers I, II	11-12	½
Advanced Television Broadcasting I	10-12	1-3
Advanced Television Broadcasting II	11-12	1-3
Digital Media I	10-12	1-3
Digital Media II	11-12	1-3
STAR I	11-12	1
STAR II	12	1
Journey to Careers I, II	9	½
Oracle Internet Academy		

Course Title(s)	Recommended Grade Level	Units
Database Design and Programming	11-12	1
Database Programming with PL/SQL	11-12	1
Finance Academy		
Business Economics	11-12	1/2
Financial Services	9-12	1/2
Financial Planning	10-12	1/2
Ethics in Business	11-12	1/2
Insurance	10-12	1/2
Business in a Global Economy	11-12	1/2
Principles of Finance	9-12	1/2 – 1
Principles of Accounting	9-12	1/2
Managerial Accounting	10-12	1/2
Applied Finance	11-12	1/2
Hospitality and Tourism Academy		
Principles of Hospitality and Tourism	9-12	1/2
Entrepreneurship	11-12	½
Delivering Great Customer Service	11-12	1/2
Sports Entertainment and Event Management	11-12	1/2
Geography for Tourism	9-12	1/2
Sustainable Tourism	11-12	1/2
Hospitality Marketing	11-12	1/2
Information Technology Academy		
Principles of Information Technology	9-12	1/2
Computer Networking	10-12	1/2
Web Design	10-12	1/2
Databases Design	11-12	1/2
Computer Systems	9-12	1/2
Introduction to Programming	10-12	1/2
Digital Video	9-12	1/2

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1299 (June 2005), amended LR 32:546 (April 2006), LR 32:1415 (August 2006) LR 33:278 (February 2007), LR 33:2050 (October 2007), LR 34:1386 (July 2008), LR 34:2558 (December 2008), LR 35:1229 (July 2009), LR 35:2319 (November 2009), LR 35:2748 (December 2009), LR 36:1496 (July 2010), LR 36:1997 (September 2010), LR 39:

**§2379. Family and Consumer Sciences Education**

A. The Family and Consumer Sciences (FACS) Education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Exploratory FACS	7-8	-
Family and Consumer Sciences I	9-12	1
Family and Consumer Sciences II	10-12	1
Food Science	10-12	1
Adult Responsibilities	11-12	1/2
Child Development	10-12	1/2
Personal and Family Finance	10-12	1/2
Family Life Education	10-12	1/2
Clothing and Textiles	10-12	1/2
Housing and Interior Design	10-12	1/2
Nutrition and Food	10-12	1/2
Parenthood Education	11-12	1/2
Advanced Child Development	10-12	1/2
Advanced Clothing and Textiles	10-12	1/2
Advanced Nutrition and Food	10-12	1/2
FACS Elective I, II	9-12	1/2-3
Occupational Courses		

Course Title(s)	Recommended Grade Level	Units
Clothing and Textile Occupations I	11-12	1-3
Clothing and Textile Occupations II	12	1-3
Early Childhood Education I	11-12	1-3
Early Childhood Education II	12	1-3
Food Services I	11-12	1-3
Food Services II	11-12	1-3
Food Service Technician	11-12	1
Housing & Interior Design Occupations	11-12	1-3
ProStart I	11-12	1-3
ProStart II	12	1-3
Baking and Pastry Arts I	11-12	1-3
Baking and Pastry Arts II	12	1-3
Cooperative FACS Education	12	3

AUTHORITY NOTE: Promulgated in accordance R.S. 17:7; R.S. 17:24.4; R.S. 17:279.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1299 (June 2005), amended LR 33:278 (February 2007), LR 37:880 (March 2011), LR 39:

### §2381. Health Science Education

A. Health Occupations course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
AHEC of a Summer Career Exploration	9-12	1/2
Allied Health Services I	10-12	1-2
Allied Health Services II	10-12	1-2
Cooperative Health Occupations	11-12	3
Dental Assistant I	10-12	1-2
Dental Assistant II	11-12	2-3
Emergency Medical Technician—Basic	12	2-3
First Responder	10-12	1/2-2
Health Occupations Elective I, II	9-12	1/2-3
Health Science I	11-12	1-2
Health Science II	12	1-2
Introduction to Health Occupations	9-12	1
Introduction to Pharmacy Assistant	10-12	1
Medical Assistant I	10-12	1-2
Medical Assistant II	11-12	1-2
Medical Assistant III	12	1-2
Medical Terminology	9-12	1
Nurse Assistant	10-12	2-3
Patient Care Technician	12	3
Pharmacy Technician	12	1-2
Sports Medicine I	10-12	1/2
Sports Medicine II	11-12	1/2
Sports Medicine III	11-12	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7 and R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1300 (June 2005), amended LR 33:279 (February 2007), LR 33:1615 (August 2007), LR 33:2051 (October 2007), LR 35:1875 (September 2009), LR 35:2320 (November 2009), LR 35:2749 (December 2009), LR 36:2261 (October 2010), LR 39:

### §2382. Law, Public Safety, Corrections and Security Education

A. The Law and Public Safety Education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Criminal Justice Elective I, II	9-12	½ -3

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7 and R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 35:1875 (September 2009), amended LR 39:

### §2383. Marketing Education

A. Marketing Education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Advertising and Sales Promotion	11-12	1
Cooperative Marketing Education I	11-12	3
Cooperative Marketing Education II	12	3
Customer Service	12	1
Entrepreneurship	11-12	1
Leadership	9-12	1/2
Marketing Education Elective I, II	9-12	½ -3
Marketing Management	11-12	1
Marketing Research	11-12	1
Personal Finance	9-12	1/2
Principles of Marketing	9-12	1
Retail Marketing	10-12	1
Sports and Entertainment Marketing	11-12	1
Tourism Marketing	10-12	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1300 (June 2005), amended LR 33:279 (February 2007), LR 33:1615 (August 2007), LR 34:2558 (December 2008), LR 39:

### §2385. Technology Education

A. Technology education (formerly industrial arts) course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Advanced Electricity/Electronics	10-12	1
Advanced Metal Technology	10-12	1
Advanced Wood Technology	10-12	1
Aerospace Engineering	11-12	1
Automation in Manufacturing	10-12	1
Basic Electricity/Electronics	9-12	1
Basic Metal Technology	9-12	1
Basic Wood Technology	9-12	1
Civil Engineering and Architecture	11-12	1
Communication/Middle School	6-8	-
Communication Technology	9-12	1
Computer Integrated Manufacturing	11-12	1
Construction/Middle School	6-8	-
Construction Technology	10-12	1
Cooperative Technology Education	10-12	3
Digital Electronics	9-10	1

Course Title(s)	Recommended Grade Level	Units
Energy, Power, and Transportation Technology	9-12	1
Engineering Design I, II	11-12	1
Engineering Design and Development	11-12	1
General Technology Education	9-12	1
Introduction to Engineering Design	8-12	1
Manufacturing Process and Team Building	9-12	1
Manufacturing Technology	9-12	1
Manufacturing Technology/Middle School	6-8	-
Manufacturing Tools and Equipment	10-12	1
Marine Engineering	11-12	0.5
Materials and Processes	10-12	1
Modular Technology/Middle School	6-8	-
Oil and Gas Production Operations	11-12	1
Physics of Technology I	10-12	1
Physics of Technology II	11-12	1
Power Mechanics	9-12	1
Principles of Engineering	9-10	1
T2 Safety Systems for Oil and Gas Production	11-12	1
Technology Education Computer Applications	9-12	1
Technology Education Elective I, II	9-12	½ -3
Transportation Technology/Middle School	6-8	-
Welding Technology	10-12	1
Advanced Technical Drafting	10-12	1
Architectural Drafting	10-12	1
Basic Technical Drafting	9-12	1
Introduction to Fabrication P-Tech and Manufacturing	10-12	1
NCCER Carpentry I, II TE	11-12	1-3
NCCER Electrical I, II TE	11-12	1-3
NCCER Industrial Maintenance	11-12	1-3
NCCER Instrumentation Control Mechanic I, II	11-12	1-3
NCCER Insulating	11-12	1-3
NCCER Pipe Fitter I, II TE	11-12	1-3
NCCER Welding Technology I, II TE	11-12	1-3
Process Technician I, II	11-12	1
T2 Safety Systems for Oil and Gas Production	11-12	1

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7 and R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1300 (June 2005), amended LR 33:279 (February 2007), LR 35:1229 (July 2009), LR 35:2323 (November 2009), LR 35:2747 (December 2009), LR 36:1997 (September 2010), LR 38:1400 (June, 2012), LR 38:2364 (September 2012), LR 39:

**§2387. Trade and Industrial Education**

A. Trade and industrial education course offerings shall be as follows.

Course Title(s)	Recommended Grade Level	Units
Air Conditioning/ Refrigeration I, II	11-12	1-3
Air Conditioning/ Refrigeration III, IV	11-12	2-3
Auto Body Repair I, II	11-12	1-3
Auto Body Repair III, IV	11-12	2-3

Course Title(s)	Recommended Grade Level	Units
Automotive Technician I, II	11-12	1-3
Automotive Technician III, IV, V, VI	11-12	1-3
General Automotive Maintenance	11-12	1-3
G.M. Technician I, II	11-12	1-3
NCCER Carpentry I, II	11-12	1-3
NCCER Electrical I, II	11-12	1-3
NCCER Instrumentation Control Mechanic I, II	11-12	1-3
NCCER Pipe Fitter I, II	11-12	1-3
NCCER Welding Technology I, II	11-12	1-3
Masonry I, II	11-12	1-3
Cabinetmaking I, II	11-12	1-3
Carpentry I, II	11-12	1-3
Carpentry III, IV	11-12	2-3
Culinary Occupations I, II	11-12	1-3
Culinary Occupations III, IV	11-12	2-3
Custom Sewing I, II	11-12	1-3
Computer Electronics I, II	11-12	1-3
Computer Service Technology I, II	11-12	2-3
Commercial Art I, II	11-12	1-3
T & I Cooperative Education (TICE) I	11-12	1-3
T & I Cooperative Education (TICE) II	12	1-3
T & I Elective I	11-12	1-3
T & I Elective II	11-12	1-3
Cosmetology I, II	11-12	1-3
Cosmetology III, IV	11-12	2-3
Diesel Mechanics I, II	11-12	1-3
Diesel Mechanics III, IV	11-12	2-3
Drafting and Design Technology I, II	11-12	1-3
Drafting and Design Technology III, IV	11-12	2-3
Basic Electricity I, II	11-12	1-3
Electronics I, II	11-12	1-3
Industrial Electronics I, II	11-12	1-3
Electrician I, II	11-12	1-3
Electrician III, IV	11-12	2-3
Graphic Arts I, II	11-12	1-3
Graphic Arts III, IV	11-12	2-3
Horticulture I, II	11-12	1-3
Industrial Engines I, II	11-12	1-3
Laboratory Technology I, II	11-12	1-3
Industrial Machine Shop I, II	11-12	1-3
Industrial Machine Shop III, IV	11-12	2-3
Marine Operations I, II	11-12	1-3
Photography I, II	11-12	1-3
Networking Basics	10-12	2-3
Routers and Routing Basics	10-12	2-3
Switching Basics and Intermediate Routing	11-12	2-3
WAN Technologies	11-12	2-3
Plumbing I, II	11-12	1-3
Printing I, II	11-12	1-3
Sheet Metal I, II	11-12	1-3
Outdoor Power Equipment Technician I, II	11-12	1-3
Outdoor Power Equipment Technician III, IV	11-12	2-3
Television Production I, II	11-12	1-3
Upholstery I, II	11-12	1-3
Welding I, II	11-12	1-3
Welding III, IV	11-12	2-3
Hull Shipbuilding	11-12	½
Barber I-IV	9-12	2

B. An LEA may offer a one-hour trade and industrial education program for one unit of credit at the ninth or tenth grade level as a prerequisite to enrollment in a related trade and industrial education program at the tenth, eleventh, or twelfth grade level. The course shall be in the programmatic area in which the trade and industrial education instructor is certified to teach.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1300 (June 2005), amended LR 32:1415 (August 2006), LR 33:1615 (August 2007), LR 34:2558 (December 2008), LR 35:2324 (November 2009), LR 35:2748 (December 2009), LR 35:2751 (December 2009), LR 39:

### **§2389. Credit for Career and Technical Education**

#### **Courses**

A. Requests for partial credit for two- or three-hour blocks of career and technical education courses because of unusual or extenuating circumstances shall be made by the LEA. Documentation shall be kept in the student's cumulative folder.

B. A secondary student attending a postsecondary technical college during the regular school year or summer program may receive credit for instruction in any program area offered in the postsecondary technical college if requirements for Carnegie units are met.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:183.1 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1301 (June 2005), amended LR 39:

### **§2391. Secondary Students Attending a Private**

#### **Cosmetology School**

A. A secondary student attending an approved cosmetology school, licensed by the Louisiana State Board of Cosmetology, may receive trade and industrial education credit if requirements for Carnegie units are met.

B. A copy of the written agreement between the LEA and the private cosmetology school shall be on file in the central office.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:183.1 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1301 (June 2005), amended LR 39:

### **§2393. Approval for Experimental Programs**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1302 (June 2005), repealed LR 39:

### **§2395. Distance Education**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:24.4; R.S. 17:183.3.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1302 (June 2005), amended LR 33:2051 (October 2007), LR 38:3134 (December 2012), repealed LR 39:

## **Chapter 25. Summer Schools, Special Ed Extended School Year Programs**

### **§2501. Elementary Summer Schools**

A. LEAs may offer a summer school program to enable students who have failed in subjects to remove deficiencies

and be considered for promotion to the next grade or to provide additional learning opportunities.

B. Summer schools shall be organized and operated under the administration and supervisory control of the superintendent of the LEA.

C. LEAs shall provide summer school remediation and retest opportunities as outlined in Bulletin 1566, *Pupil Progression Policies and Procedures*.

D. Students attending summer school for promotional purposes shall have written consent by the principal of the last school they attended.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1304 (June 2005), amended LR 39:

### **§2503. Secondary Summer Schools**

A. Schools may offer summer school to enable students to schedule courses to enrich their experiences, to take new subjects, and to enable students who have failed in subjects to remove deficiencies.

B. Summer schools shall be organized and operated under the administrative and supervisory control of the superintendent of the LEA.

C. The summer school administration shall have written permission from the principal of the student's home school for the student to attend summer school if high school credit is to be awarded.

D. LEAs shall provide summer school remediation and retest opportunities as outlined in *Bulletin 1566—Pupil Progression Policies and Procedures*.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:24.4.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1304 (June 2005), amended LR 39:

### **§2504. Private Summer School Providers**

A. All students shall have written permission from the principal of the student's home school to attend a private summer school provider for credit or promotional purposes.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15); R.S. 17:7(6); R.S. 17:10; R.S. 17:22(6); R.S. 17:391.1-391.10; R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:3071 (December 2005), amended LR 39:

### **§2505. Extended School Year Program (ESY) for Eligible Students with Disabilities**

A. Each LEA shall provide eligible students with disabilities special educational and related services beyond the normal school cycle when stated in the IEP.

NOTE: Refer to Bulletin 1706—Regulations for Implementation of the Exceptional Children's Act and Bulletin 1530—The IEP Handbook.

AUTHORITY NOTE: Promulgated in accordance with 20 USCS 1412 et seq.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1305 (June 2005), amended LR 39:

## **Chapter 29. Alternative Schools and Programs**

### **§2901. Philosophy and Need for Alternative Schools/Programs**

A. - B. ...

C. Any student suspended or expelled from school for a period of over ten consecutive school days shall remain

under the supervision of the LEA taking such action using alternative education programs for suspended and expelled students

D. Any student placed in an alternative school or an alternative education program must attend and participate in such school, program, or education services.

E. Each alternative school/program shall develop and maintain a written statement of its philosophy and the major purposes to be served by the school/program. The statement shall reflect the individual character of the school/program and the characteristics and needs of the students it serves.

F. The educational school/program shall be designed to implement the stated goals and objectives, which shall be directly related to the unique educational requirements of its student body.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:100.5, RS 17:416.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1308 (June 2005), amended LR 39:

### **§2903. Approval for Alternative Schools or Programs**

A. Alternative schools or programs shall comply with prescribed policies and standards according to *Bulletin 131—Alternative Education Schools/Programs Standards* and for regular schools except for those deviations granted by BESE. Additional information can be obtained in the Louisiana Alternative Education Handbook found on the DOE website.

B. Approval to operate an alternative school or program shall be obtained from BESE.

1. An LEA choosing to implement a new alternative school or program shall notify the LDE on or before the date prescribed by the LDE. LEAs may not change their requested school or program classification after July 1.

2. The LDE will provide BESE with an annual report from alternative schools or programs by October of each year.

C. An approved alternative school or program shall be described in the LEA's pupil progression plan.

D. Approved alternative programs and alternative schools shall be subject to monitoring by the DOE staff, as needed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:100.5.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1308 (June 2005), amended LR 35:2318 (November 2009), LR 37:2128 (July 2011), LR 38:1583 (July 2012), LR 39:

### **§2905. Evaluation of Alternative Schools/Programs**

A. Each LEA annually shall evaluate each alternative school/program. The evaluation shall be based upon the standards for approval of alternative schools/programs and shall include testing of basic skills for student participants. The process of evaluation shall also include teacher, parent, and student input from the alternative school. The annual report shall be made to the LDE on or before the date prescribed by the LDE.

B. Starting with the 2013-2014 academic year, all alternative schools and programs will receive a performance report that shall include, but not be limited to, data pertaining to academic progress, credit accumulation, completion, and behavior modification.

NOTE: Refer to the Alternative Education Handbook for program operation guidelines.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:100.5.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1308 (June 2005), amended LR 35:2319 (November 2009), LR 39:

### **§2907. Connections Process**

A. All LEAs should be empowered to create a system of intervention appropriate for the student population and every LEA shall be held accountable for the academic growth of every student.

B. LEAs may choose to implement the Connections Process which replaces Louisiana's PreGED/Skills Option Program. Connections is a one year process for overage students to receive targeted instruction and accelerated remediation aimed at attaining a high school diploma, high school equivalency diploma (by passage of GED tests), or state-approved skills certificate. The process includes a connections profile to track the following elements: academic and behavioral interventions; mentoring; job skills training; TABE locator and battery assessments; committee reviews; parent meetings; individual prescriptions for instruction; individual graduation plans; and exiting pathways. While in the Connections Process, students are 8th graders and therefore shall take required 8th grade courses per Bulletin 741.

NOTE: Refer to high stakes testing policy in *Bulletin 1566—Pupil Progression Policies and Procedures*. Requirements differ for initial 8th grade students and students repeating the 8th grade.

1. Students in the Connections Process shall be 15 years of age during the school year and two years behind their peers academically to enter the Connections Process.

2. Schools opting to participate in the Connections Process must follow the Connection Process Handbook found on the LDE website.

C. All LEAs participating in the Connections Process shall annually submit their intent to participate to the LDE.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:100.5.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1308 (June 2005), amended LR 34:2032 (October 2008), LR 37:2131 (July 2011), LR 38:1000 (April 2012), LR 39:

### **§2909. The Earning of Carnegie Units**

A. Students enrolled in an alternative school/program shall have the opportunity to earn Carnegie credits when possible.

B. Carnegie credits courses shall be taught by regular or special education teachers certified in the subject matter areas in which they are teaching.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:100.5.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1309 (June 2005), amended LR 39:

### **§2911. Alternative Education Providers**

A. A school governing authority may enter into an agreement with an education service provider to provide an alternative education placement for students.

B. Required Interventions

1. The provider or school run by the educational service provider must provide academic, behavioral, and mental health interventions including, but not limited to, those listed in R.S. 17:416.2(D)(3)(b) for any student who meets any of the following criteria:

a. has been adjudicated delinquent by a court having juvenile jurisdiction as defined in Article 302 of the Louisiana Children's Code;

b. has been adjudicated by a court as a member of a family in need of services and is assigned by the office of juvenile justice to a community-based program or facility;

c. is in the custody of the office of juvenile justice as a result of an adjudication and is assigned by the office of juvenile justice to a community-based program or facility; or

d. is a student who has been suspended or expelled pursuant to the provisions of R.S. 17:416(B) or (C)(2).

2. Such services shall be provided to the school governing authority at the actual costs incurred by the provider, not to exceed for each student the pro rata share of the combined state and local per pupil amount of the minimum foundation program for such governing authority.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:216.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 39:

### **Chapter 31. Career and Technical Education (CTE)**

#### **§3103. Requirements for Teachers**

A. The CTE teacher shall hold a valid Louisiana teaching certificate or valid Career and Technical Trade and Industrial Education (CTTIE) certificate that entitles the holder to teach in the career area of the actual teaching assignment. Certification is required to teach in all CTE program areas.

[Refer to LAC 28:CXXXI.Bulletin 746—Louisiana Standards for State Certification of School Personnel, §501-5011.]

B. CTE instruction shall integrate state-approved standards for students to achieve the desired CTE competencies and academic competencies that will enable the student to be successful on the job or at the postsecondary level.

C. All agriculture teachers employed by an LEA shall teach a 12-month program for a 12-month budget period and shall be paid a salary at the same monthly rate as provided in the minimum salary schedule contained in R.S. 17:421.3. The agriculture program shall include, but not be limited to recognized co-curricular activities, to be supervised by agriculture teachers during the summer months such as those offered by the National Future Farmers of America (FFA) Organization or other appropriate organizations that provide summer occupational experiences, leadership programs, statewide judging contests, and youth conventions.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:422.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1309 (June 2005), amended LR 35:1877 (September 2009), amended LR 35:2323 (November 2009), LR 39:

#### **§3107. Instructional Programs**

A. For each CTE course, the teacher shall follow the Model Course Guidelines.

B. Instructional content of each course shall meet state and federal guidelines relative to unbiased treatment of race, sex roles, and religious and political beliefs.

C. Secondary students who are in the ninth through the twelfth grade shall be eligible for enrollment in CTE programs.

D. Middle school (grades seven through eight) career and technical education programs shall meet the generic standards for senior high CTE programs, as well as specific standards for middle school approval in the CTE program

area(s). Middle School CTE programs shall be coordinated with the CTE program at the senior high school.

E. - F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:181.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1309 (June 2005), amended LR 39:

#### **§3109. Carnegie Credit**

A. Credit shall be awarded for successful completion of one-half to three Carnegie credits of career and technical education courses.

1. Credit for partial completion of two- or three-hour career and technical education courses may be granted for unusual or extenuating circumstances. Documentation shall be kept in the student's cumulative folder.

B. No career and technical education or contract course shall be offered for credit in any secondary setting if it requires a license to practice the job, until the course has been approved by the licensing board designated to regulate that vocation.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1310 (June 2005), amended LR 39:

#### **§3111. Career and Technical Education Student Organizations (CTSOs)**

A. Activities of CTSOs should be offered as an integral part of the CTE instruction and be under the supervision of the instructional staff. The CTSOs for the respective CTE program areas are as follows.

1. Agriscience—National FFA Organization (FFA)

2. Business Education—Future Business Leaders of America (FBLA)

3. Health Occupations—Health Occupations Students of America (HOSA)

4. Family and Consumer Sciences—Family, Career, and Community Leaders of America (FCCLA)

5. Marketing Education—Association of Marketing Students (DECA)

6. Technology Education—Technology Student Association (TSA)

7. Trade and Industrial Education—SkillsUSA

B. Each local school governing authority shall develop procedures and policies for the approval of travel.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1310 (June 2005), amended LR 39:

#### **§3113. Work-Based Learning**

A. - F.1. ...

G. Teacher-Coordinator for Work-Based Learning

1. The teacher-coordinator and the employer shall cooperatively complete a training memorandum for both the classroom phase and the on-the-job training phase. The training memorandum and a list of skill competencies shall be prepared for each student. The list of competencies shall include skills and knowledge to be learned in the classroom and skills to be learned through on-the-job training.

2. Copies of the training memorandum and skills competencies shall be maintained in each work-based education student's folder and provided to the training

sponsor (employer). The training memorandum is the application for an employment certificate for work-based education students. The employment certificate must be applied for on-line through the LA Workforce Commission's website.

3. Each teacher-coordinator for work-based programs must submit a class organization report to the LDE.

4. The cooperative education teacher-coordinator shall visit each student on the job to observe the student at work, to confer with the employer, and to obtain a written evaluation of the student's progress at least four times during the school year.

5. The internship education teacher-coordinator shall visit each student on the job to observe the student at work, to confer with the employer, and to obtain a written evaluation of the student's progress at least two times during the school year.

6. The teacher-coordinator shall inform the employer of labor laws as they apply to minors engaged in work-based learning.

7. Orientation and pre-employment training, as well as safety training, shall be provided for each student prior to the student's placement with a program training sponsor (employer).

8. It is recommended that funding for extended employment beyond the school year be provided for each teacher-coordinator.

9. The program training sponsor (employer) shall complete a written evaluation of each student's on-the-job performance for each grading period.

10. The teacher-coordinator shall be responsible for determining the student's grade.

#### H. Work-Based Learning Students

1. Cooperative education students shall be placed in appropriate, paid training stations within three weeks of the opening of school. Students not placed shall be rescheduled into non-cooperative courses.

2. Cooperative education students shall receive minimum wage or above for the hours spent in job training.

3. Internship students shall be placed in appropriate, paid or non-paid training stations within three weeks of the opening of school. Students not placed shall be rescheduled into non-internship courses.

4. Students in Cooperative Office Education, Cooperative Technology Education, Health Occupations Cooperative Education, and Family and Consumer Sciences Cooperative Education shall be seniors. Students in Cooperative Agriscience Education, General Cooperative Education, Cooperative Marketing Education, and Trade and Industrial Cooperative Education (TICE) shall be juniors or seniors.

a. Reference Model Course Guidelines for course requirements and prerequisites.

5. Internship students shall be juniors or seniors.

6. Work-based education students must successfully complete both the classroom and the on-the-job training phase to receive any credit. Students enrolled in Cooperative Education course shall not begin a work-based program at midterm.

NOTE: Refer to career and technical education course offerings for prerequisites and requirements for specific work-based programs.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1310 (June 2005), amended LR 33:280 (February 2007), LR 39:

#### **§3115. Procedures For Program Approval**

A. Any new instructional program in Career and Technical Education, including regular, cooperative, pilot, or alternative, shall obtain approval from the LDE before initiation.

B. In order to qualify for funding as an approved program:

1. instruction shall be based on the CTE Standard and Benchmarks and Model Course Guidelines;

2. the teacher shall maintain certification in the CTE program they are assigned to teach;

3. if a school offers an industry-based certification (IBC), the teacher of the IBC course(s) shall hold or work toward obtaining the industry certification. Teachers shall have a maximum of three years to obtain the certification;

4. each program area offered by a high school shall make available at least one Career Pathway approved by BESE;

5. each program area shall offer courses in that program area for at least 50 percent of the school day;

6. where national program certification exists, the program shall meet or work toward obtaining the program certification. Schools shall have a maximum of three years to obtain the certification;

7. CTE instruction shall integrate career and technical education and state-approved standards to strengthen basic academic skills in communication, mathematics, science and social studies and develop critical thinking skills through practical applications in real-life situations;

8. each local educational governing authority should establish and maintain a local advisory council for CTE:

a. the membership of the local advisory council should be composed of representatives of the general public, including at least a representative of business, industry, and labor with appropriate representation of both sexes and racial and ethnic minorities found in the program areas, schools, community, or region that the local advisory council serves;

b. the duties of the local advisory council include advising the local education governing authority on:

i. current job needs; and

ii. the relevancy of programs (courses) being offered to meet the current job needs.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1311 (June 2005), amended LR 39:

#### **§3117. Additional Program Approval Procedures**

##### A. Agriscience/Agribusiness

1. The teacher shall assist each student in planning and developing a Supervised Agriculture Experience (SAE) program of one or more of the following types:

a. ownership at the student's home, farm or business;

b. placement at a farm or agribusiness other than that owned by the student;

c. directed laboratory at a school facility such as school farm, greenhouse, garden, shop, forestry plot, food preservation center, etc.

2. The teacher shall supervise on a regular and periodic basis all SAE programs and shall assist the students in maintaining accurate records of their SAE programs.

3. The teacher shall participate in inservice activities by attending and taking part in the annual summer inservice held in conjunction with the area FFA leadership camp and any other LDE -sponsored inservice required of all agriculture teachers in the state.

4. The teacher shall organize and maintain an active chapter of the National FFA Organization, serving as its advisor, and will attend with two or more members the state convention and area leadership camp. Dues and special fees and reports will be submitted by the deadline set by the Louisiana Association of FFA. Each FFA chapter will participate in a minimum of four contests at the area or state level and will submit applications for at least three chapter or individual FFA awards. All FFA members will achieve the Greenhand Degree, and 80 percent or more of members enrolled in classes above the Agriscience I level will achieve the Chapter FFA Degree.

5. The LEA shall determine required documentation regarding an Agriscience teacher's summer work activities. The teacher shall be responsible for carrying out the summer work activities and submitting reports, as deemed necessary by the LEA, documenting the summer work activities.

6. Each LEA will be responsible for maintaining the above documentation of the additional program approval requirements for their Agriscience/Agribusiness programs.

#### B. Health Science Education

1. Health Science Education programs shall meet requirements of appropriate licensing or recognized accrediting agencies.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:7; R.S. 17:185.2.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1311 (June 2005), amended LR 39:

### Chapter 33. Home Study Programs

#### §3305. Application Process

##### A. Initial Application

1. An initial application must be made within 15 days after the beginning of the program to the LDE for review and recommendation to BESE.

2. The initial application shall be accompanied by a certified copy or a photocopy of the birth certificate of the child.

##### B. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:236.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1312 (June 2005), amended LR 39:

#### §3309. Curriculum

A. The home study program shall have a sustained curriculum of a quality at least equal to that offered by public schools at the same grade level. The sustained curriculum must be substantiated in one of the following ways:

1. a packet of materials which shall be evaluated by the LDE for adequacy and which shall include such documents as:

- a. a complete outline of each of the subjects taught during the previous year;
- b. lists of books/materials used;
- c. copies of the student's work;
- d. copies of the student's standardized test results;
- e. statements by third parties who have observed the child's progress; or
- f. any other evidence of the quality of the program being offered;

2. verification that the child took the LEAP tests and scored at or above the state performance standards as established by BESE for his/her grade level; or

3. verification that the child has taken the California Achievement Test or such other standardized examinations as may be approved by BESE, including but not limited to tests approved for the Nonpublic School Testing Program, and the child has scored at or above his/her grade level for each year in home study; or

4. a statement from a teacher certified to teach at the child's grade level stating that the teacher has examined the program being offered and that in his/her professional opinion this child is being taught in accordance with a sustained curriculum of quality at least equal to that offered by public schools at the grade level, or in the case of children with mental or physical disabilities, at least equal to that offered by public schools to children with similar disabilities. The teacher evaluation is subject to review and approval by BESE.

##### B. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:236.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1312 (June 2005), amended LR 37:1137 (April 2011), LR 39:

#### §3313. Admission or Readmission to the Public School System

A. The LEA shall have a written policy included in the local Pupil Progression Plan for admission or readmission of home study students to public schools. Refer to *Bulletin 1566—Guidelines for Pupil Progression*.

1. The policy shall provide for the screening and evaluation of such students and shall include examinations to determine the grade level at which students should be admitted.

2. The policy shall include the administration of the Louisiana Educational Assessment Program tests for the grades offered or required by BESE. Refer to the Guidelines for Nonpublic and Home Schooled Students Transferring to the Public School Systems: Participation in the LEAP.

##### B. - B.3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:236.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1313 (June 2005), amended LR 39:

#### §3317. Cost

A. All costs directly attributed to the home study program shall be borne by the parents.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:236.1.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1313 (June 2005), amended LR 39:

### **Chapter 35. Montessori Schools**

#### **§3501. Approval of Training Courses**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3401.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1313 (June 2005), repealed LR 39:

#### **§3503. Classification Categories**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3401; R.S. 17:3402.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1314 (June 2005), repealed LR 39:

#### **§3505. School Approval Procedures**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3401.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1314 (June 2005), repealed LR 39:

#### **§3507. Staff Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3401; R.S. 17:3403.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1314 (June 2005), repealed LR 39:

#### **§3509. Plant and Facilities**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3402.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1314 (June 2005), repealed LR 39:

#### **§3511. Programs and Materials**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3402.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1315 (June 2005), repealed LR 39:

#### **§3513. Scheduling**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3402.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1315 (June 2005), repealed LR 39:

#### **§3515. Admissions and Enrollment**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3402.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1315 (June 2005), repealed LR 39:

#### **§3517. Parent Interaction Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:3402.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1315 (June 2005), repealed LR 39:

### **Chapter 37. Glossary**

#### **§3701. Abbreviations/Acronyms**

*ADA*—Americans with Disabilities Act.

*AP*—Advanced Placement.

*BESE*—Board of Elementary and Secondary Education.

*CPR*—Cardiopulmonary Resuscitation.

*CTE*—Career/Technical Education.

*CTSO*—Career and Technical Student Organizations.

*CTTIE*—Career and Technical Trade and Industrial Education.

*DECA*—An Association of Marketing Students.

*FBLA*—Future Business Leaders of America.

*FCCLA*—Family, Career, and Community Leaders of America.

*FFA*—National FFA Organization.

*GED*—General Educational Development Test.

*GEE 21*—Graduation Exit Examination for the 21st Century.

*GLEs*—Grade-Level Expectations.

*HOSA*—Health Occupations Students of America.

*IDEA*—Individuals with Disabilities Education Act; The Special Education Law.

*IAP*—Individualized Accommodation Program.

*LDE*—Louisiana Department of Education.

*IB*—International Baccalaureate.

*IBC*—Industry-based Certification.

*IEP*—Individualized Education Program.

*JROTC*—Junior Reserve Officer Training Corps.

*LEA*—Local Education Agency.

*LEAP 21*—Louisiana Educational Assessment Program for the 21st Century.

*LHSAA*—Louisiana High School Athletic Association.

*LMA*—Louisiana Montessori Association.

*MFP*—Minimum Foundation Program.

*MPS*—Minimum Proficiency Standards.

*NAEP*—National Assessment of Educational Progress.

*NCLB*—No Child Left Behind.

*OFAT*—Out-of-Field Authority to Teach.

*SAE*—Supervised Agriculture Experience.

*SAPE*—Substance Abuse Prevention Education.

*TAT*—Temporary Authority to Teach.

*TSA*—Technology Student Organization.

*TOPS*—Taylor Opportunity Program for Students.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1316 (June 2005), amended LR 39:

#### **§3703. Definitions**

*Academic Endorsement*—recognition for high school graduates who meet requirements listed in §2319.G which are above the requirements of a standard diploma.

*Academically Able Student*—a student who is functioning at grade level as determined by the local school system. For special education students identified in accordance with Bulletin 1508—Pupil Appraisal Handbook, the IEP Committee shall determine the student's eligibility to receive foreign language instruction, provided the student is performing at grade level.

*Accommodation*—any technique that alters the academic setting or environment. An accommodation generally does not change the information or amount of information learned. It enables students to show more accurately what they actually know.

*Activity Class*—any class such as band, theatre, or chorus for which a large class size is acceptable due to the nature of the instruction.

*Adapted Physical Education*—specially designed physical education for those exceptional students for whom significant deficits in the psychomotor domain have been identified according to Bulletin 1508—Pupil Appraisal Handbook, and who, if school-aged, are unable to participate in regular physical education programs on a full-time basis.

*Adult Education*—instruction below the college level for adults who have not been awarded a regular high school diploma and who are not currently required to be enrolled in school.

*Advanced Placement Program*—the Advanced Placement Program of the College Board gives students the opportunity to pursue college-level studies while still in secondary school and to receive advanced placement and/or credit upon entering college.

*Alternative School/Program*—an educational school/program that deviates from the standards stated in *Bulletin 741* in order to meet the specific needs of a particular segment of students within the community. There are two types of alternative schools/programs:

1. alternative within Regular Education: the curriculum addresses state standards; and upon graduation, students earn a state-approved diploma;

2. alternative to Regular Education: the curriculum does not address state standards; and upon graduation, students do not earn a state-approved high school diploma.

*Alternative to Regular Placement*—placement of students in programs that are not required to address BESE performance standards.

*Approved School*—a public or nonpublic school that has an approval classification based upon a degree of compliance with standards/regulations prescribed by BESE.

*Area of Concentration*—a coherent sequence of courses or field of study that prepares a student for a first job and/or further education and training. It includes four sequential related credits in a specific area plus two credits in a related field; one must be a basic computer course.

*Articulated Credit*—promotes a smooth transition from secondary to postsecondary education. It serves as a vehicle for high school students to earn postsecondary credit while enrolled in high school or upon entering postsecondary study.

*Assessment*—the act or process of gathering data in order to better understand the strengths and weaknesses of a student learning as by observation, testing, interviews, etc.

*Attendance (Half-Day)*—a student is considered to be in attendance for one-half day when he or she:

1. is physically present at a school site or is participating in an authorized school activity; and

2. is under the supervision of authorized personnel for more than 25 percent but more than half (26-50 percent) of the student's instructional day.

*Attendance (Whole-Day)*—a student is considered to be in attendance for a whole day when he or she:

1. is physically present at a school site or is participating in an authorized school activity; and

2. is under the supervision of authorized personnel for more than 50 percent (51-100 percent) of the student's instructional day.

*BESE Policy*—a comprehensive statement that has been adopted by BESE pursuant to the APA process and that has the force and effect of law to govern and to bring uniformity in education throughout Louisiana

*Career Major*—a coherent sequence of courses or field of study that prepares a student for a first job and/or further education and training. It includes four sequential related credits in a specific area plus two credits in a related field; one must be a basic computer course.

*Career Technical Endorsement*—an endorsement beyond a regular diploma which has the purposes of enhancing a student's junior/senior years and providing a "credential" for postsecondary work with specific performance indicators that include industry-based certification and/or articulated credit and work-based learning.

*Class Size*—the maximum enrollment allowed in a class or section.

*Co-Curricular Activities*—those activities that are relevant and supportive, that are an integral part of the program of studies in which the student is enrolled, and that are under the supervision and/or coordination of the school instructional staff.

*Cooperative Education*—programs that provide opportunities for career and technical education students to receive on-the-job training and related classroom instruction in the areas of Agriculture, Business, Health, Family and Consumer Science, Marketing, and Trade and Industrial Education programs.

*Credit Exam*—an examination for the purpose of verifying a student has mastered a course taken under conditions that do meet the requirements for awarding Carnegie credit, such as teacher certification or time requirements.

*Cultural Arts*—that subject area that includes music, arts and crafts, and the fine arts.

*Cumulative Record*—a current record of academic, health, and other special types of information maintained for each student throughout his progress in school.

*Education Records*—

1. those records, files, documents, and other materials which:

- a. contain information directly related to a student; and

- b. are maintained by an educational agency or institution or by a person acting for such agency or institution.

2. The term *education records* does not include:

- a. records of instructional, supervisory, and administrative personnel and educational personnel ancillary thereto which are in the sole possession of the maker thereof and which are not accessible or revealed to any other person except a substitute;

- b. records maintained by a law enforcement unit of the educational agency or institution that were created by that law enforcement unit for the purpose of law enforcement;

- c. in the case of persons who are employed by an educational agency or institution but who are not in

attendance at such agency or institution, records made and maintained in the normal course of business which relate exclusively to such person in that person's capacity as an employee and are not available for use for any other purpose; or

d. records on a student who is 18 years of age or older, or is attending an institution of postsecondary education, which are made or maintained by a physician, psychiatrist, psychologist, or other recognized professional or paraprofessional acting in his professional or paraprofessional capacity, or assisting in that capacity, and which are made, maintained, or used only in connection with the provision of treatment to the student, and are not available to anyone other than persons providing such treatment, except that such records can be personally reviewed by a physician or other appropriate professional of the student's choice.

*Elementary School*—a school composed of any span of grades kindergarten through the eighth grade.

*Evaluation*—the in-depth process of review, examination, and interpretation of intervention efforts, test results, interviews, observations, and other assessment information relative to predetermined criteria.

*Exceptional Child*—a child who is evaluated in accordance with Bulletin 1706, Regulations for Implementation of the Children with Exceptionalities Act (R.S. 17:1941 et seq.) and who is determined according to Bulletin 1508, Pupil Appraisal Handbook, to have an exceptionality that adversely affects educational performance to the extent that special education is needed.

*Extracurricular Activities*—those activities which are not directly related to the Program of Studies, which are under the supervision and/or coordination of the school instructional staff, and which are considered valuable for the overall development of the student.

*Fine Arts*—those arts produced or intended primarily for beauty rather than utility, such as music, dance, drama, and the visual arts (*i.e.*, drawing, painting, sculpture).

*Five-Year Educational Plan*—the plan developed by each student by the end of the eighth grade with the input of his/her family. The plan shall include a sequence of courses which is consistent with the student's stated goals for one year after graduation. Each student's Five Year Educational Plan shall be reviewed annually thereafter by the student, parents, and school advisor, and revised as needed.

*Gifted*—children or youth who demonstrate abilities that give evidence of high performance in academic and intellectual aptitude.

*Grade-Level Expectations (GLE)*—the concepts and skills that students should master at the end of a grade or course.

*Homebound Student*—a student who is enrolled in regular education and who, as a result of health care treatment, physical illness, accident, or the treatment thereof, is temporarily unable to attend school, and who is provided instructional services in the home or hospital environment.

*Home Study Program (Approved)*—program in which an approved curriculum can be implemented under the direction and control of a parent or a tutor (*i.e.*, court appointed guardian under Louisiana law).

*Individualized Education Program (IEP)*—a written statement of specially designed instruction developed, reviewed and revised by a group of qualified education

personnel and the parent/guardian for each student with an exceptionality in public schools.

*Industry-Based Certification*—a portable recognized credential (tangible evidence) that an individual has successfully demonstrated skill competencies on a core set of content and performance standards in a specific set of work related tasks, single occupational area, or a cluster of related occupational areas.

*Instructional Time*—shall include the scheduled time within the regular school day devoted to teaching courses outlined in the Program of Studies. Instructional time does not include such things as recess, lunch, change of class time, and parent-teacher conferences.

*Internship*—student internships are situations where students work for an employer for a specified period of time to learn about a particular industry or occupation. Students' workplace activities may include special projects, a sample of tasks from different jobs, or tasks from a single occupation. These may or may not include financial compensation.

*Language Arts*—a broad subject area which includes reading, literature, speaking, listening, oral and written composition, English grammar, and spelling. (Foreign language may be included as part of the language arts program.)

*Least Restrictive Environment*—the educational placement of an exceptional child in a manner consistent with the Least Restrictive Environment Requirements in of Bulletin 1706—Regulations for Implementation for the Exceptional Children's Act and R.S. 17:1941 et seq.

*Local Educational Agency (LEA)*—a public board of education or other public authority legally constituted within the state either to provide administrative control or direction of, or to perform a service function for, public elementary or secondary schools in a city, parish school district, or other political subdivision of the state. The term includes an educational service agency and any other public institution or agency having administrative control and direction of a public elementary or secondary school, including a public charter school that is established as a LEA under state law.

*Locally Initiated Elective*—an elective course developed and approved by an LEA according to the standards in §2315 and reported to the LDE.

*Minimum Standards for Career/Technical Education*—requirements that shall be met by local education governing agencies to be eligible for reimbursement in vocational education programs.

*Modification*—any technique that alters the work product in some way that makes it different from the work required of other students in the same class. A modification generally does change the work format or amount of work required of students. It encourages and facilitates academic success.

*Paraprofessional*—a person who is at least 18 years of age, possesses a certificate of good health signed by a physician, possesses an appropriate permit, and assists in the delivery of special educational services under the supervision of a special education teacher or other professional who has the responsibility for the delivery of services to exceptional children.

*Paraprofessional Training Unit*—a setting that may be used for the self-help training (toilet-training, dressing skills, grooming skills, feeding skills, and pre-academic readiness

activities) of children with severe/profound disabilities or preschool children. A school-aged unit may be comprised of no more than six paraprofessionals. A preschool unit may be comprised of no more than four paraprofessionals. All units must be supervised directly by a certified special education teacher. Each paraprofessional must have a full quota of students (three) before an additional paraprofessional can be added to the unit. A paraprofessional training unit must be approved by the Office of Special Educational Services for the LDE in accordance with operational standards established by BESE.

*Pre-Kindergarten*—developmental programs for children ages 3-4, the minimum age being three by September 30 of the school year in which the student enters pre-kindergarten.

*Principal*—in a school, the chief administrative officer certified by the State Department of Education, except in the case of Special Schools in which the superintendent may be designated as the chief school administrator.

*Procedures*—specific actions or steps developed and required by the LDE to implement standards or regulations of BESE.

*Proficiency Exam*—an examination taken by a student to demonstrate mastery of a course they have not taken.

*Public School*—a school operated by publicly elected or appointed school officials and supported primarily by public funds.

*Public School System Accreditation*—an accreditation classification, which is based upon the fifth-year, on-site verification of the Annual System and School Reports, and which is granted by the State Department of Education.

*Pupil Appraisal Personnel*—professional personnel who meet the certification requirements for school personnel for such positions and who are responsible for delivery of pupil appraisal services included Bulletin 1706, Regulations for Implementation of the Exceptional Children's Act, (R.S. 17:1941 et seq.) and Bulletin 1508, The Pupil Appraisal Handbook.

*School Building Level Committee*—a committee of at least three school level staff members. It shall be comprised of at least the principal/designee, a classroom teacher, and the referring teacher. It is suggested that other persons be included, such as the school counselor, reading specialist, master teacher, nurse, parents, pupil appraisal personnel, etc. This committee is a decision-making group that meets on a scheduled basis to solve problems or address concerns from teachers, parents, or other professionals on individual students who are experiencing difficulty in school because of academic and/or behavior problems. In most cases, for enrolled students, it is only through the SBLC that a referral can be made to pupil appraisal services for an individual evaluation.

*Senior Project*—a project that provides high school seniors with an opportunity to conduct in-depth research in an area of interest, and to demonstrate problem-solving, decision-making, and independent learning skills. The project consists of a research paper, a portfolio of project activities, a product, and an oral presentation to a panel of teachers and community leaders. During this process, the student is advised by a teacher serving as a senior project advisor and a product mentor who has experience in the student's field of study.

*Special Education*—specially designed instruction, at no cost to the parent, to meet the unique needs of the student with an exceptionality.

*Talented*—children or youth who give evidence of measurable abilities of unique talent in visual and/or performing arts.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6; R.S. 17:7.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 31:1316 (June 2005), amended LR 39:

#### **Family Impact Statement**

In accordance with Section 953 and 974 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Family Impact Statement on the Rule proposed for adoption, repeal or amendment. All Family Impact Statements shall be kept on file in the state board office which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records.

1. Will the proposed Rule affect the stability of the family? No.

2. Will the proposed Rule affect the authority and rights or parents regarding the education and supervision of their children? No.

3. Will the proposed Rule affect the functioning of the family? No.

4. Will the proposed Rule affect family earnings and family budget? No.

5. Will the proposed Rule affect the behavior and personal responsibility of children? No.

6. Is the family or a local government able to perform the function as contained in the proposed Rule? Yes.

#### **Poverty Impact Statement**

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Poverty Impact Statement on the Rule proposed for adoption, amendment, or repeal. All Poverty Impact Statements shall be in writing and kept on file in the state agency which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records. For the purposes of this Section, the word "poverty" means living at or below one hundred percent of the federal poverty line.

1. Will the proposed Rule affect the household income, assets, and financial security? No.

2. Will the proposed Rule affect early childhood development and preschool through postsecondary education development? Yes.

3. Will the proposed Rule affect employment and workforce development? Yes.

4. Will the proposed Rule affect taxes and tax credits? No.

5. Will the proposed Rule affect child and dependent care, housing, health care, nutrition, transportation, and utilities assistance? No.

#### **Small Business Statement**

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety,

environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### Public Comments

Interested persons may submit written comments via the U.S. Mail until 4:30 p.m., April 8, 2013, to Heather Cope, Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

Heather Cope  
Executive Director

### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

#### RULE TITLE: **Bulletin 741—Louisiana Handbook for School Administrators**

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The estimated cost of publishing the proposed policy changes is \$200. The local educational agencies could increase or reduce expenses using the flexibility allowed by these proposed policy changes but it is not possible to predict what those costs or savings might be.

The proposed policy changes update current policies, correct technical errors, and provide more flexibility and autonomy for local schools and school districts.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There will be no effect on revenue collections of state or local governmental units.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

There will be no costs or economic benefits to directly affected persons or non-governmental groups.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There will be no effect on competition and employment.

Beth Scioneaux  
Deputy Superintendent  
1303#009

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### NOTICE OF INTENT

#### Board of Elementary and Secondary Education

Bulletin 746—Louisiana Standards for State  
Certification of School Personnel  
(LAC 28:CXXXI.233, 235, 237, 240, 243,  
348, 405, 409, 605, 607, 609, 629, 630, 631,  
633, 648, 659, 703, 705, 707, 721, and 723)

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved for advertisement revisions to *Bulletin 746—Louisiana Standards for State Certification of School Personnel*: §233, The Practitioner Teacher Program Alternative Path to Certification (Minimum Requirements); §235, The Master's Degree Program Alternative Path to Certification (Minimum Requirements); §237, Certification-Only Program

Alternative Path to Certification; §240, Educational Leader Practitioner (Residency) Program; §243, PRAXIS Exams and Scores; §348, Math for Professionals Certificate; §405, Counselor K-12 (Counselor in a School Setting); §409, School Librarian; §605, Requirements to add Early Childhood (Grades PK-3); §607, Requirements to add Elementary (Grades 1-5); §609, Requirements to add Middle School (Grades 4-8) Specialty Area Endorsement for English, Mathematics, Science, or Social Studies; §629, Requirements to add Mild/Moderate; §630, Requirements to add Mild/Moderate (1-5), (4-8) and (6-12) —Mandatory 7/1/2010; §631, Requirements to add Significant Disabilities 1-12; §633, Requirements to add Visual Impairments/Blind K-12; §648, Algebra I; §659, Counselor K-12 (Counselor in a School Setting); §703, Introduction; §705, Educational Leader Certificate Level 1 (EDL1); §707, Educational Leader Certificate Level 2 (EDL2); §721, Out-of-State Principal Level 1 (OSP1); and §723, Out-of-State Principal Level 2 (OSP2). The proposed policy will allow the adoption of the Praxis Chinese (Mandarin): World Language exam; replace the current School Superintendent Assessment (1020) which is being retired by Educational Testing Service (ETS) with a new edition of School Superintendent Assessment (6021); and provide updates to include the computer-delivered versions of all Praxis assessments that the Louisiana Department of Education currently accepts and remove old passing scores and test codes that are no longer acceptable for licensure. Additionally, the proposed policy removes the requirement that districts must provide a district educational leadership induction program and educators must participate to transition from an educational leader certificate 1 to an educational leader certificate 2. The district educational leadership induction requirement will be optional for LEAs. The removal of the district educational leadership induction program aligns with *Bulletin 741—Louisiana Handbook for School Administrators*.

#### Title 28

#### EDUCATION

#### Part CXXXI. Bulletin 746—Louisiana Standards for State Certification of School Personnel Chapter 2. Louisiana Educator Preparation Programs

#### Subchapter B. Alternate Teacher Preparation Programs §233. The Practitioner Teacher Program Alternative Path to Certification (Minimum Requirements)

A. - B.4. ...

5. pass the Praxis content-specific examinations:

a. candidates for grades PK-3, pass—Elementary Education: Content Knowledge (0014 or 5014);

b. candidates for grades 1-5 (regular education and mild/moderate), pass—Elementary Education: Content Knowledge (0014 or 5014);

B.5.c. - L. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1790 (October 2006), amended LR 34:1387 (July 2008), LR 35:1477 (August 2009), LR 36:2261 (October 2010), LR 36:2263 (October 2010), LR 37:549 (February 2011), LR 37:558 (February 2011), LR 37:3208 (November 2011), LR 39:

**§235. The Master's Degree Program Alternative Path to Certification (Minimum Requirements)**

- A. - C.3. ...
4. pass the Praxis content-specific subject area examination:
    - a. candidates for PK-3 (regular education)—Elementary Education: Content Knowledge (0014 or 5014);
    - b. candidates for grades 1-5 (regular education and mild/moderate)—Elementary Education: Content Knowledge (0014 or 5014);
    - c. - e. ...
    - f. candidates for special education early interventionist birth to five years, significant disabilities 1-12, hearing impaired k-12, visual impairments/blind K-12—Elementary Education: Content Knowledge (0014 or 5014);
- C.5. - E.2. ...
3. passed the specialty examination (Praxis) for the area of certification (this test was required for admission);
    - a. grades PK-3 (regular education)—Elementary Education: Content Knowledge (0014 or 5014);
    - b. grades 1-5 (regular education and mild/moderate)—Elementary Education: Content Knowledge (0014 or 5014);
    - c. - e. ...
    - f. special education early interventionist (birth to five years), significant disabilities 1-12, hearing impaired K-12, and visual impairments/blind K-12—Elementary Education: Content Knowledge (0014 or 5014) specialty examination;
  4. passed the pedagogy examination (Praxis):
    - a. grades PK-3—Principles of Learning and Teaching Early Childhood (0621 or 5621);
    - b. grades 1-5—Principles of Learning and Teaching K-6 (0622 or 5622);
    - c. grades 4-8—Principles of Learning and Teaching 5-9 (0623 or 5623);
    - d. grades 6-12—Principles of Learning and Teaching 7-12 (0624 or 5624);
    - e. all-level K-12 certification—Principles of Learning and Teaching K-6, 5-9, or 7-12;
    - f. general-special education mild/moderate—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543) in addition to one of the following aligned to candidates grade level:
      - i. grades 1-5—Principles of Learning and Teaching K-6 (0622 or 5622);
      - ii. grades 4-8—Principles of Learning and Teaching 5-9 (0623 or 5623);
      - iii. grades 6-12—Principles of Learning and Teaching 6-12 (0624 or 5624);
    - g. special education early interventionist birth to five years—Special Education: Core Knowledge and Applications (0354) and Principles of Learning and Teaching: Early Childhood (0621 or 5621);
    - h. special education significant disabilities 1-12—Special Education: Core Knowledge and Severe to Profound Applications (0545 or 5545);
    - i. special education hearing impaired K-12—Special Education: Core Knowledge and Applications (0354 or 5354) and Education of Exceptional Students: Hearing Impairment (0271);

j. special education visual impairments/blind K-12—Special Education: Core Knowledge and Applications (0354 or 5354);

5. - 5.b. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), and (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1792 (October 2006), amended LR 35:1480 (August 2009), LR 36:2262 (October 2010), LR 36:2263 (October 2010), LR 37:549 (February 2011), LR 37:3209 (November 2011), LR 39:

**§237. Certification-Only Program Alternative Path to Certification**

- A. - C.4.a. ...
- b. pass the Praxis content-specific subject area examination:
    - i. candidates for PK-3 (regular education)—Elementary Education: Content Knowledge (0014 or 5014);
    - ii. candidates for grades 1-5—Elementary Education: Content Knowledge (0014 or 5014);
    - iii. - v. ...
    - vi. candidates for special education early interventionist birth to five years, significant disabilities 1-12, hearing impaired K-12, and visual impairments/blind K-12—Elementary Education: Content Knowledge (0014 or 5014).
- D. - D.4.b. ...
- c. the reading competency assessment for early childhood PK-3, elementary 1-5, and special education candidates is the Praxis—Teaching Reading exam (0204 or 5204). (Middle grades 4-8 and secondary grades 6-12 will be required to take the required reading course credit hours or equivalent contact hours until an appropriate reading competency assessment is developed and adopted.)
- D.5. - E.2.a. ...
- b. passed the pedagogy examination (Praxis):
    - i. grades PK-3—Principles of Learning and Teaching Early Childhood (0621 or 5621);
    - ii. grades 1-5—Principles of Learning and Teaching K-6 (0622 or 5622);
    - iii. grades 4-8—Principles of Learning and Teaching 5-9 (0623 or 5623);
    - iv. grades 6-12—Principles of Learning and Teaching 7-12 (0624 or 5624);
    - v. all-level K-12 certification—Principles of Learning and Teaching K-6, 5-9, or 7-12;
    - vi. special education early interventionist birth to five years—Special Education: Core Knowledge and Applications (0354) and Principles of Learning and Teaching Early Childhood (0621 or 5621);
    - vii. special education significant disabilities 1-12—Special Education: Core Knowledge and Severe to Profound Applications (0545 or 5545);
    - viii. special education hearing impaired K-12—Special Education: Core Knowledge and Applications (0354 or 5354) and Education of Exceptional Students: Hearing Impairment (0271);
    - ix. special education visual impairments/blind K-12—Special Education: Core Knowledge and Applications (0354 or 5354);

c. completed all requirements of the certification-only alternative certification path as verified to the Louisiana Department of Education by the program provider.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1794 (October 2006), amended LR 35:1482 (August 2009), LR 36:2262 (October 2010), LR 36:2263 (October 2010), LR 37:550 (February 2011), LR 37:3210 (November 2011), LR 39:

**Subchapter C. Alternate Educational Leader Preparation Programs**

**§240. Educational Leader Practitioner (Residency) Program**

A. - A.8.f. ...

9. On-Going Support (second and third year). Program providers will give support services to educational leaders who have completed the practitioner leader program and are serving as school leaders during their second and third years in the program.

10. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), and (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 33:818 (May 2007), amended LR 38:42 (January 2012), amended LR 38:765 (March 2012), LR 39:

**Subchapter D. Testing Required for Licensure Areas**

**§243. Praxis Exams and Scores**

A. A teacher applicant for certification must successfully complete the appropriate written or computer delivered tests<sup>1</sup> identified prior to Louisiana teacher certification.

1. Pre-Professional Skills Tests<sup>2</sup>. Teacher applicants in all content areas must pass all three Praxis I pre-professional skills tests.

Pre-Professional Skills Test "Paper Administrations"	Test #	Score	Effective Date
PPST:R—Pre-Professional Skills Test: Reading	0710	176	Effective 7/1/10
PPST:W—Pre-Professional Skills Test: Writing	0720	175	
PST:M—Pre-Professional Skills Test: Mathematics	0730	175	

Pre-Professional Skills Test "Computer Based Administrations"	Test #	Score	Effective Date
PPST:R—Pre-Professional Skills Test: Reading	5710	176	Effective 7/1/10
PPST:W—Pre-Professional Skills Test: Writing	5720	175	
PPST:M—Pre-Professional Skills Test: Mathematics	5730	175	

<sup>1</sup>To differentiate the computer delivered tests, Educational Testing Service has placed the number "5" or "6" preceding the current test code. The Department will accept computer delivered passing test scores for licensure.

<sup>2</sup>Note: Effective September 1, 2006: An ACT composite score of 22 or a SAT combined verbal and math score of 1030 may be used in lieu of Praxis 1 PPST Exams by prospective teachers in Louisiana.

**2. Principles of Learning and Teaching (PLT) Exams**

PLT Exam	Test #	Score	Effective Date
Principles of Learning and Teaching: Early Childhood	0621 or 5621	157	Effective 1/1/12
Principles of Learning and Teaching: K-6	0622 or 5622	160	
Principles of Learning and Teaching: 5-9	0623 or 5623	160	
Principles of Learning and Teaching: 7-12	0624 or 5624	157	

**B. Content and Pedagogy Requirements**

Certification Area	Name of Praxis Test	Content Exam Score	Pedagogy: Principles of Learning & Teaching		
			PLT K-6 (#0622 or 5622)	PLT 5-9 (#0623 or 5623)	PLT 7-12 (#0624 or 5624)
<i>E</i> Early Childhood PK-3	Elementary Content Knowledge (0014 or 5014)	150	PLT: Early Childhood 0621 or 5621 (Score 157)		
Grades 1-5	Elementary Content Knowledge (0014 or 5014)	150	160	---	---
Grades 4-8 Mathematics	Middle School Mathematics (0069)	148	---	160	---
Grades 4-8 Science	Middle School Science (0439)	150	---	160	---
Grades 4-8 Social Studies	Middle School Social Studies (0089 or 5089)	149	---	160	---
Grades 4-8 English/ Language Arts	Middle School English/Language Arts (0049 or 5049)	160	---	160	---

C. Certification Areas

1. Grades 6-12 Certification

Grades 6-12 Certification Areas					
		Score			PLT 7-12
Agriculture	Agriculture (0700)	510	---	---	157
Biology	Biology: Content Knowledge (0235 or 5235)	150	---	---	157
Business	Business Education: Content Knowledge (0101 or 5101)	154	---	---	157
Chemistry	Chemistry: Content Knowledge (0245 or 5245)	151			157
Chinese	Chinese (Mandarin): World Language (5665)	164	PLT7-12 (Score 157) until 6/30/13; After 6/30/13 World Languages Pedagogy 0841 (Score 158)		
English	English Language, Literature, and Composition: Content Knowledge (0041 or 5041) Pedagogy (0043)	160 130	---	---	157
Family and Consumer Sciences	Family and Consumer Sciences (0121 or 5121)	141	---	---	157
French	French: World Language (5174)	157	PLT7-12 (Score 157) until 6/30/13; After 6/30/13 World Languages Pedagogy 0841 (Score 158)		

Grades 6-12 Certification Areas					
		Score			PLT 7-12
General Science	General Science: Content Knowledge (0435 or 5435)	156	---	---	157
German	German: World Language (5183)	157	PLT7-12 (Score 157) until 6/30/13; After 6/30/13 World Languages Pedagogy 0841 (Score 158)		
Mathematics	Mathematics: Content Knowledge (0061 or 5061)	135	---	---	157
Physics	Physics: Content Knowledge (0265 or 5265)	141			157
Social Studies	Social Studies: Content and Interpretation (0086 or 5086)	160	---	---	157
Spanish	Spanish: World Language (5195)	157	PLT7-12 (Score 157) until 6/30/13; After 6/30/13 World Languages Pedagogy 0841 (Score 158)		
Speech	Speech Communications (0221)	146	---	---	157
Technology Education	Technology Education (0051)	159	---	---	157
Computer Science Earth Science Environmental Science Journalism Latin Marketing	At this time, a content area exam is not required for certification in Louisiana.	---	---	---	157

2. All-Level K-12 Certification

All-Level K-12 Certification Areas						
		Score	PLT K-6		PLT 5-9	PLT 7-12
Grades K-12 Art	Art: Content Knowledge (0134 or 5134)	159	160	or	160	157
Grades K-12 Dance	None Available**	---	160		160	157
Grades K-12 Foreign Languages	Chinese (Mandarin): World Language (5665)	164	PLT K-6 (Score 160) or PLT 5-9 (Score 160) or PLT7-12 (Score 157) until 6/30/13; After 6/30/13 World Languages Pedagogy 0841 (Score 158)			
	French: World Language (5174)	157				
	German: World Language (5183)	157				
	Spanish: World Language (5195)	157				
Grades K-12 Music	Music: Content Knowledge (0113 or 5113)	151	160	or	160	157
Grades K-12 Health and Physical Education	Phys. Education: Content Knowledge (0091 or 5091)	146	160		160	157

\*\*At this time, a content area exam is not required for certification in Louisiana.

D. Special Education Areas

All Special Education Area(s)				
Area	Content Exam	Score	Pedagogy Requirement	Score
Early Interventionist	Elementary Content Knowledge (0014 or 5014)	150	Special Education: Core Knowledge and Applications (0354 or 5354)	145
			and Principles of Learning and Teaching: Early Childhood (0621 or 5621)	157

All Special Education Area(s)				
Area	Content Exam	Score	Pedagogy Requirement	Score
Hearing Impaired	Elementary Content Knowledge (0014 or 5014)	150	Special Education: Core Knowledge and Applications (0354 or 5354)	145
			and Education of Deaf and Hard of Hearing Students (0271)	160
Mild to Moderate Disabilities	ALL Candidates must pass a content area exam appropriate to certification level 1-5, 4-8, 6-12 (e.g., 0014, or core subject-specific exams for middle or secondary grades)		Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543)	153
Significant Disabilities	Elementary Content Knowledge (0014 or 5014)	150	Special Education: Core Knowledge and Severe to Profound Applications (0545 or 5545)	153
Visual Impairments/Blind	Elementary Content Knowledge (0014 or 5014)	150	Special Education: Core Content Knowledge and Applications (0354 or 5354)	145

E. Administrative and Instructional Support Areas

Certification Area	Name of Praxis Test	Area Test Score
Educational Leader—Level 1	School Leaders Licensure Assessment (1011 or 6011)	166
Educational Leader—Level 3	School Superintendent Assessment (6021)	160
School Librarian	Library Media Specialist (0311 or 5311)	136

All Praxis scores used for certification must be sent directly from ETS to the State Department of Education electronically, or the original Praxis score report from ETS must be submitted with candidate's application.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

**HISTORICAL NOTE:** Promulgated by the Board of Elementary and Secondary Education, LR 32:1833 (October 2006), amended LR 36:485 and 488 (March 2010), LR 36:2265 (October 2010), LR 37:551 (February 2011), repromulgated LR 37:556 (February 2011), amended LR 37:3210 (November 2011), LR 39:

**Chapter 3. Teaching Authorizations and Certifications**

**Subchapter C. Ancillary Teaching Certificates**

**§348. Math for Professionals Certificate**

A. - B.1.a.ii. ...

iii. successful passing of the Praxis Mathematics: Content Knowledge test (0061 or 5061).

B.1.b. - B.3. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

**HISTORICAL NOTE:** Promulgated by the Board of Elementary and Secondary Education, LR 35:220 (February 2009), amended LR 39:

**Chapter 4. Ancillary School Service Certificates**

**Subchapter A. General Ancillary School Certificates**

**§405. Counselor K-12 (Counselor in a School Setting)**

A. - B.2.b. ...

3. completion of the PRAXIS examination in school guidance and counseling (0421 or 5421)

C. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

**HISTORICAL NOTE:** Promulgated by the Board of Elementary and Secondary Education, LR 32:1807 (October 2006), amended LR 38:1400 (June, 2012), LR 39:

**§409. School Librarian**

A. - A.1.a. ...

b. passing score on Praxis Library Media Specialist examination (0311 or 5311).

2. - 2.b. ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

**HISTORICAL NOTE:** Promulgated by the Board of Elementary and Secondary Education, LR 32:1808 (October 2006), repromulgated LR 33:1617 (August 2007), amended LR 36:489 (March 2010), LR 39:

**Chapter 6. Endorsements to Existing Certificates**  
**Subchapter A. Regular Education Level and Area Endorsements**

**§605. Requirements to add Early Childhood (Grades PK-3)**

A. Individuals holding a valid elementary certificate (e.g., 1-4, 1-5, 1-6, or 1-8) must achieve one of the following:

1. passing score for Praxis—Principles of Learning and Teaching Early Childhood (0621 or 5621); or

2. 12 semester hours of combined nursery school and kindergarten coursework.

B. Individuals holding a valid upper elementary or middle school certificate (e.g., 4-8, 5-8, 6-8), secondary school certificate (e.g., 6-12, 7-12, 9-12), special education certificate (other than early interventionist), or an all-level K-12 certificate (art, dance, foreign language, health, physical education, health and physical education, music) must achieve the following:

1. passing score for Praxis—Elementary Education: Content Knowledge exam (0014 or 5014);

2. passing score for Praxis—Principles of Learning and Teaching Early Childhood (0621 or 5621) or accumulate 12 credit hours of combined nursery school and kindergarten coursework;

C. Individuals holding a valid early interventionist certificate must achieve the following:

1. passing score for Praxis—Elementary Education: Content Knowledge exam (0014 or 5014);

2. 12 credit hours of combined nursery school and kindergarten coursework (art, math, science, social studies); and

3. 9 semester hours of reading coursework or passing score for Praxis—Teaching Reading exam (0204 or 5204).

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1815 (October 2006), amended LR 37:883 (March 2011), repromulgated LR 37:1561 (June 2011), amended LR 37:3215 (November 2011), amended LR 38:44 (January 2012), LR 39:

#### **§607. Requirements to add Elementary (Grades 1-5)**

A. Individuals holding a valid early childhood certificate (e.g., PK-K, PK-3) must achieve the following:

1. passing score for Praxis—Elementary Education: Content Knowledge exam (0014 or 5014);

2. passing score for Praxis—Principles of Learning and Teaching K-6 exam; and

3. nine semester hours of reading or passing score for Praxis—Teaching Reading exam (0204 or 5204).

B. Individuals holding a valid upper elementary or middle school certificate (e.g., 4-8, 5-8, 6-8), secondary certificate (e.g., 6-12, 7-12, 9-12), special education certificate, or all-level K-12 certificate (art, dance, foreign language, health, physical education, health and physical education, and music) must achieve the following:

1.a. passing score for Praxis—Elementary Education: Content Knowledge exam (0014 or 5014); or

b. accumulate:

i. 12 semester hours of mathematics;

ii. 12 semester hours of science;

iii. 12 semester hours of English language arts;

and

iv. 12 semester hours of social studies;

2. passing score for Praxis Principles of Learning and Teaching K-6 exam; and

3. nine semester hours of reading.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1815 (October 2006), amended LR 38:44 (January 2012), LR 39:

#### **§609. Requirements to add Middle School (Grades 4-8) Specialty Area Endorsement for English, Mathematics, Science, or Social Studies**

A. - A.2. ...

3. six semester hours of reading or passing score for Praxis Teaching Reading exam (0204 or 5204).

B. - B.3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1815 (October 2006), amended LR 37:881 (March 2011), LR 39:

### **Subchapter B. Special Education Level and Area Endorsements**

#### **§629. Requirements to add Mild/Moderate**

A. - A.1.e. ...

2. passing score for Praxis exams—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543);

3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1817 (October 2006), amended LR 35:221 (February 2009), LR 35:1485 (August 2009), LR 37:553 (February 2011), LR 39:

#### **§630. Requirements to add Mild/Moderate (1-5), (4-8) and (6-12)—Mandatory 7/1/2010**

A. - A.1.f. ...

2. passing score for Praxis exams—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543).

B. - B.1.f. ...

2. passing score for Praxis exams—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543), Principles of Learning and Teaching (PLT): K-6, and Elementary Content Knowledge Exam (0014 or 5014).

C. - C.1.f. ...

2. passing score for Praxis exams:

a. Mild/Moderate (4-8) and (6-12)—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543); and

C.2.b. - D.1.f. ...

2. passing score for Praxis exams:

a. mild/moderate (4-8) and (6-12)—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543); and/or

D.2.b.-E.1.f. ...

2. passing score for Praxis exams:

a. mild/moderate (4-8) and (6-12)—Special Education: Core Knowledge and Mild to Moderate Applications (0543 or 5543); and/or

b. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 35:1485 (August 2009), amended LR 37:553 (February 2011), LR 39:

#### **§631. Requirements to add Significant Disabilities 1-12**

A. - A.2. ...

3. passing score for Praxis exams—Special Education: Core Knowledge and Severe to Profound Applications (0545 or 5545).

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1818 (October 2006), amended LR 37:555 (February 2011), LR 39:

**§633. Requirements to add Visual Impairments/Blind K-12**

A. - A.2. ...

3. a passing score for Praxis—Special Education: Core Knowledge and Applications (0354 or 5354).

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1818 (October 2006), amended LR 37:556 (February 2011), LR 39:

**Subchapter C. All Other Teaching Endorsement Areas**

**§648. Algebra I**

A. - A.3. ...

4. Pass the Praxis—Principles of Learning and Teaching (PLT) 7-12 exam (0624 or 5624) or a college-level course addressing the same content covered on the Praxis exam.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 34:1386 (July 2008), amended LR 39:

**§659. Counselor K-12 (Counselor in a School Setting)**

A. - B.3.b. ...

4. completion of the Praxis examination in school guidance and counseling (0421 or 5421).

C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1819 (October 2006), amended LR 33:1618 (August 2007), LR 38:1401 (June, 2012), LR 39:

**Chapter 7. Administrative and Supervisory Credentials**

**Subchapter A. The Educational Leadership Certificate**

**§703. Introduction**

A. The educational leadership certification structure provides for four levels of leader certification: teacher leader; educational leader level 1; educational leader level 2; and educational leader level 3. The teacher leader certificate is an option for a teacher to be identified as a teacher leader; it is not a state required credential for a specific administrative position. The educational leader level 1 certificate is an entry-level certificate for individuals seeking to qualify for school and/or district leadership positions (e.g., assistant principals, principals, parish or city supervisors of instruction, supervisors of child welfare and attendance, special education supervisors, or comparable school/district leader positions). An individual moves from a level 1 to a level 2 certificate after successfully meeting standards of effectiveness for three years pursuant to Bulletin 130 and R.S. 17:3902, and completing the required years of experience. The level 3 certificate qualifies an individual for employment as a district superintendent.

B. - B.3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), and (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1822 (October 2006),

amended LR 33:819 (May 2007), LR 38:42 (January 2012), LR 38:3138 (December 2012); LR 39

**§705. Educational Leader Certificate Level 1 (EDL 1)**

A. - A.5.b. ...

6. Districts may require participation in an education leader induction administered by the LEA.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), and (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1823 (October 2006), amended LR 33:819 (May 2007), LR 38:43 (January 2012), LR 38:3138 (December 2012); LR 39:

**§707. Educational Leader Certificate Level 2 (EDL 2)**

A. To receive an EDL 2, the individual must:

1. hold a valid EDL 1 certificate, Louisiana provisional principal certification, or comparable level out-of-state educational leader certificate;

2. have three years of teaching experience in his/her area(s) of certification;

3. participate in an education leader induction administered, if required by the LEA; and

4. meet the standards of effectiveness as an Educational Leader for three years pursuant to Bulletin 130 and R.S.17:3902.

B. - B.1. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), and (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1823 (October 2006), amended LR 33:820 (May 2007), LR 38:43 (January 2012), LR 38:3138 (December 2012), LR 39:

**Subchapter B. Out-of-State Administrative Certification Structure**

**§721. Out-of-State Principal Level 1 (OSP1)**

A. - A.1.d. ...

2. Districts may require participation in an education leader induction administered by the LEA.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6 (A)(10), (11), (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1824 (October 2006), amended LR 35:2325 (November 2009), LR 38:43 (January 2012), LR 39:

**§723. Out-of-State Principal Level 2 (OSP2)**

A - A.1.b.ii. ...

iii. the local superintendent (or designee) of the employing Louisiana public school system has recommended him/her for continued administrative employment in the following school year;

c. participation in an education leader induction if required by the LEA;

d. successfully meeting the standards of effectiveness as an educational leader during the validity period of the OSP1 certificate.

2. Renewal Requirements. For renewal of OSP2 certificate, candidates must successfully meet the standards of effectiveness for at least three years during the five-year initial or renewal period pursuant to Bulletin 130 and R.S. 17:3902.

AUTHORITY NOTE: Promulgated in accordance with R.S. 17:6(A)(10), (11), and (15), R.S. 17:7(6), R.S. 17:10, R.S. 17:22(6), R.S. 17:391.1-391.10, and R.S. 17:411.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 32:1825 (October 2006), amended LR 35:2325 (November 2009), LR 36:882 (March 2011), LR 38:43 (January 2012), LR 38:3139 (December 2012), LR 39:

#### Family Impact Statement

In accordance with Section 953 and 974 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Family Impact Statement on the Rule proposed for adoption, repeal or amendment. All Family Impact Statements shall be kept on file in the state board office which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records.

1. Will the proposed Rule affect the stability of the family? No.
2. Will the proposed Rule affect the authority and rights or parents regarding the education and supervision of their children? No.
3. Will the proposed Rule affect the functioning of the family? No.
4. Will the proposed Rule affect family earnings and family budget? No.
5. Will the proposed Rule affect the behavior and personal responsibility of children? No.
6. Is the family or a local government able to perform the function as contained in the proposed Rule? No.

#### Poverty Impact Statement

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a Poverty Impact Statement on the Rule proposed for adoption, amendment, or repeal. All Poverty Impact Statements shall be in writing and kept on file in the state agency which has adopted, amended, or repealed a Rule in accordance with the applicable provisions of the law relating to public records. For the purposes of this Section, the word "poverty" means living at or below one hundred percent of the federal poverty line.

1. Will the proposed Rule affect the household income, assets, and financial security? No.
2. Will the proposed Rule affect early childhood development and preschool through postsecondary education development? Yes.
3. Will the proposed Rule affect employment and workforce development? Yes.
4. Will the proposed Rule affect taxes and tax credits? No.
5. Will the proposed Rule affect child and dependent care, housing, health care, nutrition, transportation, and utilities assistance? No.

#### Small Business Statement

The impact of the proposed Rule on small businesses as defined in the Regulatory Flexibility Act has been considered. It is estimated that the proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### Public Comments

Interested persons may submit written comments via the U.S. Mail until 4:30 p.m., April 8, 2013, to Heather Cope,

Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

Heather Cope  
Executive Director

### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: **Bulletin 746—Louisiana Standards for State Certification of School Personnel**

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed policy will cost approximately \$700 to print and disseminate. The proposed policy changes will allow the adoption of the Praxis Chinese (Mandarin): World Language (5665) exam; replace the current School Superintendent Assessment (1020), which is being retired by Educational Testing Service (ETS), with a new edition of School Superintendent Assessment (6021); and provide updates to include the computer-delivered versions of all Praxis assessments that the Louisiana Department of Education currently accepts and remove old passing scores and test codes that are no longer acceptable for licensure.

Additionally, the proposed policy changes remove the requirement that districts must provide a district educational leadership induction program. The district educational leadership induction requirement will be optional for Local Education Agencies (LEAs), which could potentially reduce costs to LEAs. It is not possible to estimate the potential reduction in expenses. The removal of the district educational leadership induction program aligns with *Bulletin 741—Louisiana Handbook for School Administrators*.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There will be no effect on revenue collections of state or local governmental units.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

There will be no estimated cost and/or economic benefit to directly affected persons or non-governmental groups.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

This policy will have no effect on competition and employment.

Beth Scioneaux  
Deputy Superintendent  
1303#008

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### NOTICE OF INTENT

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

Lead Notification (LAC 33:III.2801, 2803, 2807, 2811, 2813, 2815, 2817, 2819 and 2821)(AQ336)

Under the authority of the Environmental Quality Act, R.S. 30:2001 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the secretary gives notice that rulemaking procedures have been initiated to amend the Air regulations, LAC 33:III.2801,

2803, 2807, 2811, 2813, 2815, 2817, 2819 and 2821 (AQ336).

This Rule will enact Acts 733 and 736 of the 2012 Regular Legislative Session. It will require inspectors and owners and/or operators of new daycare centers, preschools, or certain elementary schools that qualify as child-occupied facilities to notify LDEQ and the state health officer within 90 days of receipt of reports of lead hazards, lead abatement activities, or any lead testing performed at a facility or its grounds that exceed applicable standards. It also requires notification to all parents or legal guardians of each child enrolled at the facility of the exceedances of applicable lead standards either by written or electronic means. The basis and rationale for this rule is to incorporate Act Nos. 733 and 736 into the regulations to promote lead safety for children ages six and younger in child-occupied facilities. This Rule meets an exception listed in R.S. 30:2019(D)(2) and R.S. 49:953(G)(3); therefore, no report regarding environmental/health benefits and social/economic costs is required.

**Title 33**  
**ENVIRONMENTAL QUALITY**  
**Part III. Air**

**Chapter 28. Lead-Based Paint**

**Activities—Recognition, Accreditation,  
Licensure, and Standards for Conducting  
Lead-Based Paint Activities**

**§2801. Scope and Applicability**

A. This Chapter contains procedures and requirements for the recognition of lead-based paint activities training providers, procedures and requirements for the accreditation of individuals, and licensure of contractors engaged in lead-based paint activities, project notifications, work practice standards for performing such activities, data collection, and reporting of lead hazards at *child occupied facilities (COFs)*, as defined in LAC 33:III.2803 and as specified in LAC 33:III.2813.B and LAC 33:III.2815 (e.g., daycare centers, preschools, or public and nonpublic elementary school facilities). Except as discussed below, all *lead-based paint activities*, as defined in this Chapter, shall be performed by accredited individuals, laboratories, and licensed contractors.

B. This Chapter applies to all persons and contractors who are engaged in lead-based paint activities in *target housing*, as defined in LAC 33:III.2803, and COFs, except persons who perform these activities within residential dwellings that they own, unless the residential dwelling is occupied by a person or persons other than the owner or the owner's immediate family while these activities are being performed, or a child residing in the building has been identified as having an elevated blood lead level.

C. - G. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1662 (December 1997), amended LR 24:1686 (September 1998), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 28:2335 (November 2002), amended by the Office of the Secretary, Legal Division, LR 39:

**§2803. Definitions**

A. The terms used in this Chapter are defined in LAC 33:III.111 of these regulations with the exception of those terms specifically defined in this Section as follows.

\* \* \*

*Child-Occupied Facility (COF)*—a building or portion of a building or common area, other than the child's principal residence, constructed prior to 1978, that meets at least one of the following criteria.

a. A building qualifies as a COF when visited regularly by the same child, 6 years of age or younger, on at least two different days within any week, provided that each day's visit lasts at least three hours, with the combined weekly visit lasting at least six hours, and that the combined annual visits last at least 60 hours. Examples of child-occupied facilities/common areas include, but are not limited to, public and nonpublic schools, day care centers, parks, playgrounds, and community centers.

b. A building qualifies as a COF when it has been determined by the department, in conjunction with the state health officer, to be a significant risk because of its contribution to lead poisoning or lead exposure to children who are 6 years of age or younger.

c. A building qualifies as a COF when used as a child-occupied unit and common area in a multi-use building.

\* \* \*

*Interim Controls*—a set of measures designed to temporarily prevent or reduce human exposure or likely exposure to lead-based paint hazards found in dust, paint, or soil, including specialized cleaning, repairs, maintenance, painting, temporary containment, temporary barriers for contaminated soils, the ongoing monitoring of lead-based paint hazards or potential hazards, and the establishment and operation of lead hazard management plans for buildings and grounds subject to the provisions of this Chapter and occupant education programs.

\* \* \*

*Lead Hazard Notification (LHN)*—the notification document required by the department to report lead hazards in accordance with LAC 33:III.2813.B.

\* \* \*

*Recognized Laboratory*—an environmental laboratory accredited by the Louisiana Environmental Laboratory Accreditation Program (LELAP) in accordance with LAC 33:I.Chapter 45 through 57, and accredited to perform an analysis of lead and lead compounds in paint, soil, and dust.

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1663 (December 1997), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 28:2335 (November 2002), amended by the Office of Environmental Assessment, LR 30:2022 (September 2004), amended by the Office of the Secretary, Legal Division, LR 39:

## §2807. Accreditation of Individuals

A. - B.2. ...

C. Reaccreditation

1. To maintain accreditation individuals shall be annually recertified by the Office of Environmental Services.

2. To maintain continuous accreditation, an individual shall perform the following:

a. successfully complete the appropriate refresher course given by a recognized training provider 60 days prior to the accreditation expiration date;

b. submit a copy of the refresher course completion certificate to the Office of Environmental Services;

c. submit a 1" x 1¼" photograph of the applicant issued by the recognized training provider;

d. submit a signed and completed application form; and

e. submit the appropriate fees as required in LAC 33:III.223.

3. If the individual seeking reaccreditation receives refresher training earlier than 60 days prior to expiration or any time after the expiration date on the accreditation certificate, then the individual will receive a new expiration date.

4. If the individual fails to receive refresher training within one year after the accreditation expiration date, the individual must complete a refresher training course with a course test and hands-on assessment, as applicable, for the appropriate discipline in order to become recertified.

5. If an individual has not completed a refresher course within three years, the department shall require the applicant to:

a. pass the state lead certification examination in the appropriate discipline; or

b. complete a refresher training course with a course test and hands-on assessment, as applicable.

6. If an individual has not completed a refresher course within five or more years, the department shall require the applicant to complete a refresher training course with a course test and hands-on assessment, as applicable, and pass the state lead certification examination in the appropriate discipline.

D. Suspension and Revocation of Accreditations of Individuals Engaged in Lead-Based Paint Activities

1. The department may suspend or revoke an individual's accreditation if an individual has:

a. obtained training documentation through fraudulent means;

b. gained admission to and completed a recognized training course through misrepresentation of admission requirements;

c. obtained accreditation through misrepresentation of accreditation requirements or related documents dealing with education, training, professional registration, or experience;

d. performed work requiring accreditation at a job site without having proof of accreditation;

e. permitted the duplication or use of the individual's own certificate or photo identification by another;

f. performed work for which accreditation is required, but for which appropriate accreditation has not been received;

g. failed to comply with state lead-based paint statutes or regulations; or

h. failed to comply with the appropriate work practice standards for lead-based paint activities.

2. When suspension of accreditation credentials occurs, it shall be for no less than one year. When revocation occurs, it shall be for no less than three years. Penalties may also be assessed according to R.S. 30:2351.25(D).

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1669 (December 1997), amended LR 24:2240 (December 1998), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:2459 (November 2000), LR 28:2337 (November 2002), amended by the Office of the Secretary, Legal Affairs Division, LR 31:2446 (October 2005), LR 33:643 (April 2007), LR 33:2092 (October 2007), amended by the Office of the Secretary, Legal Division, LR 39:

## §2811. Work Practice Standards for Conducting Lead-Based Paint Activities for Target Housing and Child-Occupied Facilities

A. - B.4.i. ...

j. specific locations and the condition (i.e., good, fair, poor) of each painted component tested for the presence of lead-based paint;

B.4.k. - D.9. ...

10. Any collected paint chip, dust, or soil samples shall be analyzed by a recognized Louisiana Environmental Laboratory Accreditation Program (LELAP) laboratory accredited for the media and methods used to determine the concentration of lead. The program requirements are described in LAC 33:I.Subpart 3.

D.11. - E.4.a. ...

b. The project shall not start before the start date noted on the *Lead Project Notification (LPN)* form, as defined in LAC 33:III.2803. The Office of Environmental Services shall be notified if the operation will stop for a day or more during the project time noted on the LPN or if the project has been canceled or postponed. The firm shall also give notice 24 hours before the completion of a project. Notice shall be submitted to the department with written follow-up and fax notification to the appropriate regional office.

c. A notification of less than five working days constitutes an emergency notification. For emergencies during normal working hours, the contractor shall provide notification either by FAX or email to the Office of Environmental Services and the DEQ regional office responsible for inspecting the project site within 24 hours of the start of the project. After working hours, the contractor shall provide notification by FAX, email, or voice mail to the Office of Environmental Services and the DEQ regional office responsible for inspecting the project site within 24 hours of the start of the project. The completed notification form shall be submitted within five working days and shall be accompanied by the appropriate processing fees (LAC 33:III.223).

d. An amended LPN shall be submitted to the department and appropriate regional office when changes occur in the completion dates, methodology, and square footage.

e. Failure to submit a complete and accurate notification or failure to submit appropriate fees will cause the notification to be rejected and constitutes a failure to notify.

5. - 7. ...

8. If conducted, soil abatement shall be conducted in one of the following ways.

a. If soil is removed, the lead-contaminated soil shall be replaced with soil that is not lead-contaminated. Any lead-contaminated soil that is removed shall not be used as top soil at another residential property or COF.

b. If soil is not removed, soil abatement shall be conducted in one of the following ways.

i. The lead-contaminated soil shall be *permanently covered*, as defined in LAC 33:III.2803.

ii. An interim control of a permeable barrier shall be applied and covered with 3 to 6 inches of clean top soil per EPA and The Department of Housing and Urban Development guidelines, as described in Paragraph F.1 of this Section.

9. - 10.c. ...

11. An abatement report shall be prepared by an accredited lead project supervisor or an accredited project designer and submitted to the department within 30 days of the completion of the project. The abatement report shall include the following information:

11.a. - 13. ...

#### F. Interim Controls

1. Interim controls, which require monitoring to maintain lead-safe conditions, may be used in lieu of abatement to manage lead hazards in paint, dust, and soil. Various types of interim controls are outlined in the HUD guidelines: *The Evaluation and Control of Lead-based Paint in Public Housing*; and EPA guidelines, (e.g. the *Superfund Lead-Contaminated Residential Sites Handbook* (August 2003)).

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1672 (December 1997), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:2459 (November 2000), repromulgated LR 27:39 (January 2001), amended LR 28:2338 (November 2002), amended by the Office of the Secretary, Legal Affairs Division, LR 31:2446 (October 2005), LR 33:644 (April 2007), LR 33:2092 (October 2007), amended by the Office of the Secretary, Legal Division, LR 39:

#### §2813. Recordkeeping and Reporting Requirements for Lead-Based Paint Activities

A. All records, reports, and plans required by this Chapter for inspections, hazard screens, risk assessments, and abatements shall be maintained by the owner of the residence, in the case of target housing, or the owner or operator of a residential dwelling or COF, during the life of the facility and no less than 3 years thereafter, and by the contractor or accredited individual who conducted the activities, for. The contractor or accredited individual shall provide copies of these reports to the owner/operator who contracted for its services. Any person who is required by this Chapter to maintain records may utilize the services of competent organizations such as industry trade associations and employee associations to maintain such records.

B. For a licensed day care center, preschool, or public or nonpublic elementary school facility that qualifies as a COF, the owner, inspector, or risk assessor shall jointly provide notification using Form LHN-7348 to DEQ within 90 days of receipt of reports of lead hazards, lead abatement activities, or any lead testing performed that exceeds the clearance standards outlined in this Chapter. A copy of the notification shall be displayed in a prominent location at the COF.

C. A licensed day care center, preschool, or public or nonpublic elementary school facility that qualifies as a COF shall provide notification to all parents or legal guardians of each child enrolled at the facility of lead abatement activities, lead testing that exceeds the clearance standards outlined in this Chapter, or lead hazard reduction activities performed at the facility or on its grounds. The notification shall be made by written or electronic means (e.g., email, posting on the facility's website, or posting on a bulletin board).

D. The notifications required in Subsections B and C of this Section shall not be required if a facility or its grounds has been inspected or has been subject to lead abatement or remediation prior to August 1, 2012. If a portion of the facility or its grounds has not been inspected or been the subject of lead abatement or remediation prior to August 1, 2012, then that portion of the facility or its grounds shall be subject to the provisions of this Section. The owner or operator of the facility shall maintain documentation that the inspection, lead abatement, or remediation activities were conducted in accordance with applicable requirements outlined in this Chapter.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1676 (December 1997), amended by the Office of the Secretary, Legal Affairs Division, LR 33:644 (April 2007), amended by the Office of the Secretary, Legal Division, LR 39:

#### §2815. Data Collection

A. The owner of any licensed day care center, preschool, or public or nonpublic elementary school facility that qualifies as a COF and that was first placed in operation after August 1, 2012, shall have an inspector or risk assessor conduct a thorough inspection of the facility and grounds for the presence of lead hazards within 30 days of starting operation. No inspection shall be required if the facility or its grounds has been inspected or has been the subject of lead abatement or remediation since 1978. If a portion of the facility or its grounds has not been inspected or been the subject of lead abatement or remediation since 1978, then those portions of the facility or its grounds shall be subject to the provisions of this Section. The owner or operator of the facility shall maintain documentation that the inspection, lead abatement, or remediation activities were conducted in accordance with the applicable standards outlined in this Chapter.

B. The owner or operator of COFs that are licensed day care centers, preschools, and elementary schools shall maintain documentation that the inspection, lead abatement, or remediation activities were conducted in accordance with LAC 33:III.Chapter 28 and LAC 33:VI. If a lead hazard is found to be present, the inspector and the owner shall report

those findings to the Inspection Division, Office of Environmental Compliance using the Lead Hazard Notification (LHN) for Child Occupied Facilities, Form 7348. These records shall be maintained at COFs for the life of the facility to show that the hazards were removed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2011 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of the Secretary, Legal Division, LR 39:

#### **§2817. Enforcement**

##### **[Formerly §2815]**

A. For failure to comply with the regulations of this Chapter, knowingly submitting false or inaccurate information, or directing others in such actions, civil and criminal penalties may be assessed under R.S. 30:2025 and R.S. 30:2351.25.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2025, 2054, and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1676 (December 1997), amended by the Office of the Secretary, Legal Division, LR 39:\*\*\*.

#### **§2819. Reciprocity**

##### **[Formerly §2817]**

A. Individuals seeking accreditation from the department for a specific discipline, based upon accreditation by EPA or an EPA-approved state or Indian tribal program, shall submit copies of the following documents:

1. a current training course completion certificate from an EPA authorized state or tribal program;
2. a copy of the photo identification card (or equivalent) issued upon receipt of current accreditation; and
3. a completed application for accreditation in the specific discipline and one 1" x 1 1/4" photograph of the applicant, with the appropriate fees.

B. Exception. An individual who seeks accreditation as a lead project supervisor for the purpose of obtaining a letter of approval (LAC 33:III.2809) shall take the Louisiana state examination for that discipline.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1676 (December 1997), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 28:2339 (November 2002), amended by the Office of the Secretary, Legal Division, LR 39:

#### **§2821. Fees**

##### **[Formerly §2819]**

A. Fees are defined in R.S. 30:2351.59 and listed in LAC 33:III.223.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2054 and 2351 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Air Quality and Radiation Protection, Air Quality Division, LR 23:1676 (December 1997), amended by the Office of the Secretary, Legal Division, LR 39:

##### **Family Impact**

This Rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

##### **Poverty Impact Statement**

This Rule has no known impact on poverty as described in R.S. 49:973.

#### **Public Comments**

All interested persons are invited to submit written comments on the proposed regulation. Persons commenting should reference this proposed regulation by AQ336. Such comments must be received no later than May 2, 2013, at 4:30 p.m., and should be sent to Deidra Johnson, Attorney Supervisor, Office of the Secretary, Legal Division, Box 4302, Baton Rouge, LA 70821-4302 or to fax (225) 219-4068 or by e-mail to [deidra.johnson@la.gov](mailto:deidra.johnson@la.gov). Copies of these proposed regulations can be purchased by contacting the DEQ Public Records Center at (225) 219-3168. Check or money order is required in advance for each copy of AQ336. These proposed regulations are available on the Internet at [www.deq.louisiana.gov/portal/tabid/1669/default.aspx](http://www.deq.louisiana.gov/portal/tabid/1669/default.aspx).

#### **Public Hearing**

A public hearing will be held on April 25, 2013, at 1:30 p.m. in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA 70802. Interested persons are invited to attend and submit oral comments on the proposed amendments. Should individuals with a disability need an accommodation in order to participate, contact Deidra Johnson at the address given below or at (225) 219-3985. Two hours of free parking are allowed in the Galvez Garage with a validated parking ticket.

These proposed regulations are available for inspection at the following DEQ office locations from 8 a.m. until 4:30 p.m.: 602 N. Fifth Street, Baton Rouge, LA 70802; 1823 Highway 546, West Monroe, LA 71292; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 1301 Gadwall Street, Lake Charles, LA 70615; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374; 201 Evans Road, Bldg. 4, Suite 420, New Orleans, LA 70123.

Herman Robinson, CPM  
Executive Counsel

#### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES**

##### **RULE TITLE: Lead Notification**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

Local governmental units operating child occupied facilities may incur inspection costs ranging from \$700 to \$1,500 if they require an inspection for the presence of lead hazards as a result of the proposed policy. There are no estimated implementation costs or savings to state governmental units. The proposed policy incorporates requirements established by Acts 733 and 736 of the 2012 Regular Legislative Session. The proposed policy will require the owner of any licensed day care center, preschool, or public or nonpublic elementary school facility that qualifies as a child occupied facility, constructed prior to 1978, and first placed in operation after August 1, 2012 to have an inspector or risk assessor inspect the facility and grounds for the presence of lead hazards if no prior inspection has been conducted.

#### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There is no estimated effect on revenue collections of state or local governmental units as a result of the proposed rule.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

Owners of facilities that qualify as child occupied facilities may incur inspection costs ranging from \$700 to \$1,500 if they require an inspection for the presence of lead hazards as a result of the proposed policy.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There is no estimated effect on competition or employment in the public or private sector because of the proposed rule.

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Executive Counsel  
1303#019

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

Facility Need Review  
Exception Criteria for Bed Approvals  
(LAC 48:I.12533 and 12535)

The Department of Health and Hospitals, Bureau of Health Services Financing proposes to amend LAC 48:I.12533 and to adopt §12535 in the Medical Assistance Program as authorized by R.S. 36:254 and R.S. 40:2116. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

The Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the facility need review (FNR) process in order to revise the provisions governing the exception criteria for bed approvals and to incorporate home and community-based service providers in the FNR process (*Louisiana Register*, Volume 35, Number 11).

The department now proposes to amend the provisions governing the FNR Program in order to revise the exception criteria for bed approvals during a declared disaster, and to adopt provisions governing bed approvals during a non-declared disaster or emergency situation.

**Title 48**

**PUBLIC HEALTH—GENERAL**

**Part I. General Administration**

**Subpart 5. Health Planning**

**Chapter 125. Facility Need Review**

**Subchapter F. Exception Criteria for Bed Approvals**

**§12533. Declared Disasters and Emergency Events**

A. The facility need review bed approvals for a licensed and Medicaid certified nursing facility, ICF/DD, or for a licensed adult residential care provider (ARCP) located in an area or areas which have been affected by an executive order or proclamation of emergency or disaster issued in accordance with R.S. 29:724 or R.S. 29:766 shall remain in effect and shall not be terminated, revoked or considered to have expired for a period not to exceed two years for a nursing facility or ARCP, and one year for an ICF/DD, following the date of such executive order or proclamation, provided that the following conditions are met:

1. the nursing facility, ICF/DD, or ARCP shall submit written notification to the Health Standards Section within 60 days of the date of the executive order or proclamation of emergency or disaster that:

a. the nursing facility, ICF/DD, or ARCP has experienced an interruption in the provisions of services as a result of events that are the subject of such executive order or proclamation of emergency or disaster issued in accordance with R.S. 29:724 or R.S. 29:766;

b. the nursing facility, ICF/DD, or ARCP intends to resume operation as a nursing facility, ICF/DD, or ARCP in the same service area;

i. - NOTE. ...

2. A nursing facility, ICF/DD, or ARCP resumes operating as a nursing facility, ICF/DD, or ARCP in the same service area, within two years for a nursing facility or ARCP and within one year for an ICF/DD, of the executive order or proclamation of emergency or disaster in accordance with R.S. 29:724 or R.S. 29:766; and

3. the nursing facility, ICF/DD, or ARCP continues to submit the required documentation and information to the department.

B. The provisions of this Section shall not apply to:

1. a nursing facility, ICF/DD, or ARCP which has voluntarily surrendered its facility need review bed approval; or

2. a nursing facility, ICF/DD, or ARCP which fails to resume operations as a nursing facility, ICF/DD, ARCP in the same service area, within two years for a nursing facility or ARCP and within one year for an ICF/DD, of the executive order or proclamation of emergency or disaster in accordance with R.S. 29:724 or R.S. 29:766.

C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:2116.

HISTORICAL NOTE: Repealed and repromulgated by the Department of Health and Hospitals, Office of the Secretary, LR 21:812 (August 1995), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 34:2621 (December 2008), amended LR 35:2439 (November 2009), LR 39:

**§12535. Other Emergency Events (Non-Declared)**

A. This Section applies to emergency situations for which an executive order or proclamation of emergency or disaster, pursuant to R.S. 29:724 or R.S. 29:766, has not been issued.

B. The facility need review bed approvals for a licensed and Medicaid certified nursing facility or ICF/DD, or for a licensed ARCP that is rendered unable to provide services to the public because of an emergency situation or disaster, including, but not limited to, fire, flood, tornado or other condition for which the provider is not primarily responsible, shall remain in effect and shall not be terminated, revoked or considered to have expired for a period not to exceed two years for a nursing facility or ARCP, and one year for an ICF/DD, following the date of such emergency situation or disaster, provided that the following conditions are met:

1. the nursing facility, ICF/DD, or ARCP shall submit written notification to the Health Standards Section within 30 days of the date of the emergency situation or disaster that:

a. the nursing facility, ICF/DD, or ARCP has experienced an interruption in the provisions of services as a result of conditions that are described in §12535.B;

b. the nursing facility, ICF/DD, or ARCP intends to resume operation as a nursing facility, ICF/DD, or ARCP in the same service area;

i. if the ICF/DD was approved through an RFP, the ICF/DD must conform to the requirements of the RFP as defined by the department; and

c. includes an attestation that the emergency situation or disaster is the sole causal factor in the interruption of the provision of services;

2. the nursing facility, ARCP, or ICF/DD resumes operating as a nursing facility or ICF/DD in the same service area, within two years for a nursing facility or ARCP, and within one year for an ICF/DD, of the disaster or catastrophic condition; and

3. the nursing facility, ARCP, or ICF/DD continues to submit the required documentation and information to the department.

E. The provisions of this Section shall not apply to:

1. a nursing facility, adult residential care facility, or ICF/DD which has voluntarily surrendered its facility need review bed approval; or

2. a nursing facility, ARCP, or ICF/DD which fails to resume operations as a nursing facility or ICF/DD in the same service area, within two years for a nursing facility or ARCP, and within one year for an ICF/DD, of the emergency condition or disaster.

F. Failure to comply with any of the provisions of this Section shall be deemed a voluntary surrender of the facility need review bed approvals.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:2116.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:

#### **Family Impact Statement**

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have no impact on family functioning, stability or autonomy as described in R.S. 49:972.

#### **Poverty Impact Statement**

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973.

#### **Public Comments**

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this proposed Rule.

#### **Public Meeting**

A public hearing on this proposed Rule is scheduled for Wednesday, April 24, 2013 at 9:30 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views or arguments either orally

or in writing. The deadline for receipt of all written comments is 4:30 p.m. on the next business day following the public hearing.

Bruce D. Greenstein  
Secretary

### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Facility Need Review Exception Criteria for Bed Approvals**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

It is anticipated that implementation of this proposed rule will have no programmatic fiscal impact to the state other than the cost of promulgation for FY 12-13. It is anticipated that \$574 (SGF) will be expended in FY 12-13 for the state's administrative expense for promulgation of this proposed rule and the final rule.

#### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

It is anticipated that the implementation of this proposed rule will have no effect on revenue collections.

#### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

This rule proposes to amend the provisions governing the Facility Need Review Program in order to revise the exception criteria for bed approvals during a declared disaster, and adopts provisions governing bed approvals during a non-declared disaster or emergency situation. It is anticipated that implementation of this proposed rule will not have estimable cost or economic benefits for nursing facilities, intermediate care facilities for persons with developmental disabilities (ICFs-DD), or licensed adult residential care providers (ARCPs) in FY 12-13, FY 13-14, and FY 14-15.

#### **IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

This rule has no known effect on competition and employment.

J. Ruth Kennedy  
Medicaid Director  
1303#051

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

#### **NOTICE OF INTENT**

### **Department of Health and Hospitals Bureau of Health Services Financing and Office of Aging and Adult Services**

Home and Community-Based Services Waivers  
Support Coordination Standards for Participation  
(LAC50:XXI.Chapter 5)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services propose to amend LAC 50:XXI.Chapter 5 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services (OAAS) provide Medicaid coverage for support coordination services rendered to waiver participants who receive services in home and community-based waiver programs administered by OAAS. The department promulgated an Emergency Rule which adopted provisions to establish standards for participation for support coordination agencies that provide support coordination services to participants in OAAS-administered waiver programs (*Louisiana Register*, Volume 37, Number 12). The department promulgated an Emergency Rule which amended the December 20, 2011 Emergency Rule in order to clarify the provisions governing support coordination services rendered to participants of OAAS-administered waiver programs (*Louisiana Register*, Volume 38, Number 8). This proposed Rule is being promulgated to continue the provisions of the August 20, 2012 Emergency Rule.

#### **Title 50**

### **PUBLIC HEALTH—MEDICAL ASSISTANCE**

#### **Part XXI. Home and Community Based Services**

##### **Waivers**

##### **Subpart 1. General Provisions**

#### **Chapter 5. Support Coordination Standards for Participation for Office of Aging and Adult Services Waiver**

##### **Programs Subchapter A. General Provisions**

#### **§501. Introduction**

A. The Department of Health and Hospitals (DHH) establishes these minimum Standards for Participation which provides the core requirements for support coordination services provided under home and community-based waiver programs administered by the Office of Aging and Adult Services (OAAS). OAAS must determine the adequacy of quality and protection of waiver participants in accordance with the provisions of these standards.

B. OAAS, or its designee, is responsible for setting the standards for support coordination, monitoring the provisions of this Rule, and applying administrative sanctions for failures by support coordinators to meet the minimum standards for participation in serving participants of OAAS-administered waiver programs.

C. Support coordination are services that will assist participants in gaining access to needed waiver and other state plan services, as well as needed medical, social, educational, housing, and other services, regardless of the funding source for these services.

D. Upon promulgation of the final Rule governing these standards for participation, existing support coordination providers of OAAS-administered waiver programs shall be required to meet the requirements of this Chapter as soon as possible and no later than six months from the promulgation of this Rule.

E. If, in the judgment of OAAS, application of the requirements stated in these standards would be impractical in a specified case; such requirements may be modified by the OAAS Assistant Secretary to allow alternative arrangements that will secure as nearly equivalent provision of services as is practical. In no case will the modification

afford less quality or protection, in the judgment of OAAS, than that which would be provided with compliance of the provisions contained in these standards.

1. Requirement modifications may be reviewed by the OAAS Assistant Secretary and either continued or canceled.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§503. Certification Requirements**

A. All agencies that provide support coordination to OAAS-administered home and community-based waivers must be certified by the Department of Health and Hospitals. It shall be unlawful to operate as a support coordination agency for OAAS-administered waivers without being certified by the department.

B. In order to provide support coordination services for OAAS-administered home and community-based waiver programs, the agency must:

1. be certified and meet the standards for participation requirements as set forth in this Rule;
2. sign a performance agreement with OAAS;
3. assure staff attends all training mandated by OAAS;
4. enroll as a Medicaid support coordination agency in all regions in which it intends to provide services for OAAS-administered home and community-based services; and
5. comply with all DHH and OAAS policies and procedures.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§505. Certification Issuance**

A. A certification shall:

1. be issued only to the entity named in the certification application;
2. be valid only for the support coordination agency to which it is issued after all applicable requirements are met;
3. enable the support coordination agency to provide support coordination for OAAS-administered home and community-based waivers within the specified DHH region; and
4. be valid for the time specified on the certification, unless revoked, suspended, modified or terminated prior to that date.

B. Provisional certification may be granted when the agency has deficiencies which are not a danger to the health and welfare of clients. Provisional licenses shall be issued for a period not to exceed 90 days.

C. Initial certification shall be issued by OAAS based on the survey report of DHH, or its designee.

D. Unless granted a waiver by OAAS, a support coordination agency shall provide such services only to waiver participants residing in the agency's designated DHH region.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§507. Certification Refusal or Revocation and Fair Hearing**

A. A certification may be revoked or refused if applicable certification requirements, as determined by OAAS or its designee, have not been met. Certification decisions are subject to appeal and fair hearing, in accordance with R.S. 46:107(A)(3).

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§509. Certification Inspections**

A. Certification inspections are usually annual but may be conducted at any time. No advance notice is given. Surveyors must be given access to all of the areas in the facility and all relevant files and records.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**Subchapter B. Administration and Organization**

**§513. Governing Body**

A. A support coordination agency shall have an identifiable governing body with responsibility for and authority over the policies and activities of the agency.

1. An agency shall have documents identifying all members of the governing body, their addresses, their terms of membership, officers of the governing body and terms of office of any officers.

2. The governing body shall be comprised of three or more persons and shall hold formal meetings at least twice a year.

3. There shall be written minutes of all formal meetings of the governing body and by-laws specifying frequency of meetings and quorum requirements.

B. The governing body of a support coordination agency shall:

1. ensure the agency’s continual compliance and conformity with all relevant federal, state, local and municipal laws and regulations;

2. ensure that the agency is adequately funded and fiscally sound;

3. review and approve the agency’s annual budget;

4. designate a person to act as administrator and delegate sufficient authority to this person to manage the agency;

5. formulate and annually review, in consultation with the administrator, written policies concerning the agency’s philosophy, goals, current services, personnel practices, job descriptions and fiscal management;

6. annually evaluate the administrator’s performance;

7. have the authority to dismiss the administrator;

8. meet with designated representatives of the department whenever required to do so;

9. inform the department, or its designee, prior to initiating any substantial changes in the services provided by the agency;

10. ensure that a continuous quality improvement (CQI) process is in effect; and

11. ensure that services are provided in a culturally sensitive manner as evidenced by staff trained in cultural awareness and related policies and procedures.

C. A support coordination agency shall maintain an administrative file that includes:

1. documents identifying the governing body;

2. a list of members and officers of the governing body, along with their addresses and terms of membership;

3. minutes of formal meetings and by-laws of the governing body, if applicable;

4. documentation of the agency’s authority to operate under state law;

5. an organizational chart of the agency which clearly delineates the line of authority;

6. all leases, contracts and purchases-of-service agreements to which the agency is a party;

7. insurance policies;

8. annual budgets and, if performed, audit reports;

9. the agency’s policies and procedures; and

10. documentation of any corrective action taken as a result of external or internal reviews.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

**§515. Business Location and Operations**

A. Each support coordination agency shall have a business location which shall not be in an occupied personal residence. The business location shall be in the DHH region for which the certification is issued and shall be where the agency:

1. maintains staff to perform administrative functions;

2. maintains the agency’s personnel records;

3. maintains the agency’s participant service records; and

4. holds itself out to the public as being a location for receipt of participant referrals.

B. The business location shall have:

1. a published nationwide toll-free telephone number answered by a person which is available and accessible 24 hours a day, seven days a week, including holidays;

2. a published local business number answered by agency staff during the posted business hours;

3. a business fax number that is operational 24 hours a day, seven days a week, including holidays;

4. internet access and a working e-mail address which shall be provided to OAAS;

5. hours of operation, which must be at least 30 hours a week, Monday through Friday, posted in a location outside of the business that is easily visible to persons receiving services and the general public; and

6. at least one staff person on the premises during posted hours of operation.

C. Records and other confidential information shall not be stored in areas deemed to be common areas.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§517. Financial Management**

A. The agency must establish a system of financial management and staffing to assure maintenance of complete and accurate accounts, books and records in keeping with generally accepted accounting principles.

B. The agency must not permit public funds to be paid or committed to be paid, to any person who is a member of the governing board or administrative personnel who may have any direct or indirect financial interest, or in which any of these persons serve as an officer or employee, unless the services or goods involved are provided at a competitive cost or under terms favorable to the agency. The agency shall have a written disclosure of any financial transaction with the agency in which a member of the governing board, administrative personnel, or his/her immediate family is involved.

C. The agency must obtain any necessary performance bonds and/or lines of credit as required by the department.

D. The agency must have adequate and appropriate general liability insurance for the protection of its participants, staff, facilities, and the general public.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§519. Policy and Procedures**

A. The support coordination agency shall have written policies and procedures approved by the owner or governing body which must be implemented and followed that address at a minimum the following:

1. confidentiality and confidentiality agreements;
2. security of files;
3. publicity and marketing, including the prohibition of illegal or coercive inducement, solicitation and kickbacks;
4. personnel;
5. participant rights;
6. grievance procedures;
7. emergency preparedness;
8. abuse and neglect reporting;
9. critical incident reporting;
10. worker safety;
11. documentation; and
12. admission and discharge procedures.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§521. Organizational Communication**

A. The agency must establish procedures to assure adequate communication among staff to provide continuity of services to the participant and to facilitate feedback from staff, participants, families, and when appropriate, the community at large.

B. The agency must have brochures and make them available to OAAS or its designee. The brochures must include the following information:

1. that each participant has the freedom to choose their providers and that their choice of provider does not affect their eligibility for waiver, state plan, or support coordination services;

2. that a participant receiving support coordination through OAAS may contact the OAAS Help Line for information, assistance with, or questions about OAAS programs;

3. the OAAS Help Line number along with the appropriate OAAS regional office telephone numbers;

4. information, including the Health Standards Section Complaint Line, on where to make complaints against support coordinators, support coordination agencies, and providers; and

5. a description of the agency, services provided, current address, and the agency's local and nationwide toll-free number.

C. The brochure may also include the agency's experience delivering support coordination services.

D. The support coordination agency shall be responsible for:

1. obtaining written approval of the brochure from OAAS prior to distributing to applicants/participants of OAAS-administered waiver programs;

2. providing OAAS staff or its designee with adequate supplies of the OAAS-approved brochure; and

3. timely completing revisions to the brochure, as requested by OAAS, to accurately reflect all program changes as well as other revisions OAAS deems necessary.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **Subchapter C. Provider Responsibilities**

#### **§525. General Provisions**

A. Any entity wishing to provide support coordination services for any OAAS-administered home and community-based waiver program shall meet all of the standards for participation contained in this Rule, unless otherwise specifically noted within these provisions.

B. The support coordination agency shall also abide by and adhere to any state law, Rule, policy, procedure, performance agreement, manual or memorandum pertaining to the provision of support coordination services for OAAS-administered home and community-based waiver programs.

C. Failure to comply with the requirements of these Standards for Participation may result in sanctions including, but not limited to:

1. recoupment of funds;
2. cessation of linkages;
3. citation of deficient practice and plan of correction submission;

4. removal from the Freedom of Choice list; or

5. decertification as a support coordination agency for OAAS-administered home and community-based waiver services.

D. A support coordination agency shall make any required information or records, and any information reasonably related to assessment of compliance with these requirements, available to the department.

E. Designated representatives of the department, in the performance of their mandated duties, shall be allowed by a support coordination agency to:

1. inspect all aspects of a support coordination agency operations which directly or indirectly impact participants; and

2. conduct interviews with any staff member or participant of the agency.

F. A support coordination agency shall, upon request by the department, make available the legal ownership documents of the agency.

G. Support coordination agencies must comply with all of the department's systems/software requirements.

H. Support coordination agencies shall, at a minimum:

1. maintain and/or have access to a comprehensive resource directory containing all of the current inventory of existing formal and informal resources that identifies services within the geographic area which shall address the unique needs of participants of OAAS-administered home and community-based waiver programs;

2. establish linkages with those resources;

3. demonstrate knowledge of the eligibility requirements and application procedures for federal, state and local government assistance programs, which are applicable to participants of OAAS-administered home and community-based waiver programs;

4. employ a sufficient number of support coordinators and supervisory staff to comply with OAAS staffing, continuous quality improvement (CQI), timeline, workload, and performance requirements;

5. demonstrate administrative capacity and the financial resources to provide all core elements of support coordination services and ensure effective service delivery in accordance with programmatic requirements;

6. assure that all agency staff is employed in accordance with Internal Revenue Service (IRS) and Department of Labor regulations (subcontracting of individual support coordinators and/or supervisors is prohibited);

7. have appropriate agency staff attend trainings, as mandated by DHH and OAAS;

8. have a documented CQI process;

9. document and maintain records in accordance with federal and state regulations governing confidentiality and program requirements;

10. assure each participant has freedom of choice in the selection of available qualified providers and the right to change providers in accordance with program guidelines; and

11. assure that the agency and support coordinators will not provide both support coordination and Medicaid-reimbursed direct services to the same participant(s).

I. Abuse and Neglect. Support coordination agencies shall establish policies and procedures relative to the reporting of abuse and neglect of participants, pursuant to the provisions of R.S. 15:1504-1505, R.S. 40:2009.20 and any subsequently enacted laws. Providers shall ensure that staff complies with these regulations.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§527. Support Coordination Services**

A. Support coordination is services that will assist participants in gaining access to needed waiver and other

State Plan services, as well as needed medical, social, educational, housing and other services, regardless of the funding source for these services. Support coordination agencies shall be required to perform the following core elements of support coordination services:

1. intake;

2. assessment;

3. plan of care development and revision;

4. linkage to direct services and other resources;

5. coordination of multiple services among multiple providers;

6. monitoring/follow-up;

7. reassessment;

8. evaluation and re-evaluation of level of care and need for waiver services;

9. ongoing assessment and mitigation of health, behavioral and personal safety risk;

10. responding to participant crisis;

11. critical incident management; and

12. transition/discharge and closure.

B. The support coordination agency shall also be responsible for assessing, addressing and documenting delivery of services, including remediation of difficulties encountered by participants in receiving direct services.

C. A support coordination agency shall not refuse to serve, or refuse to continue to serve, any individual who chooses/has chosen its agency unless there is documentation to support an inability to meet the individual's health and welfare needs, or all previous efforts to provide service and supports have failed and there is no option but to refuse services.

1. OAAS must be immediately notified of the circumstances surrounding a refusal by a support coordination agency to provide/continue to provide services.

2. This requirement can only be waived by OAAS.

D. Support coordination agencies must establish and maintain effective communication and good working relationships with providers of services to participants served by the agency.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§529. Transfers and Discharges**

A. All participants of OAAS-administered waiver programs must receive support coordination services. However, a participant has the right to choose a support coordination agency. This right includes the right to be discharged from his/her current support coordination agency and be transferred to another support coordination agency.

B. Upon notice by the participant or his/her authorized representative that the participant has selected another support coordination agency or the participant has decided to discontinue participation in the waiver program, the agency shall have the responsibility of planning for the participant's transfer or discharge.

C. The support coordination agency shall also have the responsibility of planning for a participant's transfer when the support coordination agency ceases to operate or when the participant moves from the geographical region serviced by the support coordination agency.

D. The transfer or discharge responsibilities of the support coordinator shall include:

1. holding a transfer or discharge planning conference with the participant, his/her family, providers, legal representative and advocate, if such are known, in order to facilitate a smooth transfer or discharge, unless the participant declines such a meeting;

2. providing a current plan of care to the receiving support coordination agency (if applicable); and

3. preparing a written discharge summary. The discharge summary shall include, at a minimum, a summary on the health, behavioral, and social issues of the client and shall be provided to the receiving support coordination agency (if applicable).

E. The written discharge summary shall be completed within five working days of any of the following:

1. notice by the participant or authorized representative that the participant has selected another support coordination agency;

2. notice by the participant or authorized representative that the participant has decided to discontinue participation in the waiver program;

3. notice by the participant or authorized representative that the participant will be transferring to a DHH geographic region not serviced by his/her current support coordination agency; or

4. notice from OAAS or its designee that "good cause" has been established by the support coordination agency to discontinue services.

F. The support coordination agency shall not coerce the participant to stay with the support coordination agency or interfere in any way with the participant's decision to transfer. Failure to cooperate with the participant's decision to transfer to another support coordination agency will result in adverse action by department.

G. If a support coordination agency closes, the agency must give OAAS at least 60 days written notice of its intent to close. Where transfer of participants is necessary due to the support coordination agency closing, the written discharge summary for all participants served by the agency shall be completed within 10 working days of the notice to OAAS of the agency's intent to close.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§531. Staffing Requirements**

A. Agencies must maintain sufficient staff to comply with OAAS staffing, timeline, workload, and performance requirements. This includes, but is not limited to, including sufficient support coordinators and support coordinator supervisors that have passed all of the OAAS training and certification requirements. In no case may an agency have less than one certified support coordination supervisor and less than one certified support coordinator. Agencies may employ staff who are not certified to perform services or requirements other than assessment and care planning.

B. Agencies must maintain sufficient supervisory staff to comply with OAAS supervision and CQI requirements. Support coordination supervisors must be continuously available to support coordinators by telephone.

1. Each support coordination agency must have and implement a written plan for supervision of all support coordination staff.

2. Each supervisor must maintain a file on each support coordinator supervised and hold supervisory sessions and evaluate each support coordinator at least annually.

C. Agencies shall employ or contract a licensed registered nurse to serve as a consultant. The nurse consultant shall be available a minimum of 16 hours per month.

D. Agencies shall ensure that staff is available at times which are convenient and responsive to the needs of participants and their families.

E. Support coordinators may only carry caseloads that are composed exclusively of OAAS participants. Support coordination supervisors may only supervise support coordinators that carry caseloads that are composed exclusively of OAAS participants.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§533. Personnel Standards**

A. Support coordinators must meet one of the following requirements:

1. a bachelor's or masters degree in social work from a program accredited by the Council on Social Work Education;

2. a bachelor's or masters degree in nursing (RN) currently licensed in Louisiana (one year of paid experience as a licensed RN will substitute for the degree);

3. a bachelor's or masters degree in a human service related field which includes:

- a. psychology;
- b. education;
- c. counseling;
- d. social services;
- e. sociology;
- f. philosophy;
- g. family and participant sciences;
- h. criminal justice;
- i. rehabilitation services;
- j. substance abuse treatment;
- k. gerontology; and
- l. vocational rehabilitation; or

4. a bachelor's degree in liberal arts or general studies with a concentration of at least 16 hours in one of the fields in §533.A.3.a.-l. of this Section.

B. Support coordination supervisors must meet the following requirements:

1. a bachelor's or masters degree in social work from a program accredited by the Council on Social Work Education and two years of paid post degree experience in providing support coordination services;

2. a bachelor's or masters degree in nursing (RN)(one year of experience as a licensed RN will substitute for the degree) and two years of paid post degree experience in providing support coordination services;

3. a bachelor's or masters degree in a human service related field which includes: psychology, education, counseling, social services, sociology, philosophy, family

and participant sciences, criminal justice, rehabilitation services, child development, substance abuse, gerontology, and vocational rehabilitation and two years of paid post degree experience in providing support coordination services; or

4. a bachelor's degree in liberal arts or general studies with a concentration of at least 16 hours in one of the following fields: psychology, education, counseling, social services, sociology, philosophy, family and participant sciences, criminal justice, rehab services, child development, substance abuse, gerontology, and vocational rehabilitation and two years of paid post degree experience in providing support coordination services.

C. Documentation showing that personnel standards have been met must be placed in the individual's personnel file.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§535. Employment and Recruitment Practices**

A. A support coordination agency shall have written personnel policies, which must be implemented and followed, that include:

1. a plan for recruitment, screening, orientation, ongoing training, development, supervision and performance evaluation of staff members;

2. a policy to prevent discrimination and comply with all state and federal employment practices and laws;

3. a policy to recruit, wherever possible, qualified persons of both sexes representative of cultural and racial groups served by the agency, including the hiring of qualified persons with disabilities;

4. written job descriptions for each staff position, including volunteers;

5. an employee grievance procedure that allows employees to make complaints without fear of retaliation; and

6. abuse reporting procedures that require all employees to report any incidents of abuse or mistreatment, whether that abuse or mistreatment is done by another staff member, a family member, a participant or any other person.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§537. Orientation and Training**

A. Support coordinators must receive necessary orientation and periodic training on the provision of support coordination services arranged or provided through their agency at the agency's expense.

B. Orientation of at least 16 hours shall be provided by the agency to all staff, volunteers and students within five working days of employment which shall include, at a minimum:

1. core OAAS support coordination requirements;
2. policies and procedures of the agency;
3. confidentiality;
4. documentation of case records;
5. participant rights protection and reporting of violations;

6. abuse and neglect policies and procedures;
  7. professional ethics;
  8. emergency and safety procedures;
  9. infection control, including universal precautions;
- and
10. critical incident reporting.

C. In addition to the minimum 16 hours of orientation, all newly hired support coordinators must receive a minimum of 16 hours of training during the first 90 calendar days of employment which is related to the specific population served and knowledge, skills and techniques necessary to provide support coordination to the specific population. This training must be provided by an individual or organization with demonstrated knowledge of the training topic and the target population. Such resources may be identified and/or mandated by OAAS. These 16 hours of training must include, at a minimum:

1. fundamentals of support coordination;
2. interviewing techniques;
3. data management and record keeping;
4. communication skills;
5. risk assessment and mitigation;
6. person centered planning;
7. emergency preparedness planning;
8. resource identification;
9. back-up staff planning;
10. critical incident reporting; and
11. continuous quality improvement.

D. In addition to the agency-provided training requirements set forth above, support coordinators and support coordination supervisors must successfully complete all OAAS assessment and care planning training.

E. No support coordinator shall be given sole responsibility for a participant until all of the required training is satisfactorily completed and the employee possesses adequate abilities, skills, and knowledge of support coordination.

F. All support coordinators and support coordination supervisors must complete a minimum of 40 hours of training per year. For new employees, the orientation cannot be counted toward the 40 hour minimum annual training requirement. The 16 hours of initial training for support coordinators required in the first 90 days of employment may be counted toward the 40 hour minimum annual training requirement. Routine supervision shall not be considered training.

G. A newly hired or promoted support coordination supervisor must, in addition to satisfactorily completing the orientation and training set forth above, also complete a minimum of 24 hours on all of the following topics prior to assuming support coordination supervisory responsibilities:

1. professional identification/ethics;
2. process for interviewing, screening and hiring staff;
3. orientation/in-service training of staff;
4. evaluating staff;
5. approaches to supervision;
6. managing workload and performance requirements;
7. conflict resolution;
8. documentation;
9. population specific service needs and resources;
10. participant evacuation tracking; and

11. the support coordination supervisor's role in CQI systems.

H. Documentation of all orientation and training must be placed in the individual's personnel file. Documentation must include an agenda and the name, title, agency affiliation of the training presenter(s) and other sources of training.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§539. Participant Rights**

A. Unless adjudicated by a court of competent jurisdiction, participants served by a support coordination agency shall have the same rights, benefits, and privileges guaranteed by the constitution and the laws of the United States and Louisiana.

B. There shall be written policies and procedures that protect the participant's welfare, including the means by which the protections will be implemented and enforced.

C. Each Support Coordination agency's written policies and procedures, at a minimum, shall ensure the participant's right to:

1. human dignity;
2. impartial access to treatment regardless of race, religion, sex, ethnicity, age or disability;
3. cultural access as evidenced by:
  - a. interpretive services;
  - b. translated materials;
  - c. the use of native language when possible; and
  - d. staff trained in cultural awareness;
4. have sign language interpretation;
5. utilize service animals and/or mechanical aids and devices that assist those persons with special needs to achieve maximum service benefits;
6. privacy;
7. confidentiality;
8. access his/her records upon the participant's written consent for release of information;
9. a complete explanation of the nature of services and procedures to be received, including:
  - a. risks;
  - b. benefits; and
  - c. available alternative services;
10. actively participate in services, including:
  - a. assessment/reassessment;
  - b. plan of care development/revision; and
  - c. discharge;
11. refuse specific services or participate in any activity that is against their will and for which they have not given consent;
12. obtain copies of the support coordination agency's complaint or grievance procedures;
13. file a complaint or grievance without retribution, retaliation or discharge;
14. be informed of the financial aspect of services;
15. be informed of any third-party consent for treatment of services, if appropriate;
16. personally manage financial affairs, unless legally determined otherwise;
17. give informed written consent prior to being involved in research projects;

18. refuse to participate in any research project without compromising access to services;

19. be free from mental, emotional and physical abuse and neglect;

20. be free from chemical or physical restraints;

21. receive services that are delivered in a professional manner and are respectful of the participant's wishes concerning their home environment;

22. receive services in the least intrusive manner appropriate to their needs;

23. contact any advocacy resources as needed, especially during grievance procedures; and

24. discontinue services with one provider and freely choose the services of another provider.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§541. Grievances**

A. The support coordination agency shall establish and follow a written grievance procedure to be used to process complaints by participants, their family member(s), or a legal representative that is designed to allow participants to make complaints without fear of retaliation. The written grievance procedure shall be provided to the participant.

B. Grievances must be periodically reviewed by the governing board in an effort to promote improvement in these areas.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

### **§543. Critical Incident Reporting**

A. Support coordination agencies shall report critical incidents according to established OAAS policy including timely entries into the designated DHH Critical Incident Database.

B. Support coordination agencies shall perform the following critical incident management actions:

1. coordinate immediate action to assure the participant is protected from further harm and respond to any emergency needs of the participant;
2. continue to follow up with the direct services provider agency, the participant, and others, as necessary, and update the Critical Incident Database follow-up notes until the incident is closed by OAAS;
3. convene any planning meetings that may be needed to resolve the critical incident or develop strategies to prevent or mitigate the likelihood of similar critical incidents from occurring in the future and revise the plan of care accordingly;
4. send the participant and direct services provider a copy of the Incident Participant Summary within 15 days after final supervisory review and closure by the regional office; and
5. during the plan of care review process, perform an annual Critical Incident Analysis and Risk Assessment and document within the plan of care strategies to prevent or mitigate the likelihood of similar future critical incidents.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§545. Participant Records**

A. Participant records shall be maintained in the support coordinator's office. The support coordinator shall have a current written record for each participant which shall include:

1. identifying data including:
  - a. name;
  - b. date of birth;
  - c. address;
  - d. telephone number;
  - e. social security number; and
  - f. legal status;
2. a copy of the participant's plan of care, as well as any revisions or updates to the plan of care;
3. required assessment(s) and any additional assessments that the agency may have performed, received, or are otherwise privy to;
4. written monthly, interim, and quarterly documentation according to current policy and reports of the services delivered for each participant for each visit and contact;
5. current emergency plan completed according to OAAS guidelines; and
6. current back-up staffing plan completed according to OAAS guidelines.

B. Support coordination agencies shall maintain participant records for a period of five years.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§547. Emergency Preparedness**

A. Support coordination agencies shall ensure that each participant has an individual plan for dealing with emergencies and disasters and shall assist participants in identifying the specific resources available through family, friends, the neighborhood, and the community. The support coordinator shall assess monthly whether the emergency plan information is current and effective and shall make changes accordingly.

B. A disaster or emergency may be a local, community-wide, regional, or statewide event. Disasters or emergencies may include, but are not limited to:

1. tornados;
2. fires;
3. floods;
4. hurricanes;
5. power outages;
6. chemical spills;
7. biohazards;
8. train wrecks; or
9. declared health crisis.

C. Support coordination agencies shall update participant evacuation tracking information and submit such to OAAS in the required format and timelines as described in the current OAAS policy for evacuation preparedness.

D. Continuity of Operations. The support coordination agency shall have an emergency preparedness plan to maintain continuity of the agency's operations in preparation

for, during, and after an emergency or disaster. The plan shall be designed to manage the consequences of all hazards, declared disasters or other emergencies that disrupt the agency's ability to render services.

E. The support coordination agency shall follow and execute its emergency preparedness plan in the event of the occurrence of a declared disaster or other emergency.

F. The support coordinator shall cooperate with the department and with the local or parish Office of Homeland Security and Emergency Preparedness in the event of an emergency or disaster and shall provide information as requested.

G. The support coordinator shall monitor weather warnings and watches as well as evacuation orders from local and state emergency preparedness officials.

H. All agency employees shall be trained in emergency or disaster preparedness. Training shall include orientation, ongoing training, and participation in planned drills for all personnel.

I. Upon request by the department, the support coordination agency shall submit a copy of its emergency preparedness plan and a written summary attesting to how the plan was followed and executed. The summary shall contain, at a minimum:

1. pertinent plan provisions and how the plan was followed and executed;
2. plan provisions that were not followed;
3. reasons and mitigating circumstances for failure to follow and execute certain plan provisions;
4. contingency arrangements made for those plan provisions not followed; and
5. a list of all injuries and deaths of participants that occurred during execution of the plan, evacuation or temporary relocation including the date, time, causes, and circumstances of the injuries and deaths.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§549. Continuous Quality Improvement Plan**

A. Support coordination agencies shall have a continuous quality improvement plan which governs the agency's internal quality management activities.

B. The CQI plan shall demonstrate a process of continuous cyclical improvement and should utilize the centers for Medicare and Medicaid services' "DDRI" operative framework for quality reporting of the Medicaid home and community-based services (HCBS) waivers. "DDRI" is comprised of the following four components which are a common vocabulary linking CMS' expectations and state quality efforts:

1. design;
2. discovery;
3. remediation; and
4. improvement.

C. The CQI plan shall follow an evidence-based approach to quality monitoring with an emphasis on the assurances which the state must make to CMS. The assurances falling under the responsibility of support coordination are those of participant health and welfare, level of care determination, plan of care development, and qualified agency staff.

D. CQI plans shall include, at a minimum:

1. internal quality performance measures and valid sampling techniques to measure all of the OAAS support coordination monitoring review elements;

2. strategies and actions which remediate findings of less than 100 percent compliance and demonstrate ongoing improvement in response to internal and OAAS quality monitoring findings;

3. a process to review, resolve and redesign in order to address all systemic issues identified;

4. a process for obtaining input annually from the participant/guardian/authorized representatives and possibly family members to include, but not be limited to:

a. satisfaction surveys done by mail or phone; or

b. other processes for receiving input regarding the quality of services received;

5. a process for identifying on a quarterly basis the risk factors that affects or may affect the health or welfare of individuals being supported which includes, but is not limited to:

a. review and resolution of complaints;

b. review and resolution of incidents; and

c. the respective Protective Services' agency's investigations of abuse, neglect and exploitation;

6. a process to review and resolve individual participant issues that are identified; and

7. a process to actively engage all agency staff in the CQI Plan.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

#### **§551. Support Coordination Monitoring**

A. Support coordination agencies shall offer full cooperation with the OAAS during the monitoring process. Responsibilities of the support coordination agency in the monitoring process include, but are not limited to:

1. providing policy and procedure manuals, personnel records, case records, and other documentation;

2. providing space for documentation review and support coordinator interviews;

3. coordinating agency support coordinator interviews; and

4. assisting with scheduling participant interviews.

B. There shall be an annual OAAS support coordination monitoring of each support coordination agency and the results of this monitoring will be reported to the support coordination agency along with required follow-up actions and timelines. All individual findings of noncompliance must be addressed, resolved and reported to OAAS within specified timelines. All recurrent problems shall be addressed through systemic changes resulting in improvement. Agencies which do not perform all of the required follow-up actions according to the timelines will be subject to sanctions of increasing severity as described in §525.C.1-5.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

#### **Family Impact Statement**

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have no impact on family functioning, stability or autonomy as described in R.S. 49:972.

#### **Poverty Impact Statement**

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on child, individual, or family poverty in relation to individual.

#### **Public Comments**

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821—9030. She is responsible for responding to inquiries regarding this proposed Rule.

#### **Public Hearing**

A public hearing on this proposed Rule is scheduled for Wednesday, April 24, 2013 at 9:30 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views or arguments either orally or in writing. The deadline for receipt of all written comments is 4:30 p.m. on the next business day following the public hearing.

Bruce D. Greenstein  
Secretary

### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Home and Community-Based Services Waivers Support Coordination Standards for Participation**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

It is anticipated that implementation of this proposed rule will have no programmatic fiscal impact to the state other than the cost of promulgation for FY 12-13. It is anticipated that \$3,772 (\$1,886 SGF and \$1,886 FED) will be expended in FY 12-13 for the state's administrative expense for promulgation of this proposed rule and the final rule.

#### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

It is anticipated that the implementation of this proposed rule will not affect revenue collections other than the federal share of the promulgation costs for FY 12-13. It is anticipated that \$1,886 will be collected in FY 12-13 for the federal share of the expense for promulgation of this proposed rule and the final rule.

#### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

This proposed rule, which continues the provisions of the August 20, 2012 emergency rule, adopts provisions to establish

Standards for Participation for support coordination agencies that provide support coordination services to participants in Office of Aging and Adult Services (OAAS) administered waiver programs. It is anticipated that implementation of this proposed rule will not have economic cost or benefits to support coordination agencies for FY 12-13, FY 13-14, and FY 14-15.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

This rule has no known effect on competition and employment.

J. Ruth Kennedy  
Medicaid Director  
1303#052

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Health and Hospitals  
Bureau of Health Services Financing**

Inpatient Hospital Services  
Non-Rural, Non-State Public Hospitals  
Reimbursement Methodology  
(LAC 50:V.963)

The Department of Health and Hospitals, Bureau of Health Services Financing proposes to amend LAC 50:V.963 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

As a result of a budgetary shortfall in state fiscal year 2011, the Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for inpatient hospital services to reduce the reimbursement rates for inpatient hospital services rendered by non-rural, non-state hospitals (*Louisiana Register*, Volume 37, Number 7).

The department promulgated an Emergency Rule which amended the provisions governing inpatient hospital services to provide supplemental Medicaid payments to qualifying non-rural, non-state public hospitals (*Louisiana Register*, Volume 38, Number 10). This proposed Rule is being promulgated to continue the provisions of the October 1, 2012 Emergency Rule.

**Title 50**

**PUBLIC HEALTH-MEDICAL ASSISTANCE**

**Part V. Hospital Services**

**Subpart 1. Inpatient Hospital Services**

**Chapter 9. Non-Rural, Non-State Hospitals**

**Subchapter B. Reimbursement Methodology**

**§963. Public Hospitals**

A. - D.2....

E. In the event that there is allowable non-state public upper payment limit that is not utilized, additional non-state public hospitals as defined by the department may be qualified for this payment.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 38:2772 (November 2012), amended LR

38:3181 (December 2012), repromulgated LR 39:95 (January, 2013), amended LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

**Family Impact Statement**

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have a positive impact on family functioning, stability or autonomy as described in R.S. 49:972 as it will enhance recipient access to hospital services by ensuring sufficient provider participation in the Hospital Program.

**Poverty Impact Statement**

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have a positive impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973 as it is expected to enhance recipient access to inpatient hospital services.

**Public Comments**

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this proposed Rule.

**Public Hearing**

A public hearing on this proposed Rule is scheduled for Wednesday, April 24, 2013 at 9:30 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views or arguments either orally or in writing. The deadline for receipt of all written comments is 4:30 p.m. on the next business day following the public hearing.

Bruce D. Greenstein  
Secretary

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Inpatient Hospital Services—Non-Rural,  
Non-State Public Hospitals—Reimbursement  
Methodology**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

It is anticipated that the implementation of this proposed rule will result in estimated state programmatic costs of \$13,002,669 for FY 12-13, \$19,791,052 for FY 13-14 and \$21,474,467 for FY 14-15. It is anticipated that \$246(\$123 SGF and \$123 FED) will be expended in FY 12-13 for the state's administrative expense for promulgation of this proposed rule and the final rule. The numbers reflected above are based on a blended Federal Medical Assistance Percentage (FMAP) rate of 62.96 percent in FY 13-14. The enhanced rate of 62.11 percent for the last nine months of FY 14 is the federal rate for disaster-recovery FMAP adjustment states. The state

match requirements will be funded through an intergovernmental transfer from qualifying hospitals to the Medicaid Program.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

It is anticipated that the implementation of this proposed rule will increase federal revenue collections by approximately \$25,904,057 for FY 12-13, \$33,640,514 for FY 13-14 and \$33,560,046 for FY 14-15. It is anticipated that \$123 will be expended in FY 12-13 for the federal administrative expenses for promulgation of this proposed rule and the final rule. The numbers reflected above are based on a blended Federal Medical Assistance Percentage (FMAP) rate of 62.96 percent in FY 13-14. The enhanced rate of 62.11 percent for the last nine months of FY 14 is the federal rate for disaster-recovery FMAP adjustment states.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

This proposed rule continues the provisions of the October 1, 2012 Emergency Rule which amended the provisions governing inpatient hospital services to provide supplemental Medicaid payments to qualifying non-rural, non-state public hospitals. It is anticipated that implementation of this proposed Rule will increase programmatic expenditures in the Medicaid Program by approximately \$38,906,480 for FY 12-13, \$53,431,566 for FY 13-14 and \$55,034,513 for FY 14-15.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

It is anticipated that the implementation of this proposed Rule will have no have effect on competition and employment.

J. Ruth Kennedy  
Medicaid Director  
1303#053

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Health and Hospitals  
Bureau of Health Services Financing  
and  
Office of Aging and Adult Services**

Nursing Facilities—Standards for Payment  
Level of Care Determinations  
(LAC 50:II.10154 and 10156)

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services propose to amend LAC 50:II.10154 and §10156 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services amended the provisions governing the standards for payment for nursing facilities to incorporate provisions governing the pathways of eligibility that are utilized in the level of care determinations for nursing facility admissions (*Louisiana Register*, Volume 37, Number 1). The department now proposes to amend the provisions governing the standards for payment for nursing facilities to clarify level of care determinations.

**Title 50**

**PUBLIC HEALTH—MEDICAL ASSISTANCE**

**Part II. Medical Assistance Program**

**Subpart 3. Standards for Payment**

**Chapter 101. Standards for Payment for Nursing Facilities**

**Subchapter G. Levels of Care**

**§10154. Nursing Facility Level of Care Determinations**

A. - E. ...

F. If on an audit review or other subsequent face-to-face LOC assessment, the LOC findings are determined to be incorrect or it is found that the individual no longer meets level of care, the audit or subsequent face-to-face LOC assessment findings will prevail.

G. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Division of Long Term Supports and Services, LR 32:2083 (November 2006), amended by the Office of Aging and Adult Services, LR 34:1032 (June 2008), amended by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 37:341 (January 2011), LR 39:

**§10156. Level of Care Pathways**

A. - D. ...

1. The intent of this pathway is to determine the individual's self-care performance in activities of daily living during a specified look-back period (e.g., the last seven days, last three days, etc. from the date the LOC assessment was completed) , as specified in prescribed screening and assessment tools.

D.2. - E.1.c. ...

2. In order for an individual to be approved under the Cognitive Performance Pathway, the individual must have any one of the conditions noted in a-m below:

a. be severely impaired in daily decision making (never or rarely makes decisions);

b. have a short term memory problem and daily decision making is moderately impaired (e.g., the individual's decisions are consistently poor or unsafe, cues or supervision is required at all times);

c. have a short term memory problem and daily decision making is severely impaired (e.g., never or rarely makes decisions);

d. have a memory problem and is sometimes understood (e.g., the individual's ability is limited to making concrete requests);

e. have a short term memory problem and is rarely or never understood;

f. be moderately impaired in daily decision making (e.g., the individual's decisions are consistently poor or unsafe, cues or supervision is required at all times) and the individual is usually understood, (e.g., the individual has difficulty finding words or finishing thoughts and prompting may be required);

g. be moderately impaired in daily decision making (e.g., the individual's decisions are consistently poor or unsafe, cues or supervision is required at all times) and the individual is sometimes understood (e.g., his/her ability is limited to making concrete requests);

h. be moderately impaired in daily decision making (e.g., the individual's decisions are consistently poor or unsafe, cues or supervision is required at all times) and the individual is rarely or never understood;

i. ...

j. be severely impaired in daily decision making (e.g., never or rarely makes decisions) and the individual is sometimes understood (e.g., his/her ability is limited to making concrete requests);

k. ...

l. be minimally impaired in daily decision making (e.g., the individual has some difficulty in new situations or his/her decisions are poor and requires cues and supervision in specific situations only) and the individual is sometimes understood (e.g., the individual's ability is limited to making concrete requests); or

m. be minimally impaired in daily decision making (e.g., the individual has some difficulty in new situations or his/her decisions are poor, cues and supervision are required in specific situations only) and the individual is rarely or never understood.

F. - F.2. ...

3. In order for an individual to be approved under the Physician Involvement Pathway, the individual must have one day of doctor visits and at least four new order changes within the last 14 days and:

a. at least two days of doctor visits and at least two new order changes within the last 14 days; or

b. supporting documentation for the specific condition(s) identified and deemed applicable by OAAS. Acceptable documentation may include:

i. a copy of the physician's orders;

ii. the home health care plans documenting the diagnosis, treatments and conditions within the designated time frames; or

iii. the appropriate form designated by OAAS to document the individual's medical status and condition.

F.3.c. - F.3.c.iii. Repealed.

F.4. - G.1.e. ...

f. daily respiratory therapy provided by a qualified professional in the last 14 days;

G.1.g. - G.2. ...

a. any one of the conditions listed in §10156.G.1.a.-h.; and

G.2.b - H.1. ...

2. In order for an individual to be approved under the Skilled Rehabilitation Therapies Pathway, the individual must have:

a. received at least 45 minutes of active physical therapy, occupational therapy, and/or speech therapy during the last seven days; or

b. at least 45 minutes of active physical therapy, occupational therapy, and/or speech therapy scheduled for the next seven days as specified in the applicable screening/assessment tool and supporting documentation for the specific condition(s) identified and deemed applicable by OAAS. Acceptable documentation may include:

i. a copy of the physician's orders for the scheduled therapy;

ii. the home health care plan notes indicating the therapy received during the required look-back period;

iii. progress notes indicating the physical, occupational, and/or speech therapy received or scheduled;

iv. nursing facility or hospital discharge plans indicating the therapy received for the required look-back period or therapy scheduled for the required look-forward period; or

v. the appropriate form designated by OAAS to document the individual's medical status and condition.

H.2.c. - H.2.c.v. Repealed.

3. This pathway is approved for limited stay/length of service as deemed appropriate by OAAS.

I. Behavior Pathway

1. The intent of this pathway is to identify individuals who have experienced repetitive behavioral challenges which have impacted his/her ability to function in the community during the specified screening/assessment look-back period. The behavior challenges may include:

a. - b. ...

c. socially inappropriate behavior; or

d. ...

2. In order for an individual to be approved under the Behavior Pathway, the individual must have:

a. exhibited any one of the following behaviors four to six days of the look-back period, but less than daily as specified in the prescribed screening/assessment tool:

i. - iii. ...

iv. socially inappropriate or disruptive.

v. Repealed.

b. - b.iv. ...

v. Repealed.

c. ...

J. Service Dependency Pathway

1. The intent of this pathway is to identify individuals who are currently in a nursing facility or receiving services through the Adult Day Health Care Waiver, the Community Choices Waiver, Program of All Inclusive Care for the Elderly (PACE) or receiving long-term personal care services.

2. - 3. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 37:342 (January 2011), amended by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Aging and Adult Services, LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

#### Family Impact Statement

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have no impact on family functioning, stability or autonomy as described in R.S. 49:972.

#### Poverty Impact Statement

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this

proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973.

#### Public Comments

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this proposed Rule.

#### Public Hearing

A public hearing on this proposed Rule is scheduled for Wednesday, April 24, 2013 at 9:30 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views or arguments either orally or in writing. The deadline for receipt of all written comments is 4:30 p.m. on the next business day following the public hearing.

Bruce D. Greenstein  
Secretary

### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

#### RULE TITLE: **Nursing Facilities – Standards for Payment Level of Care Determinations**

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

It is anticipated that implementation of this proposed rule will have no programmatic fiscal impact to the state other than the cost of promulgation for FY 12-13. It is anticipated that \$902 (\$451 SGF and \$451 FED) will be expended in FY 12-13 for the state's administrative expense for promulgation of this proposed rule and the final rule.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

It is anticipated that the implementation of this proposed rule will not affect revenue collections other than the federal share of the promulgation costs for FY 12-13. It is anticipated that \$451 will be collected in FY 12-13 for the federal share of the expense for promulgation of this proposed rule and the final rule.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

This proposed rule amends the provisions governing the standards for payment for nursing facilities to clarify level of care determinations. This rule does not expand or limit current eligibility, but are clarifications to current policy. It is anticipated that implementation of this proposed rule will not have economic cost or benefits to nursing facilities for FY 12-13, FY 13-14 and FY 14-15.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

This rule has no known effect on competition and employment.

J. Ruth Kennedy  
Medicaid Director  
1303#054

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### NOTICE OF INTENT

#### Department of Health and Hospitals Bureau of Health Services Financing

Outpatient Hospital Services  
Non-Rural, Non-State Public Hospitals  
Supplemental Payments  
(LAC 50:V.5315, 5515, 5717, 5915 and 6117)

The Department of Health and Hospitals, Bureau of Health Services Financing proposes to amend LAC 50:V.5315, 5515, 5717, 5915 and 6117 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

Act 228 of the 2009 Regular Session of the Louisiana Legislature directed the department to issue a supplemental payment to hospitals that demonstrated substantial financial and operational challenges in the aftermath of Hurricanes Katrina, Rita, Gustav and Ike. In compliance with Act 228, the department amended the provisions governing the reimbursement methodology for outpatient hospital services to provide a supplemental Medicaid payment to non-rural, non-state public hospitals (*Louisiana Register*, Volume 36, Number 12).

The department promulgated an Emergency Rule which amended the provisions governing the reimbursement methodology for outpatient hospital services to provide supplemental Medicaid payments to qualifying non-rural, non-state public hospitals for state fiscal year 2013 (*Louisiana Register*, Volume 38, Number 10). This proposed Rule is being promulgated to continue the provisions of the October 1, 2012 Emergency Rule.

#### Title 50

#### PUBLIC HEALTH—MEDICAL ASSISTANCE

#### Part V. Hospital Services

#### Subpart 5. Outpatient Hospitals

#### Chapter 53. Outpatient Surgery

#### Subchapter B. Reimbursement Methodology

#### §5315. Non-Rural, Non-State Public Hospitals

A. Effective for dates of service on or after October 1, 2012, quarterly supplemental payments may be issued to qualifying non-rural, non-state public hospitals for outpatient surgical services rendered during the quarter. Payment amounts may be reimbursed up to the Medicare inpatient upper payment limits as determined in accordance with 42 CFR §447.272.

1. Qualifying Criteria. In order to qualify for the quarterly supplemental payment, the non-rural, non-state public acute care hospital must be designated as a major teaching hospital by the department in state fiscal year 2011 and have provided at least 17,000 Medicaid acute care and distinct part psychiatric unit paid days for state fiscal year 2010 dates of service.

2. Each qualifying hospital may receive quarterly supplemental payments for the outpatient services rendered during the quarter. Quarterly payments may be the difference

between each qualifying hospital's outpatient Medicaid billed charges and the Medicaid payments the hospital receives for covered outpatient services provided to Medicaid recipients. Medicaid billed charges and payments will be based on a 12 consecutive month period for claims data selected by the department.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2867 (December 2010), amended LR 39:

## **Chapter 55. Clinic Services**

### **Subchapter B. Reimbursement Methodology**

#### **§5515. Non-Rural, Non-State Public Hospitals**

A. Effective for dates of service on or after October 1, 2012, quarterly supplemental payments may be issued to qualifying non-rural, non-state public hospitals for clinic services rendered during the quarter. Payment amounts may be reimbursed up to the Medicare inpatient upper payment limits as determined in accordance with 42 CFR §447.272.

1. Qualifying criteria. In order to qualify for the quarterly supplemental payment, the non-rural, non-state public acute care hospital must be designated as a major teaching hospital by the department in state fiscal year 2011 and have provided at least 17,000 Medicaid acute care and distinct part psychiatric unit paid days for state fiscal year 2010 dates of service.

2. Each qualifying hospital may receive quarterly supplemental payments for the outpatient services rendered during the quarter. Quarterly payments may be the difference between each qualifying hospital's outpatient Medicaid billed charges and the Medicaid payments the hospital receives for covered outpatient services provided to Medicaid recipients. Medicaid billed charges and payments will be based on a 12 consecutive month period for claims data selected by the department.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2867 (December 2010), amended LR 39:

## **Chapter 57. Laboratory Services**

### **Subchapter B. Reimbursement Methodology**

#### **§5717. Non-Rural, Non-State Public Hospitals**

A. Effective for dates of service on or after October 1, 2012, quarterly supplemental payments may be issued to qualifying non-rural, non-state public hospitals for laboratory services rendered during the quarter. Payment amounts may be reimbursed up to the Medicare inpatient upper payment limits as determined in accordance with 42 CFR §447.272.

1. Qualifying Criteria. In order to qualify for the quarterly supplemental payment, the non-rural, non-state public acute care hospital must be designated as a major teaching hospital by the department in state fiscal year 2011 and have provided at least 17,000 Medicaid acute care and distinct part psychiatric unit paid days for state fiscal year 2010 dates of service.

2. Each qualifying hospital may receive quarterly supplemental payments for the outpatient services rendered during the quarter. Quarterly payments may be the difference between each qualifying hospital's outpatient Medicaid billed charges and the Medicaid payments the hospital

receives for covered outpatient services provided to Medicaid recipients. Medicaid billed charges and payments will be based on a 12 consecutive month period for claims data selected by the department.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2868 (December 2010), LR 39:

## **Chapter 59. Rehabilitation Services**

### **Subchapter B. Reimbursement Methodology**

#### **§5915. Non-Rural, Non-State Public Hospitals**

A. Effective for dates of service on or after October 1, 2012, quarterly supplemental payments may be issued to qualifying non-rural, non-state public hospitals for rehabilitation services rendered during the quarter. Payment amounts may be reimbursed up to the Medicare inpatient upper payment limits as determined in accordance with 42 CFR §447.272.

1. Qualifying Criteria. In order to qualify for the quarterly supplemental payment, the non-rural, non-state public acute care hospital must be designated as a major teaching hospital by the department in state fiscal year 2011 and have provided at least 17,000 Medicaid acute care and distinct part psychiatric unit paid days for state fiscal year 2010 dates of service.

2. Each qualifying hospital may receive quarterly supplemental payments for the outpatient services rendered during the quarter. Quarterly payments may be the difference between each qualifying hospital's outpatient Medicaid billed charges and the Medicaid payments the hospital receives for covered outpatient services provided to Medicaid recipients. Medicaid billed charges and payments will be based on a 12 consecutive month period for claims data selected by the department.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2867 (December 2010), amended LR 39:

## **Chapter 61. Other Outpatient Hospital Services**

### **Subchapter B. Reimbursement Methodology**

#### **§6117. Non-Rural, Non-State Public Hospitals**

A. Effective for dates of service on or after October 1, 2012, quarterly supplemental payments may be issued to qualifying non-rural, non-state public hospitals for outpatient services other than clinic services, diagnostic laboratory services, outpatient surgeries and rehabilitation services rendered during the quarter. Payment amounts may be reimbursed up to the Medicare inpatient upper payment limits as determined in accordance with 42 CFR §447.272.

1. Qualifying Criteria. In order to qualify for the quarterly supplemental payment, the non-rural, non-state public acute care hospital must be designated as a major teaching hospital by the department in state fiscal year 2011 and have provided at least 17,000 Medicaid acute care and distinct part psychiatric unit paid days for state fiscal year 2010 dates of service.

2. Each qualifying hospital may receive quarterly supplemental payments for the outpatient services rendered during the quarter. Quarterly payments may be the difference between each qualifying hospital's outpatient Medicaid billed charges and the Medicaid payments the hospital

receives for covered outpatient services provided to Medicaid recipients. Medicaid billed charges and payments will be based on a 12 consecutive month period for claims data selected by the department.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 36:2867 (December 2010), amended LR 39:

Implementation of the provisions of this Rule may be contingent upon the approval of the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), if it is determined that submission to CMS for review and approval is required.

#### **Family Impact Statement**

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have a positive impact on family functioning, stability or autonomy as described in R.S. 49:972 as it will enhance recipient access to outpatient hospital services by ensuring sufficient provider participation in the Hospital Program.

#### **Poverty Impact Statement**

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have a positive impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973 as it is expected to enhance recipient access to outpatient hospital services.

#### **Public Comments**

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030. She is responsible for responding to inquiries regarding this proposed Rule.

#### **Public Hearing**

A public hearing on this proposed Rule is scheduled for Wednesday, April 24, 2013 at 9:30 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views or arguments either orally or in writing. The deadline for receipt of all written comments is 4:30 p.m. on the next business day following the public hearing.

Bruce D. Greenstein  
Secretary

### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES**

#### **RULE TITLE: Outpatient Hospital Services Non-Rural, Non State Public Hospitals—Supplemental Payments**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

It is anticipated that the implementation of this proposed rule will result in estimated increase in expenses to the state of \$2,602,841 for FY 12-13, \$3,961,011 for FY 13-14 and \$4,297,932 for FY 14-15. It is anticipated that \$984 (\$492 SGF and \$492 FED) will be expended in FY 12-13 for the state's

administrative expense for promulgation of this proposed rule and the final rule. The state match requirements will be funded through an intergovernmental transfer from qualifying hospitals to the Medicaid Program.

#### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

It is anticipated that the implementation of this proposed rule will increase federal revenue collections by approximately \$5,184,945 for FY 12-13, \$6,732,864 for FY 13-14 and \$6,716,759 for FY 14-15. It is anticipated that \$492 will be expended in FY 12-13 for the federal administrative expenses for promulgation of this proposed rule and the final rule.

#### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

This proposed rule, which continues the provisions of the October 1, 2012 Emergency Rule, amends the provisions governing the reimbursement methodology for outpatient hospital services to provide supplemental Medicaid payments to qualifying non-rural, non-state public hospitals for state fiscal year 2013. It is anticipated that implementation of this proposed rule will increase programmatic expenditures in the Medicaid Program by approximately \$7,786,802 for FY 12-13, \$10,693,875 for FY 13-14 and \$11,014,691 for FY 14-15.

#### **IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

It is anticipated that the implementation of this proposed rule will not have an effect on competition and employment.

J. Ruth Kennedy  
Medicaid Director  
1303#055

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### **NOTICE OF INTENT**

#### **Department of Health and Hospitals Board of Massage Therapy**

##### **Massage Therapists**

(LAC 46:XLIV.301, 501, 701, 901, 1101, 1201, 1301, 1401, 1403, 1405, 1407, 1409, 1411, 1413, 1415, 1501, 1701, 1901, 2301, 2501, 2701, 2901, 3101, 3301, 3501, 3701, 3703, 4101, 4301, 4501, 4701, 4901, 5301, 5501, 5503 5701, 5901, 6101, and 6301)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and with the enabling statute R.S. 37:3555, the Louisiana Board of Massage Therapy hereby gives notice of its intent to amend its rules and regulations, Title 46, Part XLIV relating to professional and occupational standards for massage therapists. These rule changes are the result of an intent to protect the public by implementing a criminal background investigation for licensees, to eliminate provisions deemed unnecessary, clarify procedures implemented in the prior rules, and to bring the rules into conformance with the recent legislative revisions to the Louisiana Massage Therapists and Massage Establishment Act, R.S. 37:3551 et seq.

#### **Title 46**

#### **PROFESSIONAL AND OCCUPATIONAL STANDARDS**

#### **Part XLIV. Massage Therapists**

#### **Chapter 3. Definitions**

#### **§301. Incorporation of Definitions**

A. The definitions set forth in R.S. 37:3551 et seq., and R.S. 49:951 et seq., are incorporated herein by reference.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., R.S. 37:3555 et seq., and R.S. 49:951 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1230 (July 2006), LR 39:

## **Chapter 5. Applicability and Exceptions**

### **§501. Applicability**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

## **Chapter 7. Board Composition and Officers**

### **§701. Board Composition and Officers**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 7:3551 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

## **Chapter 9. Ethics**

### **§901. Code of Ethics**

A. - A.1. ...

2. accurately inform clients, other health care practitioners, and the public of the scope and limitations of their discipline;

3. - 6. ...

7. not unjustly discriminate against clients or other ethical health professionals;

8. - 11. ...

12. refrain, under all circumstances, from initiating or engaging in any romantic or sexual conduct, sexual activities, or sexual behavior involving a client, even if the client attempts to pursue a sexual relationship;

13. ...

B. Every person licensed as a massage therapist shall subscribe to and practice by the code of ethics established by the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37: 3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1230 (July 2006), LR 39:

## **Chapter 11. Educational Qualifications**

### **§1101. Educational Qualifications for Licensure**

A. A person desiring to be licensed as a massage therapist must be able to read, write, speak and understand English and shall provide evidence to the board of compliance with the requirements set forth in §1301 of this Part.

B. The person shall also provide evidence of having satisfactorily completed massage therapy studies in a minimum of 500 in-class hours or the equivalent number of credit hours as set forth or required by federal regulations of a supervised course of instruction. The course of instruction must be provided by any proprietary school licensed by the Board of Regents, or appropriate governing body of any

state and approved by the Board of Massage Therapy, or a supervised massage therapy course of study offered by a public entity, community college or technical school regulated by the state of Louisiana that meets the education requirements of this Chapter. In order for an out-of-state course of instruction to be considered acceptable as part of the licensure requirements for the state of Louisiana, the school providing the course of study must be licensed or approved by the state where the school is located at the time the application is submitted or the person must provide written verification from that state that the school was duly licensed or approved at the time the course was taken. The minimum 500 in-class hours shall consist of 325 hours dedicated to the study of massage therapy techniques and clinical practicum-related modalities, 125 hours dedicated to the study of anatomy and physiology, and 50 hours of discretionary related course work including, but not limited to, hydrotherapy, business practices and professional ethics, health and hygiene, and cardiopulmonary resuscitation (CPR) and first aid. If the applicant is submitting an educational transcript from any Louisiana or out-of-state school and the transcript does not allow a determination of in-class or clock hours, the school must submit information necessary to convert credit hours shown on the transcript into class hours to demonstrate that the applicant has met the educational requirements of 500 in-class hours. It is the applicant's responsibility to obtain the necessary information to demonstrate compliance with the educational requirements. An individual with military training and experience will be considered to have completed the educational requirements for this Section when the service member has been awarded a military occupational specialty and performance in that specialty is at a level equal to or exceeding the requirements of this Section.

C. In order to satisfactorily complete course requirements to be eligible for licensure, massage school students must have graduated from the school with passing grades and must have attended at least 90 percent of class hours in each subject matter offered in the supervised course of instruction, as reflected by attendance records taken at the beginning of each class meeting. The Board of Massage Therapy's inspector is authorized to review attendance and course records and to conduct monitoring as spot-site visits, either directly or through a duly authorized designee, to determine whether scheduled classes are being held and whether all students recorded as present are present for the entire class period. If documentation, satisfactory to the Board of Massage Therapy, of student attendance is not maintained by a massage therapy school or if the documentation includes classes that were not held or shows students as present who were not present for the full class period, the Board of Massage Therapy may deny eligibility for state licensure to graduates who attended the school during the period that attendance was not adequately or correctly documented.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1231 (July 2006), LR 39:

## **Chapter 12. Instructor Qualifications**

### **§1201. Specific Message Therapy Technique Instructor Qualifications**

A. A person desiring to be approved as a massage therapy instructor of a specific massage therapy technique, clinical practicum-related modality, anatomy, or physiology shall, upon request, submit evidence satisfactory to the Board of Massage Therapy that the applicant has complied with the instructor qualifications as set by the Board of Regents.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

## **Chapter 13. Examination**

### **§1301. Examination Requirements**

A. Persons seeking a license must first pass a national examination that is:

1. approved and/or accredited by the National Commission for Certifying Agencies, an accrediting arm of the National Organization for Competency Assurance and approved by the board; or

2. approved and administered by the Federation of State Massage Therapy Boards including, specifically, the massage and bodywork licensing examination (MBLEx); and

3. taken and passed within two years from the date the license application is filed.

B. As provided in R.S. 37:3556(B), a person who holds a valid, current, and unexpired license or registration to engage in the practice of massage therapy in another state, territory, commonwealth, or the District of Columbia that has and maintains standards and requirements of practice and licensure or registration that substantially conform to the requirements in force in Louisiana, as determined by the board, may be exempt from the national test requirements of this Section and the educational requirements of §1101.B of this Part.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., R.S. 37:3555 et seq., and R.S. 37:3556(B).

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1232 (July 2006), LR 39:

## **Chapter 14. Criminal History Records Information**

### **§1401. Scope of Chapter**

A. The rules of this Chapter govern the collection and use of criminal history records information in connection with applications for an initial license or reinstatement of a license of a massage therapist in conformity with R.S. 37:3556.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., and R.S. 37:3556.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

### **§1403. Definitions**

A. As used in this Chapter, the following terms shall have the meanings specified.

*Applicant*—an individual who has made application to the board for the issuance or reinstatement of any license, permit, certificate, or registration which the board is authorized by law to issue.

*Board*—the Louisiana Board of Massage Therapy.

*Bureau*—the Louisiana Bureau of Criminal Identification and Information of the Office of State Police within the Department of Public Safety and Corrections or a similarly recognized police agency outside of Louisiana.

*Criminal History Record Information*—

a. information collected by the bureau or the Federal Bureau of Investigation of the United States Department of Justice or an individual consisting of detentions, indictments, bills of information, or any formal criminal charges and any disposition arising therefrom including sentencing, criminal correctional supervision and release;

b. does not include information collected for intelligence or investigatory purposes nor does it include any identification information which does not indicate involvement of the individual in the criminal justice system.

*FBI*—the Federal Bureau of Investigation of the United States Department of Justice.

*License or Licensure*—any license, permit, certification, or registration which the board is authorized by law to issue.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

### **§1405. Criminal History Record Information Requirement**

A. As a condition for eligibility for the issuance of an initial license or the reinstatement of any license, an applicant must submit, along with the application, a criminal history record which has been obtained from the bureau or the FBI and has a certification date that is not more than six months prior to date of the license application.

B. The application of an applicant who fails to comply with the requirements set forth in Subsection A of this Section shall be deemed incomplete and shall not be considered by the board unless and until such requirements have been satisfied.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

### **§1407. Effect of Application**

A. The submission of an application for licensure to the board along with the criminal history information shall constitute and operate as a consent by the applicant for disclosure and release of such information and as a waiver by the applicant of any privilege or right of confidentiality which the applicant would otherwise possess with respect thereto subject to the limitations as set forth in §1413 of this Chapter.

B. The submission of an application for licensure along with the criminal history information to the board shall constitute and operate as an acknowledgement and authorization by the applicant for the board's utilization of criminal history record information to determine his or her suitability and eligibility for licensure, and whether just cause exists for the board to refuse to issue, suspend, revoke, or impose probationary or other terms, conditions, or restrictions on any license held or applied for by an applicant in the state of Louisiana for violation of any of the causes specified by R.S. 37:3563 and the board's rules respecting any such massage therapist as set forth in LAC 46:XLIV.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., and R.S. 37:3563.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

#### **§1409. Procedural Requirements**

A. In conformity with the substantive requirements of §1405 of this Chapter, an application for licensure, whether initial or reinstatement to the board, shall be accompanied by each of the following:

1. a complete criminal history record which has been obtained from the bureau or the FBI and certified by those agencies. The background history must be dated within six months of the application and must cover at least the preceding five-year period of time.

a. An applicant who has resided in Louisiana for more than five years immediately, prior to filing the license application, shall only be required to submit a criminal history record obtained from the bureau.

b. An applicant who has not resided in Louisiana for the five-year period immediately prior to filing the license application must submit either a criminal history record from Louisiana and/or any state or states in which the applicant was previously domiciled which would cover a minimum of a five-year period within six months of the application date or a criminal history record obtained from the FBI.

B. An applicant shall be responsible for the payment of all fees which may be assessed by any state or federal agency including, but not limited to, the bureau and the FBI, which may be incurred in requesting and obtaining criminal history record information which is submitted with the application.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

#### **§1411. Falsification of Criminal Record Information**

A. An applicant who denies the existence or extent of criminal history record information on an application, which is discovered by information, records, or documentation provided by the bureau, FBI, or any other state, national, or foreign jurisdiction shall, in addition to the potential disqualification of licensure for any of the causes specified in §1407.B of this Chapter, be deemed to have provided false, misleading, or deceptive information, or false sworn information on an application for licensure, and to have engaged in unprofessional conduct, providing additional cause for the board to suspend or revoke, refuse to issue, or impose probationary or other restrictions on any license held or applied for by an applicant in the state of Louisiana culpable of such violation, pursuant to R.S. 37:3563 and 3565.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., R.S. 37:3555 et seq., R.S. 37:3556, R.S. 37:3563, and R.S. 37:3565.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

#### **§1413. Confidentiality of Criminal History Record Information**

A. Criminal history record information obtained by the board pursuant to R.S. 37:3556 and the rules of this Chapter, which is not already a matter of public record or to which the privilege of confidentiality has not otherwise been

waived or abandoned, shall be deemed nonpublic and confidential information, restricted to and utilized exclusively by the board, its officers, members, investigators, employees, agents, and attorneys in evaluating the applicant's eligibility or disqualification for licensure. Criminal history record information shall not, except with the written consent of the applicant or by the order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency provided, however, that any such information or documents which are admitted into evidence and made part of the administrative record in any adjudicatory proceeding before the board shall become public records upon the filing of a petition for judicial review of the board's final decision therein.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., and R.S. 37:3556.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

#### **§1415. Exceptions to Criminal History Information Requirement**

A. The criminal history record information requirements prescribed by §§1401-1413 of this Chapter may be waived in such instances as the board, in its discretion, may deem necessary or appropriate.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

### **Chapter 15. License Application Requirements**

#### **§1501. Applications—Fees, Documentation, and Validity**

A. Applications for Examination. An applicant for licensure must submit a completed application that meets the requirements of R.S. 37:3556 along with payment of the fee required by R.S. 37:3562. The application must include:

1. proof satisfactory to the board that the applicant has satisfied the requirements for licensure;
2. an official transcript from the massage therapy school showing completion of the course of instruction.

B. A license application shall be considered valid and pending for a period not to exceed 45 days. After 45 days, the license application will be considered expired and a new application will be required to proceed with the application process.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., R.S. 37:3556, and R.S. 37:3562.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 39:

### **Chapter 17. Professional and Establishment License**

#### **§1701. Applications—Availability, Requirements, and Expiration**

A. All professional and establishment license applications are available on the board's website.

B. All professional and establishment licenses issued by the board shall expire on March 31 of each year. In order to avoid a late fee, renewal applications must be postmarked, have an e-mail acknowledgment of receipt, or other proof of delivery prior to the expiration date. The board shall have the authority to prorate the license renewal fees during any transitional period that may result from a change in expiration dates.

C. With the exception of first-year professional licensees, a minimum of 12 hours of continuing education

units must be completed and submitted to the board in order to be eligible to renew the professional license. The educational units must be from an approved program and taught by a provider registered with the board. All continuing education units will be verified by the continuing education provider.

D. Incomplete renewal applications will be returned to the licensee and may be subject to late fees as provided for in R.S. 37:3562.

E. Inactive Status

1. Those who wish to temporarily cease their activities as a massage therapist may place their license on inactive status for a period not to exceed five years by paying the inactive status fee which shall be a one-time per-application fee of not more than 60 percent of the annual license renewal fee as provided for in R.S. 37:3562 and submitting a board-provided affidavit/form. No license shall be issued to a massage therapist on inactive status. To revert to active status, the massage therapist shall submit to the board the following:

- a.i. a board-provided affidavit/form requesting return to active status;
- ii. payment of the current license renewal fee as provided in R.S. 37:3562;
- iii. evidence of having completed a minimum of 24 hours of continuing education units within two years of the date that the application for reinstatement is filed;

b. after five years on inactive status, the license shall be considered to be a lapsed license. In order to take inactive status, the application affidavit/form must be filed within six months from the date that the person last had an active license. The commencement of the period of inactive status shall be retroactive to the date on which the person last had an active license. After the license has been expired for more than six months, the therapist will not be eligible to take inactive status unless the license has been first renewed to active status.

F. Lapsed Status. As provided in R.S. 37:3552, any license that is not renewed for a period in excess of two years from the date of its last expiration and is not on inactive status shall be considered to have become a lapsed license. Once a license has lapsed, the former holder of such license who desires to obtain a new license will be considered as a new applicant and must comply with all of the provisions of R.S. 37:3556 in order to obtain a license.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., 3552, 3556, 3559, 3561, and 3562.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1233 (July 2006), LR 39:

**Chapter 19. Requirements and Supervision**

**§1901. Provisional License**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1233 (July 2006), repealed LR 39:

**Chapter 23. Licensure of Massage Establishments**

**§2301. Establishment Licensure Requirements**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

**Chapter 25. Massage Establishment Safety and Sanitary Requirements**

**§2501. Safety and Sanitary Requirements**

A. Sanitary Requirements. Each massage establishment shall be maintained and operated in a safe and sanitary manner. Massage establishments shall adhere to local regulations as provided for in R.S. 37:3567. Each massage establishment shall:

1. maintain all equipment used to perform massage services on the premises in a safe and sanitary condition;
2. launder, before reuse, all materials furnished for the personal use of the customer, such as towels and linens;
3. provide adequate toilet and lavatory facilities. To be adequate, such facilities:
  - a. shall have at least one toilet and one sink with running water;
  - b. shall be equipped with toilet tissue, soap dispenser with soap or other hand cleaning materials, sanitary towels or other hand-drying device such as a wall-mounted electric hand dryer, and waste receptacle; and
  - c. all of the foregoing fixtures and components shall be kept clean, in good repair, well-lighted, and adequately ventilated to remove objectionable odors;
4. adequately maintain shower facilities on the premises if equipped with a whirlpool bath, sauna, steam cabinet and/or steam room.

B. Draping. Each massage establishment shall maintain a sufficient supply of clean towels, gowns or sheets, for the purpose of covering each client during a massage. Before beginning a massage, each massage therapist shall explain to the client expected draping techniques and provide the client a clean drape for that purpose. At all times during a massage session, reasonable efforts must be made to keep covered the gluteal cleft and genitalia for male clients and the breasts, the gluteal cleft, and genitalia for female clients. The board may establish a protocol for any variation from the above described draping procedures.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., R.S. 37:3555 et seq., and R.S. 37:3567.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20: 1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1234 (July 2006), LR 39:

**Chapter 27. Inspections**

**§2701. Inspections—Licensed and Unlicensed Establishments**

A. The board may make periodic inspections of all massage establishments, including licensed and/or unlicensed massage establishments.

B. Such inspections may include, but need not be limited to, confirmation that the site is being utilized for massage

therapy and a determination of whether the establishment is in compliance with the laws and rules governing the establishment's operation, facilities, personnel, safety, and sanitary requirements.

C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20: 1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1234 (July 2006), LR 39:

#### **Chapter 29. Notification to Board of Change of Status** **§2901. Name, Ownership and/or Location Changes**

A. All name, location and/or ownership changes of licensure must be reported in writing to the board within 30 days of occurrence using a form provided by the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20: 1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1235 (July 2006), LR 39:

#### **Chapter 31. Conduct of Message Therapist** **Toward Client**

##### **§3101. Prohibition of Sexual Activity**

A. ...

B. No massage establishment owner or operator shall engage in, or permit any person or persons to engage in, sexual activity in a massage establishment or to use that establishment to make arrangements to engage in sexual activity in any other place.

C. No massage therapist shall engage in sexual activity with a current client of the therapist.

D. No massage therapist shall engage in sexual activity with a former client of the therapist within three months after cessation of professional services.

E. As used in this Rule and §5301 of this Part:

- a. sexual activity—includes:
  - i. coital sexual intercourse;
  - ii. anal sexual intercourse;
  - iii. fellatio, cunnilingus;
  - iv. masturbation;
  - v. passionate kissing and acts of sadomasochistic

abuse;

- vi. flagellation; or
- vii. torture in the context of sexual conduct;
- b. the purposeful touching of the genitals of another person and the purposeful erotic stimulation of the anus, the male or female nipple, or the female breast, whether through draping or clothing, whether resulting in penetration or orgasm or not, and whether by instrumental manipulation, touching with the hands, or other bodily contact;

c. any sexual offenses proscribed by the criminal laws of Louisiana including, but not limited to, R.S. 14:83.3 and 83.4.

F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., R.S. 37:3556(A)(4) and (6), and R.S. 14:83.3 and 83.4.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1235 (July 2006), LR 39:

#### **Chapter 33. Displaying and Ownership of License**

##### **§3301. How to Display; Board Ownership**

A. Each massage establishment shall post, in plain sight, its establishment license and the license or the licensed massage therapist identification card (LMT-ID) of each massage therapist who practices in the massage establishment. Each massage therapist must have his licensed massage therapist identification card (LMT-ID) in his possession while providing massage therapy for a client and present it for review upon request.

B. A license is the property of the board and shall be surrendered upon demand of the board.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., and R.S. 37:3556 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1235 (July 2006), LR 39:

#### **Chapter 35. Provisional License, Limited Renewal** **§3501. Limitations**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq., and R.S. 37:3556(A)(4) and (6).

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1235 (July 2006), repealed LR 39:

#### **Chapter 37. Continuing Education**

##### **§3701. Requirements for Massage Therapists**

A. Each licensed massage therapist shall complete a minimum of 12 hours each year of continuing education units (CEUs) approved pursuant to §3703 of this Chapter.

B. The continuing education requirement set forth in Subsection A of this Section shall not apply during the first 12 months after a massage therapist is first licensed in Louisiana. The continuing education requirement shall apply to the licensee for every year of licensure thereafter.

C. Definition

*One Hour of Continuing Education*—no less than 50 uninterrupted minutes of instruction, with no credit to be given for introduction of the speaker, meal breaks or business meetings. Sessions of less than 50 minutes but more than 30 minutes shall be counted as 1/2 hour. Instructional sessions of less than 30 minutes shall be disregarded for purposes of counting CEU credits. On line or home study courses may be considered in compliance with this requirement if verification of completion of the course is furnished to the board.

D. Presenters/moderators/instructors of courses shall not receive credit for courses they present.

E. Failure of the licensee to satisfy the requirements of this Rule shall be in violation and shall subject the licensee to disciplinary actions pursuant to these rules.

F. A licensed individual who is serving on active duty in the United States Armed Forces shall be entitled to apply for a waiver of the CEU requirements during the period of such service and the board shall have the authority to grant such a waiver.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002

(September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1235 (July 2006), LR 39:

### **§3703. Board Approval of Providers and Programs [Formerly §3901]**

A. A continuing education provider is an individual and/or business that sponsors continuing education programs and presenters which has registered with the board and paid the continuing education provider fee provided for in R.S. 37:3562. The provider may also be a presenter. A continuing education provider registration term (providership) shall be for a period not to exceed 24 months. Upon expiration of the 24-month term, the provider may renew for another term. The provider shall be responsible for submitting all continuing education program information forms and payment of the continuing education program approval fee for each program being taught. The education provider fee includes the right to present two continuing education programs, which are identified in the initial registration form, during the providership period without additional charge.

1. A continuing education provider must be registered with the board before disseminating any notices that its program is approved for license renewal credit. In the event a provider does advertise without being registered with the board, that provider may be subject to a fine not to exceed \$1,000.

B. Authority to Review and Revoke Approval. The board retains the right and authority to audit and/or monitor CEU providers. The board may at any time evaluate any provider and deny, revoke, and/or decline to renew approval of that provider for good cause.

C. Approved Providers. In order to register with the board, providers must comply with the following requirements.

1. The provider must retain attendance records for at least four years following each program.

2. The provider must furnish each participant with a certificate or letter of attendance verifying that the program has been completed. The certificate shall contain the provider's name and number, the title of the program and instructor, the program number assigned by the board, the date, the number of CEU hours, and the licensee's name and license number.

3. Within 30 days after the program, the provider must submit to the board attendance records which include the name, license number and date of attendance for each attendee and the provider number, program name, assigned program number and number of CEU hours. Submission of attendance records may be by mail or online through the board's website.

4. A CEU certificate cannot be issued for less than the number of hours approved and attendees must complete the entire course for credit.

D. Continuing Education Program and Presenter Requirements

1. Each program presented for Louisiana CEU credits shall be relevant to and focus on massage theory, practice, methods, or laws, regulations, business or ethical principles pertaining to the practice of massage therapy or the operation of a massage therapy business and shall have stated learning objectives. No Louisiana CEU credits will be approved for programs that include:

a. instruction in diagnosis;  
b. the treatment of illness or disease; or  
c. any service or procedure that otherwise exceeds the scope of the practice of massage therapy as defined in R.S. 37:3552(10).

2. Each program presented for Louisiana CEU credits shall be taught by a person who:

a. ...  
b. has completed at least five years of professional experience in the practice of massage therapy; or  
c. has completed at least 100 hours of non-entry level education in the subject matter to be offered and has a minimum of two years of professional experience in the subject.

3. Program Approval

a. Program Information Form. Providers (approved pursuant to §3703 of this Part) shall submit on a program information form provided by the board all CEU programs to be offered or presented during a providership period which shall consist of 24 consecutive months.

i. Once the program information form is submitted to the board, the program described on the form will be added to the list of approved CEU programs contained on the board website unless the provider is notified otherwise.

ii. Each provider is entitled to present two approved programs as part of its biennial provider fee, provided such programs are identified on the initial program information form.

iii. A \$50 per-program fee will be required for each additional program that the provider wishes to present for CEU credit.

iv. Once a program has been included on the approved list, it will remain on that list for the entire 24-month providership period provided that the materials presented for each program do not change.

v. The provider must demonstrate, upon request, that each program and presenter meets the requirements of Paragraphs 1 and 2 of this Subsection and failure to provide such information will result in the program being removed from the approved list.

vi. Any changes and/or amendments to a program during the 24-month providership period will require the completion of a new program information form together with the payment of a \$50 program fee.

vii. Submission of the program information form for a particular program must be submitted no later than 15 days before the program is scheduled to be taught.

b. Other Program Approval. Louisiana licensees may request CEU approval of a non-standard program or course of study by submitting an application form issued by the board. The form, along with a non-refundable program review fee of \$50 per program, must be presented during the year for which CEU credit is sought and the program must comply with the CEU guidelines as set forth in Paragraph 1 of this Subsection. This procedure may be used to apply for approval for activities which may include, but are not limited to, college courses, published works by the therapist, or other educational activities that may be used in lieu of CEUs for the given year. In order to be considered for approval, the non-standard program or course of study must have been completed within 12 months from the date the

request for approval is submitted. Protocols for such proposed programs will be established by the board and the licensee will be provided with written notice as to whether the request for CEU credit has been approved.

c. **Provider Renewal.** A provider approval letter issued by the board pursuant to this Chapter shall be valid for a providership period of 24 months from the date that the letter was issued. Within 30 days from the expiration of the 24-month period, the provider may apply for a renewal of the providership period by submitting a renewal request. The renewal request form may be found on-line at the board website or upon request a renewal form will be mailed to the provider. In order to obtain renewal of the providership, the provider must return the completed renewal form to the board office on or before the expiration date of the current providership period, together with the provider fee of \$100. Failure to renew on or before the expiration date will result in loss of providership status and all programs offered under the provider number will no longer be recognized as approved.

d. **Statement as to Approval**

i. The provider of a program approved for Louisiana CEU units may announce that the program is approved by the Louisiana Board of Massage Therapy so long as the provider number and the number of approved CEU hours are referenced in the advertising or other promotional materials.

ii. Providers may offer programs that are not approved pursuant to this Section. If a therapist is taking a program with anticipation that the program qualifies for CEU credits, it is the obligation of the therapist to make that determination by checking the list of approved programs on the board website or checking with the board office as to the approval status before taking the program.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3555 et seq., R.S. 37:3552(10), and R.S. 37:3562.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1236 (July 2006), LR 39:

### **Chapter 39. Requirements for Board Approval of Continuing Education Providers and Programs**

#### **§3901. Continuing Education Provider Requirements**

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3555(B)(2) and 3561.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1236 (July 2006), repealed LR 39:

### **Chapter 41. Health Data Recordkeeping**

#### **§4101. Health Data**

A. ...

1. The format for the collection and recordation of data must provide for systematic collection, frequent updating, accessibility, and appropriate confidentiality.

2. ...

3. Client records are to be obtained and reviewed by the licensed therapist to determine if therapeutic massage intervention is needed.

4. Current client records are to be maintained at the licensed establishment location in a confidential manner.

5. All client records must be maintained for a minimum of five calendar years after the last service is performed for that client. After five years from the last date of service, client records may be disposed of in an appropriate and confidential manner.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1237 (July 2006), LR 39:

### **Chapter 43. Fee Schedule**

#### **§4301. Fees**

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3551 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

### **Chapter 45. Licenses Suspension, Revocation, or Failure to Renew**

#### **§4501. Suspensions and Revocations**

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

### **Chapter 47. Advertising**

#### **§4701. Limitations**

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3551 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

### **Chapter 49. Penalties**

#### **§4901. Penalties**

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3551 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

### **Chapter 51. Discipline and Injunctions**

#### **§5101. Discipline and Injunctions**

Repealed.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:3551 et seq.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1237 (July 2006), repealed LR 39:

### **Chapter 53. Misconduct and Negligence in the Practice of Massage Therapy**

#### **§5301. Unprofessional Conduct**

A. ...

1. conviction or a plea of guilty in any jurisdiction, regardless of adjudication, of a crime directly relating to the practice of massage or to the ability to practice massage. Any plea of "nolo contendere" shall be considered a

conviction for purposes of this rule; including pleas of guilty, nolo contendere and pleas under La. C.Cr.P. Article 893 and 894;

2. ...

3. aiding, assisting, procuring, or advising any unlicensed person to practice massage therapy, contrary to this Rule or to a rule of the department or the board;

4. engaging in or attempting or offering to engage a client in sexual activity, including any genital contact, as provided under §3101 of this Part;

5. - 7. ...

8. violating any provision of any rule of the board or a lawful order issued at a board hearing or failing to comply with a lawfully issued subpoena;

9. - 11. ...

12. practicing massage therapy when a license to practice massage therapy has expired, been revoked, suspended or otherwise acted against, including the denial of licensure by the licensing authority of another state, territory or country;

13. failure to perform any statutory or legal obligation placed upon a licensed massage therapist;

14. inability to skillfully and safely engage in the practice of massage therapy by reason of illness, alcohol or substance abuse or as a result of any mental or physical condition;

15. engaging in the practice of massage therapy without a current massage license;

16. failure to practice massage with that level of care, skill, and treatment which is recognized by a reasonably prudent similar massage therapist as being acceptable under similar conditions and circumstances;

17. failing to keep the equipment and premises of the massage establishment in a clean and sanitary condition;

18. engaging in the practice of reflexology without a current massage therapy license.

a. For the purpose of this Rule:

*reflexology*—the manipulation of the superficial tissues of the hands and feet, based on the theory that manipulation of body reflex areas or zones can affect other body functions.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1238 (July 2006), LR 39:

## **Chapter 55. Disciplinary Actions**

### **§5501. Guidelines for Disciplinary Actions**

A. When the board finds that an applicant or licensee whom it regulates has committed any of the prohibited acts set forth in the statutes or rules, the board may impose appropriate penalties within the ranges recommended in the following disciplinary guidelines.

B. - D. ...

E. In determining whether an applicant who has a criminal history should be permitted to apply to be licensed or renew a license, the complaint investigation officer (CIO), designated under §5901 of this Part, shall be authorized to make an initial decision as to whether a conviction of a non-violent crime by an applicant, which conviction is less than five years old, is sufficiently related to the practice of

massage therapy so as to require the application or renewal to be presented to the board for approval. If the CIO makes a determination that the criminal activity involved is clearly not related to the ability to engage in the practice of massage therapy, the CIO may approve the applicant to continue with the application or renewal process. The CIO shall submit a report to the board as to those applicants who have been approved under this procedure.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1238 (July 2006), LR 39:

### **§5503. Injunctions and Other Relief**

#### **[Formerly §5101]**

A. In addition to other authorized penalties, the board may seek injunctive and other relief as provided in R.S. 37:3566.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., R.S. 37:3555 et seq., and R.S. 37:3566.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1237 (July 2006), LR 39:

## **Chapter 57. Minor Violations**

### **§5701. Minor Violations**

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1238 (July 2006), repealed LR 39:

## **Chapter 59. Investigation of Complaints**

### **§5901. Investigation Procedures**

A. The board shall designate a member to serve as complaint investigative officer (CIO) to review and investigate complaints.

B. Each complaint shall be submitted to the CIO. Once a complaint is received, the CIO or the CIO's designated representative will initiate a review and investigation of the allegations. After the investigation the CIO may make a determination to dismiss the complaint or proceed to informal hearing.

C. At any point during the investigation the CIO may resolve the matter by consent agreement, which agreement must be submitted to the board for review and action.

D. The CIO shall place a formal disciplinary hearing on the board agenda for a regular board meeting or may request that a special board meeting be scheduled to consider a disciplinary matter if the investigation by the CIO disclosed any of the following:

1. - 2. ...

3. failure to resolve all issues through a consent agreement; or

4. ...

E. When placing a disciplinary matter on the board agenda for hearing, the CIO shall submit to the board in brief concise language, a statement providing a description of the matter and the recommended disciplinary action, without making any reference to the particulars of the investigation or any finding of fact or conclusions of law arrived at during the investigative process.

F. At no time shall the CIO investigate any case as authorized by the board or this Section wherein said officer has any personal or economic interest in the outcome of the investigation or is personally related to or maintains close friendships with the complainant or the licensee. In such event, the CIO shall immediately notify the board, which shall have authority to appoint an "ad hoc" CIO for disposition of that case.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., and R.S. 37:3555 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1239 (July 2006), LR 39:

## **Chapter 61. Hearings**

### **§6101. Formal Disciplinary Hearings**

A. - A.1. ...

2. The hearing shall be held before the board only after the involved licensee and/or applicant is given at least 30 days notice by registered or certified mail. The content of the notice, as well as the conduct of the hearings, shall be governed by R.S. 49:955, being further provided that the licensee be advised of the right to be represented by legal counsel. The board shall arrange for a court reporter to make an accurate recording of all testimony presented at the hearing. Any person bringing a complaint waives the privilege of confidentiality for purposes of the hearing.

3. ...

4. It is the obligation of each licensed therapists or the holder of an establishment license to keep the board informed of current contact information. Accordingly, if notice of the hearing cannot be delivered by mail because of a change of address and the new address is not provided to the board, the board may hold the hearing without the therapists or establishment license holder being present, so long as reasonable efforts have been made to obtain the licensee's new address.

5. When the licensee receives notice of a complaint and/or the scheduling of a disciplinary hearing, he may file an answer to the notice responding to the charges, or offering any explanation or assert whatever defense is deemed applicable.

6. Upon timely request, the board has discretion to extend or continue the time set for the hearing for such reasons as:

- a. ill health;
- b. inability to obtain counsel;
- c. the complexities of the case; or
- d. other matters deemed by the board to constitute good cause.

7. The board attorney shall advise board members on proceedings during the hearing.

8. Any board member having reason to believe that he may be perceived to be biased or prejudiced against any of the parties to the proceeding or who has a personal or economic interest in the outcome of such proceedings shall immediately notify the remaining board members and request to be relieved of participation in the proceedings. Any party to such a hearing may file with the board an affidavit requesting the recusal of a board member because

of bias or personal or financial interest. As soon as possible, but not later than the beginning of the hearing, the majority of the board must pass upon the request for disqualification. The concerned board member shall not vote in the action to disqualify. Any doubt concerning the fitness of a board member shall be resolved in favor of disqualification. In the event of disqualification, the board shall proceed without the disqualified member. The number of board members needed for a quorum and majority shall be reduced to compensate for the disqualified member(s).

9. The parties to the hearing are urged to confer prior to the hearing or through their respective counsel in an attempt to reduce or simplify the issues to be heard. The board will accept any joint stipulations between the parties as proven facts at the hearing. The purpose of the pre-hearing conference is to ensure that the hearing is not unduly prolonged by receiving testimony or other evidence on matters which are not seriously in dispute.

10. The board shall have discretion to consolidate one or more cases for hearing if the matters involve the same or related parties, or substantially the same questions of law or fact. The board may also grant separate hearings if such a joint hearing would be prejudicial to one or more of the parties. If hearings are to be consolidated, notice must be given to all parties in advance of the hearing.

11. The board shall consider a motion to modify or quash any subpoena issued in connection with the hearing or a deposition related to a hearing, provided that such motion is filed by registered mail with the board no later than three days prior to the hearing date or the date scheduled for the deposition. Grounds to quash or limit the subpoena include, but are not limited to:

- a. testimony or material protected by privilege granted by statute, regulation, or other law;
- b. burdensomeness that would not be justified in light of the evidence's importance to the case;
- c. undue hardship on a witness;
- d. vagueness; and
- e. immateriality.

12. ...

13. The burden of proof rests upon the CIO who is presenting the charge before the board. No sanctions shall be imposed or order issued, except upon consideration of the whole record, as supported by and in accordance with, reliable, probative and substantial evidence. While proof beyond all reasonable doubt is not required to establish a given fact as true, the burden must be carried by a clear preponderance of the evidence. This standard of proof shall apply in all hearings conducted before the board and any review or examination of evidence or any hearing requested.

14. ...

15. Judicial review and appeal of any decision or order of the board shall be governed by R.S. 49:964-965.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq., R.S. 37:3555 et seq., R.S. 49:955, and R.S. 49:964-965.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), amended LR 32:1239 (July 2006), LR 39:

## Chapter 63. Effect on Local Regulations

### §6301. Effect on Local Regulations

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3551 et seq.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Massage Therapy, LR 20:1002 (September 1994), repromulgated LR 20:1111 (October 1994), repealed LR 39:

#### Family Impact Statement

The proposed Rule adds a Chapter dealing with Criminal History Records Information as part of the application process as well as procedural changes to board policies. These Rule changes should not have any known or foreseeable impact on any child, individual or family as defined by R.S. 49:972(D) or on family information, stability and autonomy. Specifically, there should be no known or foreseeable effect on:

1. the stability of the family;
2. the authority and rights of parents regarding the education and supervision of their children;
3. the functioning of the family;
4. family earning and family budget;
5. the behavior and personal responsibility of children;
6. the ability of the family or local government to perform the function as contained in the proposed rules.

#### Poverty Impact Statement

The proposed Rule adds a Chapter dealing with Criminal History Records Information as part of the application process as well as procedural changes to board policies. These Rule changes should not have any known or foreseeable impact on any child, individual or family, as defined by R.S. 49:973(D), or on family information, stability and autonomy. Specifically, there should be no known or foreseeable effect on:

1. household income, assets and financial security;
2. early childhood development and preschool through post secondary education development;
3. employment or workforce development;
4. the functioning of the family;
5. taxes and tax credits;
6. child and dependent care;
7. housing;
8. health care;
9. nutrition;
10. transportation; and
11. utilities assistance.

#### Small Business Statement

The impact of the proposed rules on small businesses, as defined in the Regulatory Flexibility Act, has been considered. The proposed action is not expected to have a significant adverse impact on small businesses. The board, consistent with health, safety, environmental and economic welfare factors, has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rules that will accomplish the objectives of the proposed statutes while minimizing the adverse impact of the Rules on small businesses.

#### Public Comments

Interested persons may submit written comments, data, opinions, and arguments regarding the proposed action. All submissions must be sent by certified mail and directed to

LBMT Director Rhonda McManus, 2645 O'Neal Lane, Bldg C, Suite E, Baton Rouge, LA 70816 and must be received no later than 4 p.m. on April 9, 2013.

Rhonda McManus  
Executive Director

## FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Massage Therapists

### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)

The proposed rule implements a complete overhaul of the Board of Massage Therapy (the Board) administrative rules with varying effects to state costs and revenues. While many of the requirements are essentially remaining the same with only minor procedural or recordkeeping changes that will have a minimal fiscal impact to the Board or directly affected persons/organizations, the main changes to the rules with a fiscal impact include the following:

- Chapter 12, Section 1201: Instructor Qualification;
- Chapter 13, Section 1301: Examination – elimination of the oral examination requirement for licensure;
- Chapter 14, sections 1401-1415: Criminal History Records Information – requires criminal history and background check for licensure applicants;
- Chapter 17, Section 1701: License and Establishment Certificate Renewal – online application and renewal option;
- Chapter 19, section 1901: Provisional License – elimination of fees and requirements of the provisional license; and
- Chapter 37, Section 3701: Continuing Education Requirements – online courses and waivers for active duty military now available. Details on these changes and their impacts are outlined below.

State costs are expected to increase by \$12,940 in FY 13 and decrease by \$10,680 in subsequent years as a result of the net impact of the following rule changes:

Section 1301 – the Board estimates that elimination of the oral exam will result in approximately \$5,340 in savings in FY 13 and \$10,680 in savings in subsequent years from cost avoidance for rental space, examiner payments, and administrative costs. The oral exams ceased in December of 2012. As a result, there are 6 months of rental savings realized in FY 13 even though full implementation of the rule change will not take place until 6/1/2013.

Section 1701 – rule change merely codifies optional online application and renewal forms that were implemented internally 2 years ago and will result in no new savings from printing and mailing costs. However, the Board anticipates needing to make changes to the website, including to the online renewal processing, which will incur a one-time cost of approximately \$15,000 in FY 13.

Additionally, there will be a one-time cost of \$3,280 in FY 13 for publication of the proposed rules in the State Register.

### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

State revenue is estimated to increase by \$3,094 for the remainder of FY 13 and by \$6,188 in subsequent years as a result of the net impact of the following:

Under section 1201, instructor certification and renewal fees are eliminated, resulting in the loss of approximately \$1,300 in annual revenue. Typically, these fees are \$10 per instructor for both certification and renewal (\$10 x 130 instructors = \$1,300).

With the addition of Chapter 14 (sections 1401-1415: Criminal History Records Information), Louisiana State Police (LSP) will collect \$26 per applicant that submits to a criminal

history check and fingerprinting. The total annual revenue collected will depend on the number of applicants (363 in FY 12 = \$9,438 in projected annual revenue).

Under the changes to section 1701, therapists on inactive status must now pay the Board a one-time inactive status fee not to exceed \$75. The Board estimates there are approximately 50 inactive licensees annually, resulting in additional revenue of \$3,750 annually under the maximum fee.

With the repeal of Chapter 19, section 1901, there will no longer be a provisional license, which requires the provisional to work under supervision. This will reduce the Board's revenue by approximately \$5,700 annually from the loss of provisional license fees (\$25 x 228 provisionals = \$5,700).

Net revenue impact = (\$9,438 + \$3,750 - \$5,700 - \$1,300) = \$6,188 for 12 months (FY 14 & later years)

\$3,094 for 6 months (FY 13)

With the changes to section 1301, the oral exam will no longer be required after 1/1/2013; however, the Board does not anticipate any loss of revenue since the \$75 application fee, historically received with the application for oral exam and licensure, will still be required to review the licensure application.

### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

Under the changes to section 1301, the applicant does not have to expend the time and money required to undergo an oral examination in Baton Rouge. Depending on the domicile of the applicant, these savings could be upwards of \$300 considering gas, lodging and meals. Also, with the elimination of Chapters 19, there will no longer be a provisional license or requisite \$25 fee. However, section 1701, inactive status therapists will now be required to pay the Board up to \$75 when applying for inactive status, and lapsed licensees will be required to undergo the licensure application process again with all required fees after 2 years of license expiration as opposed to 5 years.

In addition, applicants for licensure in massage therapy will now be required under Chapter 14 to submit a criminal history record upon initial licensure or reinstatement obtained from the LSP Bureau of Criminal Identification and Information and the FBI. This requirement is anticipated to cost the applicant approximately \$30-\$40 depending on where the applicant undergoes the fingerprinting requirements. If the applicant chooses to go to LSP for fingerprinting, the full cost of the criminal history record is \$42.50 (\$26 to LSP and \$16.50 to the FBI).

Under 3701, massage therapists can now obtain continuing education credit for online courses approved by the Board, which is anticipated to save therapists time and travel costs associated with continuing education. Also, licensees on active duty in the military can obtain a waiver for continuing education requirements. Depending on the course costs, this will save licensees in the military an indeterminable amount in continuing education costs.

### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

Applicants with criminal histories may not be eligible for licensure under the requirements of Chapter 14, and persons who previously qualified for a provisional license will have to undergo the full requirements of licensure in order to practice in Louisiana. Otherwise, there is no significant effect on competition and employment as a result of the rule changes.

Rhonda McManus  
Executive Director  
1303#036

John D. Carpenter  
Legislative Fiscal Officer  
Legislative Fiscal Office

## NOTICE OF INTENT

### Department of Insurance Office of the Commissioner

#### Credit for Reinsurance (LAC 37:XIII.Chapter 35)

Notice is hereby given in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 22:2(E), R.S. 22:11, and R.S. 22:651, that the commissioner of insurance proposes to amend Chapter 35 to facilitate the reduction of required reinsurance collateral for Louisiana insurers doing business with non-U.S. reinsurers. Under the prior law and current regulation, non-U.S. reinsurers must provide collateral through a qualified U.S. financial institution for 100 percent of potential liabilities to U.S. insurers with which they enter into reinsurance contracts. The current law maintains the previous system of collateral and provides a method for a highly-rated, non-U.S. reinsurer from certain jurisdictions to seek a reduction of the amount of required collateral through the certification of reinsurers from qualified jurisdictions. The proposed regulation provides for a system of evaluating reinsurers for certification and jurisdictions for qualification in accordance with the R.S. 22:651. The permitted collateral reductions vary from 25 to 100 percent depending on the rating assigned to the reinsurer by the commissioner. Certified reinsurers found to be vulnerable would have a 100 percent collateral requirement. The actions and information required by this regulation are hereby declared to be necessary and appropriate in the public interest and for the protection of the ceding insurers in this state.

#### Title 37

#### INSURANCE

#### Part XIII. Regulations

#### Chapter 35. Regulation 56—Credit for Reinsurance

#### §3501. Purpose

A. The purpose of this regulation is to set forth rules and procedural requirements that the commissioner deems necessary to carry out the provisions on Credit for Reinsurance, R.S. 22:651 et seq. The actions and information required by this regulation are hereby declared to be necessary and appropriate in the public interest and for the protection of the ceding insurers in this state.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3503. Severability

A. If any provision or item of this regulation, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the regulation which can be given effect without the invalid provision, item, or application.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended by Louisiana Legislature, House Concurrent

Resolution Number 135 of the 2001 Regular Session, LR 27:1102 (July 2001), repromulgated by the Department of Insurance, Office of the Commissioner, LR 39:

**§3505. Credit for Reinsurance—Reinsurer Authorized in this State**

A. Pursuant to R.S. 22:651(B) the commissioner shall allow credit for reinsurance ceded by a domestic insurer to an assuming insurer that was authorized in this state as of any date on which statutory financial statement credit for reinsurance is claimed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

**§3507. Credit for Reinsurance—Accredited Reinsurers**

A. Pursuant to R.S. 22:651(C) the commissioner shall allow credit for reinsurance ceded by a domestic insurer to an assuming insurer that is accredited as a reinsurer in this state as of the date on which statutory financial statement credit for reinsurance is claimed. An accredited reinsurer shall:

1. file a properly executed Form AR-1 (§3525.B) as evidence of its submission to this state's jurisdiction and to the authority of the commissioner to examine its books and records;

2. file with the commissioner a certified copy of a certificate of authority or other acceptable evidence that it is licensed to transact insurance or reinsurance in at least one state, or, in the case of a United States branch of an alien assuming insurer, is entered through and licensed to transact insurance or reinsurance in at least one state;

3. file annually with the commissioner a copy of its annual statement filed with the insurance department of its state of domicile or, in the case of an alien assuming insurer, with the state through which it is entered and in which it is licensed to transact insurance or reinsurance, and a copy of its most recent audited financial statement; and

4. maintain a surplus as regards policyholders in an amount not less than \$20,000,000, or obtain the affirmative approval of the commissioner upon a finding that it has adequate financial capacity to meet its reinsurance obligations and is otherwise qualified to assume reinsurance from domestic insurers.

B. If the commissioner determines that the assuming insurer has failed to meet or maintain any of these qualifications, the commissioner may upon written notice and opportunity for hearing, suspend or revoke the accreditation. Credit shall not be allowed a domestic ceding insurer under this section if the assuming insurer's accreditation has been revoked by the commissioner, or if the reinsurance was ceded while the assuming insurer's accreditation was under suspension by the commissioner.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

**§3509. Credit for Reinsurance—Reinsurers Maintaining Trust Funds**

A. Pursuant to R.S. 22:651(D) the commissioner shall allow credit for reinsurance ceded by a domestic insurer to an assuming insurer which, as of any date on which statutory

financial statement credit for reinsurance is claimed, and thereafter for so long as credit for reinsurance is claimed, maintains a trust fund in an amount prescribed below in a qualified United States financial institution as defined in R.S. 22:653(B), for the payment of the valid claims of its United States domiciled ceding insurers, their assigns and successors in interest. The assuming insurer shall report annually to the commissioner substantially the same information as that required to be reported on the National Association of Insurance Commissioners (NAIC) annual statement form by authorized insurers, to enable the commissioner to determine the sufficiency of the trust fund.

B. The following requirements apply to the following categories of assuming insurer.

1. The trust fund for a single assuming insurer shall consist of funds in trust in an amount not less than the assuming insurer's liabilities attributable to reinsurance ceded by United States domiciled insurers, and in addition, the assuming insurer shall maintain a trustee surplus of not less than \$20,000,000, except as provided in §3509.B.2.

2. At any time after the assuming insurer has permanently discontinued underwriting new business secured by the trust for at least three full years, the commissioner with principal regulatory oversight of the trust may authorize a reduction in the required trustee surplus, but only after a finding, based on an assessment of the risk, that the new required surplus level is adequate for the protection of United States ceding insurers, policyholders and claimants in light of reasonably foreseeable adverse loss development. The risk assessment may involve an actuarial review, including an independent analysis of reserves and cash flows, and shall consider all material risk factors, including when applicable the lines of business involved, the stability of the incurred loss estimates and the effect of the surplus requirements on the assuming insurer's liquidity or solvency. The minimum required trustee surplus may not be reduced to an amount less than 30 percent of the assuming insurer's liabilities attributable to reinsurance ceded by United States ceding insurers covered by the trust.

3. In the case of a group including incorporated and individual unincorporated underwriters:

a. the trust fund shall consist of:

i. for reinsurance ceded under reinsurance agreements with an inception, amendment or renewal date on or after January 1, 1993, funds in trust in an amount not less than the respective underwriters' several liabilities attributable to business ceded by United States domiciled ceding insurers to any underwriter of the group;

ii. for reinsurance ceded under reinsurance agreements with an inception date on or before December 31, 1992, and not amended or renewed after that date, notwithstanding the other provisions of this regulation, funds in trust in an amount not less than the respective underwriters' several insurance and reinsurance liabilities attributable to business written in the United States; and

iii. in addition to these trusts, the group shall maintain a trustee surplus of which \$100,000,000 shall be held jointly for the benefit of the United States domiciled ceding insurers of any member of the group for all the years of account;

b. the incorporated members of the group shall not be engaged in any business other than underwriting as a

member of the group and shall be subject to the same level of regulation and solvency control by the group's domiciliary regulator as are the unincorporated members. The group shall, within 90 days after its financial statements are due to be filed with the group's domiciliary regulator, provide to the commissioner:

i. an annual certification by the group's domiciliary regulator of the solvency of each underwriter member of the group; or

ii. if a certification is unavailable, a financial statement, prepared by independent public accountants, of each underwriter member of the group.

4. In the case of a group of incorporated insurers under common administration, whose members possess aggregate policyholders surplus of \$10,000,000,000 (calculated and reported in substantially the same manner as prescribed by the annual statement instructions and *Accounting Practices and Procedures Manual* of the NAIC) and which has continuously transacted an insurance business outside the United States for at least three years immediately prior to making application for accreditation.

a. The trust fund shall:

i. consist of funds in trust in an amount not less than the assuming insurers' several liabilities attributable to business ceded by United States domiciled ceding insurers to any members of the group pursuant to reinsurance contracts issued in the name of such group;

ii. maintain a joint trusteed surplus of which \$100,000,000 shall be held jointly for the benefit of United States domiciled ceding insurers of any member of the group; and

iii. file a properly executed Form AR-1 (§3525.B) as evidence of the submission to the authority of the commissioner to examine the books and records of any of its members and shall certify that any member examined will bear the expense of any such examination.

b. Within 90 days after the statements are due to be filed with the group's domiciliary regulator, the group shall file with the commissioner an annual certification of each underwriter member's solvency by the member's domiciliary regulators, and financial statements, prepared by independent public accountants, of each underwriter member of the group.

C. Credit for reinsurance shall not be granted unless the form of the trust and any amendments to the trust have been approved by either the commissioner of the state where the trust is domiciled or the commissioner of another state who, pursuant to the terms of the trust instrument, has accepted responsibility for regulatory oversight of the trust. The form of the trust and any trust amendments also shall be filed with the commissioner of every state in which the ceding insurer beneficiaries of the trust are domiciled.

1. The trust instrument shall provide that:

a. contested claims shall be valid and enforceable out of funds in trust to the extent remaining unsatisfied 30 days after entry of the final order of any court of competent jurisdiction in the United States;

b. legal title to the assets of the trust shall be vested in the trustee for the benefit of the grantor's United States ceding insurers, their assigns and successors in interest;

c. the trust shall be subject to examination as determined by the commissioner;

d. the trust shall remain in effect for as long as the assuming insurer, or any member or former member of a group of insurers, shall have outstanding obligations under reinsurance agreements subject to the trust; and

e. no later than February 28 of each year the trustee of the trust shall report to the commissioner in writing setting forth the balance in the trust and listing the trust's investments at the preceding year-end, and shall certify the date of termination of the trust, if so planned, or certify that the trust shall not expire prior to the following December 31.

2. Notwithstanding any other provisions in the trust instrument, if the trust fund is inadequate because it contains an amount less than the amount required by §3509.C or if the grantor of the trust has been declared insolvent or placed into receivership, rehabilitation, liquidation or similar proceedings under the laws of its state or country of domicile, the trustee shall comply with an order of the commissioner with regulatory oversight over the trust or with an order of a court of competent jurisdiction directing the trustee to transfer to the commissioner with regulatory oversight over the trust or other designated receiver all of the assets of the trust fund.

a. The assets shall be distributed by and claims shall be filed with and valued by the commissioner with regulatory oversight over the trust in accordance with the laws of the state in which the trust is domiciled applicable to the liquidation of domestic insurance companies.

b. If the commissioner with regulatory oversight over the trust determines that the assets of the trust fund or any part thereof are not necessary to satisfy the claims of the United States beneficiaries of the trust, the commissioner with regulatory oversight over the trust shall return the assets, or any part thereof, to the trustee for distribution in accordance with the trust agreement.

c. The grantor shall waive any right otherwise available to it under United States law that is inconsistent with this provision.

D. For purposes of this section, the term *liabilities* shall mean the assuming insurer's gross liabilities attributable to reinsurance ceded by United States domiciled insurers excluding liabilities that are otherwise secured by acceptable means, and, shall include:

1. for business ceded by domestic insurers authorized to write accident and health, and property and casualty insurance:

- a. losses and allocated loss expenses paid by the ceding insurer, recoverable from the assuming insurer;
- b. reserves for losses reported and outstanding;
- c. reserves for losses incurred but not reported;
- d. reserves for allocated loss expenses; and
- e. unearned premiums;

2. for business ceded by domestic insurers authorized to write life, health and annuity insurance:

- a. aggregate reserves for life policies and contracts net of policy loans and net due and deferred premiums;
- b. aggregate reserves for accident and health policies;
- c. deposit funds and other liabilities without life or disability contingencies; and
- d. liabilities for policy and contract claims.

E. Assets deposited in trusts established pursuant to R.S. 22:651 and §3509 of this regulation shall be valued

according to their current fair market value and shall consist only of cash in United States dollars, certificates of deposit issued by a United States financial institution as defined in R.S. 22:653(A), clean, irrevocable, unconditional and “evergreen” letters of credit issued or confirmed by a qualified United States financial institution, as defined in R.S. 22:653(A), and investments of the type specified in §3509.E of this regulation, but investments in or issued by an entity controlling, controlled by or under common control with either the grantor or beneficiary of the trust shall not exceed 5 percent of total investments. No more than 20 percent of the total of the investments in the trust may be foreign investments authorized under §3509.E.1.e, E.3, E.6.b or E.7, and no more than 10 percent of the total of the investments in the trust may be securities denominated in foreign currencies. For purposes of applying the preceding sentence, a depository receipt denominated in United States dollars and representing rights conferred by a foreign security shall be classified as a foreign investment denominated in a foreign currency. The assets of a trust established to satisfy the requirements of R.S. 22:651 shall be invested only as follows.

1. Government obligations that are not in default as to principal or interest, that are valid and legally authorized and that are issued, assumed or guaranteed by:

- a. the United States or by any agency or instrumentality of the United States;
- b. a state of the United States;
- c. a territory, possession or other governmental unit of the United States;

d. an agency or instrumentality of a governmental unit referred to in §3509.E.1.b-c if the obligations shall be by law (statutory or otherwise) payable, as to both principal and interest, from taxes levied or by law required to be levied or from adequate special revenues pledged or otherwise appropriated or by law required to be provided for making these payments, but shall not be obligations eligible for investment under this paragraph if payable solely out of special assessments on properties benefited by local improvements; or

e. the government of any other country that is a member of the Organization for Economic Cooperation and Development and whose government obligations are rated A or higher, or the equivalent, by a rating agency recognized by the Securities Valuation Office of the NAIC.

2. Obligations that are issued in the United States, or that are dollar denominated and issued in a non-United States market, by a solvent United States institution (other than an insurance company) or that are assumed or guaranteed by a solvent United States institution (other than an insurance company) and that are not in default as to principal or interest if the obligations:

a. are rated A or higher (or the equivalent) by a securities rating agency recognized by the Securities Valuation Office of the NAIC, or if not so rated, are similar in structure and other material respects to other obligations of the same institution that are so rated;

b. are insured by at least one authorized insurer (other than the investing insurer or a parent, subsidiary or affiliate of the investing insurer) licensed to insure obligations in this state and, after considering the insurance, are rated AAA (or the equivalent) by a securities rating

agency recognized by the Securities Valuation Office of the NAIC; or

c. have been designated as Class One or Class Two by the Securities Valuation Office of the NAIC.

3. Obligations issued, assumed or guaranteed by a solvent non-United States institution chartered in a country that is a member of the Organization for Economic Cooperation and Development or obligations of United States corporations issued in a non-United States currency, provided that in either case the obligations are rated A or higher, or the equivalent, by a rating agency recognized by the Securities Valuation Office of the NAIC.

4. An investment made pursuant to the provisions of §3509.E.1-3 shall be subject to the following additional limitations:

a. an investment in or loan upon the obligations of an institution other than an institution that issues mortgage-related securities shall not exceed 5 percent of the assets of the trust;

b. an investment in any one mortgage-related security shall not exceed 5 percent of the assets of the trust;

c. the aggregate total investment in mortgage-related securities shall not exceed 25 percent of the assets of the trust; and

d. preferred or guaranteed shares issued or guaranteed by a solvent United States institution are permissible investments if all of the institution’s obligations are eligible as investments under §3509.E.2.a and E.2.c, but shall not exceed 2 percent of the assets of the trust.

5. As used in this regulation:

*Mortgage-Related Security*—an obligation that is rated AA or higher (or the equivalent) by a securities rating agency recognized by the Securities Valuation Office of the NAIC and that either:

i. represents ownership of one or more promissory notes or certificates of interest or participation in the notes (including any rights designed to assure servicing of, or the receipt or timeliness of receipt by the holders of the notes, certificates, or participation of amounts payable under, the notes, certificates or participation), that:

(a) are directly secured by a first lien on a single parcel of real estate, including stock allocated to a dwelling unit in a residential cooperative housing corporation, upon which is located a dwelling or mixed residential and commercial structure, or on a residential manufactured home as defined in 42 U.S.C. §5402(6), whether the manufactured home is considered real or personal property under the laws of the state in which it is located; and

(b) were originated by a savings and loan association, savings bank, commercial bank, credit union, insurance company, or similar institution that is supervised and examined by a federal or state housing authority, or by a mortgagee approved by the Secretary of Housing and Urban Development pursuant to 12 U.S.C. §§1709 and 1715-b, or, where the notes involve a lien on the manufactured home, by an institution or by a financial institution approved for insurance by the Secretary of Housing and Urban Development pursuant to 12 U.S.C. §1703; or

ii. is secured by one or more promissory notes or certificates of deposit or participations in the notes (with or without recourse to the insurer of the notes) and, by its terms, provides for payments of principal in relation to

payments, or reasonable projections of payments, or notes meeting the requirements of §3509.E.5.a.i.(a)-(b);

*Promissory Note*—when used in connection with a manufactured home, shall also include a loan, advance or credit sale as evidenced by a retail installment sales contract or other instrument.

6. Equity Interests

a. Investments in common shares or partnership interests of a solvent United States institution are permissible if:

i. its obligations and preferred shares, if any, are eligible as investments under §3509.E; and

ii. the equity interests of the institution (except an insurance company) are registered on a national securities exchange as provided in the Securities Exchange Act of 1934, 15 U.S.C. §§ 78a to 78kk, or otherwise registered pursuant to that Act, and if otherwise registered, price quotations for them are furnished through a nationwide automated quotations system approved by the Financial Industry Regulatory Authority, or successor organization. A trust shall not invest in equity interests under this paragraph an amount exceeding 1 percent of the assets of the trust even though the equity interests are not so registered and are not issued by an insurance company;

b. investments in common shares of a solvent institution organized under the laws of a country that is a member of the Organization for Economic Cooperation and Development, if:

i. all its obligations are rated A or higher, or the equivalent, by a rating agency recognized by the Securities Valuation Office of the NAIC; and

ii. the equity interests of the institution are registered on a securities exchange regulated by the government of a country that is a member of the Organization for Economic Cooperation and Development;

c. an investment in or loan upon any one institution’s outstanding equity interests shall not exceed 1 percent of the assets of the trust. The cost of an investment in equity interests made pursuant to this paragraph, when added to the aggregate cost of other investments in equity interests then held pursuant to this paragraph, shall not exceed 10 percent of the assets in the trust;

7. Obligations issued, assumed or guaranteed by a multinational development bank, provided the obligations are rated A or higher, or the equivalent, by a rating agency recognized by the Securities Valuation Office of the NAIC.

8. Investment Companies

a. Securities of an investment company registered pursuant to the Investment Company Act of 1940, 15 U.S.C. §80a, are permissible investments if the investment company:

i. Invests at least 90 percent of its assets in the types of securities that qualify as an investment under §3509.E.1-3 or invests in securities that are determined by the commissioner to be substantively similar to the types of securities set forth in §3509.E.1-3; or

ii. Invests at least 90 percent of its assets in the types of equity interests that qualify as an investment under §3509.E.6.a.

b. Investments made by a trust in investment companies under this paragraph shall not exceed the following limitations:

i. An investment in an investment company qualifying under §3509.E.8.a.i shall not exceed 10 percent of the assets in the trust and the aggregate amount of investment in qualifying investment companies shall not exceed 25 percent of the assets in the trust; and

ii. Investments in an investment company qualifying under §3509.E.8.a.ii shall not exceed 5 percent of the assets in the trust and the aggregate amount of investment in qualifying investment companies shall be included when calculating the permissible aggregate value of equity interests pursuant to §3509.E.6.a.

9. Letters of Credit

a. In order for a letter of credit to qualify as an asset of the trust, the trustee shall have the right and the obligation pursuant to the deed of trust or some other binding agreement (as duly approved by the commissioner), to immediately draw down the full amount of the letter of credit and hold the proceeds in trust for the beneficiaries of the trust if the letter of credit will otherwise expire without being renewed or replaced.

b. The trust agreement shall provide that the trustee shall be liable for its negligence, willful misconduct or lack of good faith. The failure of the trustee to draw against the letter of credit in circumstances where such draw would be required shall be deemed to be negligence and/or willful misconduct.

F. A specific security provided to a ceding insurer by an assuming insurer pursuant to §3511 shall be applied, until exhausted, to the payment of liabilities of the assuming insurer to the ceding insurer holding the specific security prior to, and as a condition precedent for, presentation of a claim by the ceding insurer for payment by a trustee of a trust established by the assuming insurer pursuant to this section.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

**§3510. Credit for Reinsurance—Certified Reinsurers**

A. Pursuant to R.S. 22:651(E), the commissioner shall allow credit for reinsurance ceded by a domestic insurer to an assuming insurer that has been certified as a reinsurer in this state at all times for which statutory financial statement credit for reinsurance is claimed under this section. The credit allowed shall be based upon the security held by or on behalf of the ceding insurer in accordance with a rating assigned to the certified reinsurer by the commissioner. The security shall be in a form consistent with the provisions of R.S. 22:651(E) and 652 and §§3515, 3517 or 3519 of this regulation. The amount of security required in order for full credit to be allowed shall correspond with the following requirements.

1. Ratings/Security Required

Ratings	Security Required
Secure - 1	0 percent
Secure - 2	10 percent
Secure - 3	20 percent
Secure - 4	50 percent
Secure - 5	75 percent
Vulnerable - 6	100 percent

2. Affiliated reinsurance transactions shall receive the same opportunity for reduced security requirements as all other reinsurance transactions.

3. The commissioner shall require the certified reinsurer to post 100 percent, for the benefit of the ceding insurer or its estate, security upon the entry of an order of rehabilitation, liquidation or conservation against the ceding insurer.

4. In order to facilitate the prompt payment of claims, a certified reinsurer shall not be required to post security for catastrophe recoverables for a period of one year from the date of the first instance of a liability reserve entry by the ceding company as a result of a loss from a catastrophic occurrence as recognized by the commissioner. The one year deferral period is contingent upon the certified reinsurer continuing to pay claims in a timely manner. Reinsurance recoverables for only the following lines of business as reported on the NAIC annual financial statement related specifically to the catastrophic occurrence will be included in the deferral:

- a. Line 1: Fire
- b. Line 2: Allied Lines
- c. Line 3: Farmowners multiple peril
- d. Line 4: Homeowners multiple peril
- e. Line 5: Commercial multiple peril
- f. Line 9: Inland Marine
- g. Line 12: Earthquake
- h. Line 21: Auto physical damage

5. Credit for reinsurance under this section shall apply only to reinsurance contracts entered into or renewed on or after the effective date of the certification of the assuming insurer. Any reinsurance contract entered into prior to the effective date of the certification of the assuming insurer that is subsequently amended after the effective date of the certification of the assuming insurer, or a new reinsurance contract, covering any risk for which collateral was provided previously, shall only be subject to this section with respect to losses incurred and reserves reported from and after the effective date of the amendment or new contract.

6. Nothing in this section shall prohibit the parties to a reinsurance agreement from agreeing to provisions establishing security requirements that exceed the minimum security requirements established for certified reinsurers under this Section.

#### B. Certification Procedure

1. The commissioner shall post notice on the Department of Insurance website promptly upon receipt of any application for certification, including instructions on how members of the public may respond to the application. The commissioner may not take final action on the application until at least 30 days after posting the notice required by this paragraph.

2. The commissioner shall issue written notice to an assuming insurer that has made application and been

approved as a certified reinsurer. Included in such notice shall be the rating assigned the certified reinsurer in accordance with §3510.A. The commissioner shall publish a list of all certified reinsurers and their ratings.

3. In order to be eligible for certification, the assuming insurer shall meet the following requirements:

a. The assuming insurer must be domiciled and licensed to transact insurance or reinsurance in a Qualified Jurisdiction, as determined by the commissioner pursuant to §3510.C.

b. The assuming insurer must maintain capital and surplus, or its equivalent, of no less than \$250,000,000 calculated in accordance with §3510.B.4.h. This requirement may also be satisfied by an association including incorporated and individual unincorporated underwriters having minimum capital and surplus equivalents (net of liabilities) of at least \$250,000,000 and a central fund containing a balance of at least \$250,000,000.

c. The assuming insurer must maintain financial strength ratings from two or more rating agencies deemed acceptable by the commissioner. These ratings shall be based on interactive communication between the rating agency and the assuming insurer and shall not be based solely on publicly available information. These financial strength ratings will be one factor used by the commissioner in determining the rating that is assigned to the assuming insurer. Acceptable rating agencies include the following:

- i. Standard & Poor's;
- ii. Moody's Investors Service;
- iii. Fitch Ratings;
- iv. A.M. Best Company; or
- v. any other Nationally Recognized Statistical Rating Organization.

d. The certified reinsurer must comply with any other requirements reasonably imposed by the commissioner.

4. Each certified reinsurer shall be rated on a legal entity basis, with due consideration being given to the group rating where appropriate, except that an association including incorporated and individual unincorporated underwriters that has been approved to do business as a single certified reinsurer may be evaluated on the basis of its group rating. The commissioner's evaluation may consider a variety of factors including the following:

a. the commissioner may consider a reinsurer's financial strength rating from an acceptable rating agency. The maximum rating that a certified reinsurer may be assigned will correspond to its financial strength rating as outlined in the table below. The commissioner shall use the lowest financial strength rating received from an approved rating agency in establishing the maximum rating of a certified reinsurer. A failure to obtain or maintain at least two financial strength ratings from acceptable rating agencies will result in loss of eligibility for certification.

Ratings	Best	S&P	Moody's	Fitch
Secure-1	A++	AAA	Aaa	AAA
Secure-2	A+	AA+, AA, AA-	Aa1, Aa2, Aa3	AA+, AA, AA-
Secure-3	A	A+, A	A1, A2	A+, A
Secure-4	A-	A-	A3	A-
Secure-5	B++, B+	BBB+, BBB, BBB-	Baa1, Baa2, Baa3	BBB+, BBB, BBB-
Vulnerable-6	B, B-C++, C+, C, C-, D, E, F	BB+, BB, BB-, B+, B, B-, CCC, CC, C, D, R	Ba1, Ba2, Ba3, B1, B2, B3, Caa, Ca, C	BB+, BB, BB-, B+, B, B-, CCC+, CC, CCC-, DD

b. the commissioner may consider the business practices of the reinsurer in dealing with its ceding insurers, including its record of compliance with reinsurance contractual terms and obligations;

c. for reinsurers domiciled in the United States, the commissioner may review the most recent applicable NAIC Annual Statement Blank, either Schedule F (for property/casualty reinsurers) or Schedule S (for life and health reinsurers);

d. for reinsurers not domiciled in the United States, the commissioner may review annually Form CR-F (for property/casualty reinsurers) or Form CR-S (for life and health reinsurers);

e. the commissioner may consider the reputation of the reinsurer for prompt payment of claims under reinsurance agreements, based on an analysis of ceding insurers' Schedule F reporting of overdue reinsurance recoverables, including the proportion of obligations that are more than 90 days past due or are in dispute, with specific attention given to obligations payable to companies that are in administrative supervision or receivership;

f. the commissioner may consider regulatory actions against the reinsurer;

g. the commissioner may consider the report of the independent auditor on the financial statements of the insurance enterprise, on the basis described in §3510.B.4.h.

h. for certified reinsurers not domiciled in the United States, the commissioner may consider audited financial statements, (audited United States GAAP basis if available, audited IFRS basis statements are allowed but must include an audited footnote reconciling equity and net income to a United States GAAP basis, or, with the permission of the state insurance commissioner, audited IFRS statements with reconciliation to United States GAAP certified by an officer of the company), regulatory filings, and actuarial opinion (as filed with the non-United States jurisdiction supervisor). Upon the initial application for certification, the commissioner will consider audited financial statements for the last three years filed with its non-United States jurisdiction supervisor;

i. the liquidation priority of obligations to a ceding insurer in the certified reinsurer's domiciliary jurisdiction in the context of an insolvency proceeding;

j. a certified reinsurer's participation in any solvent scheme of arrangement, or similar procedure, which involves United States ceding insurers. The commissioner shall receive prior notice from a certified reinsurer that proposes participation by the certified reinsurer in a solvent scheme of arrangement; and

k. any other information deemed relevant by the commissioner.

5. Based on the analysis conducted under §3510.B.4.e of a certified reinsurer's reputation for prompt payment of claims, the commissioner may make appropriate adjustments in the security the certified reinsurer is required to post to protect its liabilities to United States ceding insurers, provided that the commissioner shall, at a minimum, increase the security the certified reinsurer is required to post by one rating level under §3510.B.4.a if the commissioner finds that:

a. more than 15 percent of the certified reinsurer's ceding insurance clients have overdue reinsurance recoverables on paid losses of 90 days or more which are not in dispute and which exceed \$100,000 for each cedent; or

b. the aggregate amount of reinsurance recoverables on paid losses which are not in dispute that are overdue by 90 days or more exceeds \$50,000,000.

6. The assuming insurer must submit a properly executed Form CR-1 (§3525.C) as evidence of its submission to the jurisdiction of this state, appointment of the commissioner as an agent for service of process in this state, and agreement to provide security for 100 percent of the assuming insurer's liabilities attributable to reinsurance ceded by United States ceding insurers if it resists enforcement of a final United States judgment. The commissioner shall not certify any assuming insurer that is domiciled in a jurisdiction that the commissioner has determined does not adequately and promptly enforce final United States judgments or arbitration awards.

7. The certified reinsurer must agree to meet applicable information filing requirements as determined by the commissioner, both with respect to an initial application for certification and on an ongoing basis. All information submitted by certified reinsurers which is not otherwise exempt from disclosure shall be public under the Public Records Law, R.S. 44:1.1 et seq. The applicable information filing requirements are, as follows:

a. notification within 10 days of any regulatory actions taken against the certified reinsurer, any change in the provisions of its domiciliary license or any change in rating by an approved rating agency, including a statement describing such changes and the reasons therefore;

b. annually, Form CR-F or CR-S, as applicable;

c. annually, the report of the independent auditor on the financial statements of the insurance enterprise, on the basis described in §3510.B.7.d;

d. annually, audited financial statements (audited United States GAAP basis if available, audited IFRS basis

statements are allowed but must include an audited footnote reconciling equity and net income to a United States GAAP basis, or, with the permission of the commissioner, audited IFRS statements with reconciliation to United States GAAP certified by an officer of the company), regulatory filings, and actuarial opinion (as filed with the certified reinsurer's supervisor). Upon the initial certification, audited financial statements for the last three years filed with the certified reinsurer's supervisor;

e. at least annually, an updated list of all disputed and overdue reinsurance claims regarding reinsurance assumed from United States domestic ceding insurers;

f. a certification from the certified reinsurer's domestic regulator that the certified reinsurer is in good standing and maintains capital in excess of the jurisdiction's highest regulatory action level; and

g. any other information that the commissioner may reasonably require.

#### 8. Change in Rating or Revocation of Certification

a. In the case of a downgrade by a rating agency or other disqualifying circumstance, the commissioner shall upon written notice assign a new rating to the certified reinsurer in accordance with the requirements of §3510.B.4.a.

b. The commissioner shall have the authority to suspend, revoke, or otherwise modify a certified reinsurer's certification at any time if the certified reinsurer fails to meet its obligations or security requirements under this section, or if other financial or operating results of the certified reinsurer, or documented significant delays in payment by the certified reinsurer, lead the commissioner to reconsider the certified reinsurer's ability or willingness to meet its contractual obligations.

c. If the rating of a certified reinsurer is upgraded by the commissioner, the certified reinsurer may meet the security requirements applicable to its new rating on a prospective basis, but the commissioner shall require the certified reinsurer to post security under the previously applicable security requirements as to all contracts in force on or before the effective date of the upgraded rating. If the rating of a certified reinsurer is downgraded by the commissioner, the commissioner shall require the certified reinsurer to meet the security requirements applicable to its new rating for all business it has assumed as a certified reinsurer.

d. Upon revocation of the certification of a certified reinsurer by the commissioner, the assuming insurer shall be required to post security in accordance with §3513 in order for the ceding insurer to continue to take credit for reinsurance ceded to the assuming insurer. If funds continue to be held in trust in accordance with §3509, the commissioner may allow additional credit equal to the ceding insurer's pro rata share of such funds, discounted to reflect the risk of uncollectibility and anticipated expenses of trust administration. Notwithstanding the change of a certified reinsurer's rating or revocation of its certification, a domestic insurer that has ceded reinsurance to that certified reinsurer may not be denied credit for reinsurance for a period of three months for all reinsurance ceded to that certified reinsurer, unless the reinsurance is found by the commissioner to be at high risk of uncollectibility.

#### C. Qualified Jurisdictions

1. If, upon conducting an evaluation under this Section with respect to the reinsurance supervisory system of any non-United States assuming insurer, the commissioner determines that the jurisdiction qualifies to be recognized as a qualified jurisdiction, the commissioner shall publish notice and evidence of such recognition in an appropriate manner. The commissioner may establish a procedure to withdraw recognition of those jurisdictions that are no longer qualified.

2. In order to determine whether the domiciliary jurisdiction of a non-United States assuming insurer is eligible to be recognized as a qualified jurisdiction, the commissioner shall evaluate the reinsurance supervisory system of the non-United States jurisdiction, both initially and on an ongoing basis, and consider the rights, benefits and the extent of reciprocal recognition afforded by the non-United States jurisdiction to reinsurers licensed and domiciled in the United States. The commissioner shall determine the appropriate approach for evaluating the qualifications of such jurisdictions, and create and publish a list of jurisdictions whose reinsurers may be approved by the commissioner as eligible for certification. A qualified jurisdiction must agree to share information and cooperate with the commissioner with respect to all certified reinsurers domiciled within that jurisdiction. Additional factors to be considered in determining whether to recognize a qualified jurisdiction, in the discretion of the commissioner, include but are not limited to the following:

a. the framework under which the assuming insurer is regulated;

b. the structure and authority of the domiciliary regulator with regard to solvency regulation requirements and financial surveillance;

c. the substance of financial and operating standards for assuming insurers in the domiciliary jurisdiction;

d. the form and substance of financial reports required to be filed or made publicly available by reinsurers in the domiciliary jurisdiction and the accounting principles used;

e. the domiciliary regulator's willingness to cooperate with United States regulators in general and the commissioner in particular;

f. the history of performance by assuming insurers in the domiciliary jurisdiction;

g. any documented evidence of substantial problems with the enforcement of final United States judgments in the domiciliary jurisdiction. A jurisdiction will not be considered to be a qualified jurisdiction if the commissioner has determined that it does not adequately and promptly enforce final United States judgments or arbitration awards;

h. any relevant international standards or guidance with respect to mutual recognition of reinsurance supervision adopted by the International Association of Insurance Supervisors or successor organization;

i. any other matters deemed relevant by the commissioner.

3. A list of qualified jurisdictions shall be published through the NAIC Committee Process. The commissioner shall consider this list in determining qualified jurisdictions.

If the commissioner approves a jurisdiction as qualified that does not appear on the list of qualified jurisdictions, the commissioner shall provide thoroughly documented justification with respect to the criteria provided under §3510.C.2.a-i.

4. United States jurisdictions that meet the requirements for accreditation under the NAIC financial standards and accreditation program shall be recognized as qualified jurisdictions.

D. Recognition of Certification Issued by an NAIC Accredited Jurisdiction

1. If an applicant for certification has been certified as a reinsurer in an NAIC accredited jurisdiction, the commissioner has the discretion to defer to that jurisdiction's certification, and to defer to the rating assigned by that jurisdiction, if the assuming insurer submits a properly executed Form CR-1(§3525.C) and such additional information as the commissioner requires. The assuming insurer shall be considered to be a certified reinsurer in this state.

2. Any change in the certified reinsurer's status or rating in the other jurisdiction shall apply automatically in this State as of the date it takes effect in the other jurisdiction. The certified reinsurer shall notify the commissioner of any change in its status or rating within 10 days after receiving notice of the change.

3. The commissioner may withdraw recognition of the other jurisdiction's rating at any time and assign a new rating in accordance with §3510.B.7.a.

4. The commissioner may withdraw recognition of the other jurisdiction's certification at any time, with written notice to the certified reinsurer. Unless the commissioner suspends or revokes the certified reinsurer's certification in accordance with §3510.B.7.b, the certified reinsurer's certification shall remain in good standing in this state for a period of three months, which shall be extended if additional time is necessary to consider the assuming insurer's application for certification in this State.

E. Mandatory Funding Clause. In addition to the clauses required under §3521, reinsurance contracts entered into or renewed under this section shall include a proper funding clause, which requires the certified reinsurer to provide and maintain security in an amount sufficient to avoid the imposition of any financial statement penalty on the ceding insurer under this section for reinsurance ceded to the certified reinsurer.

F. The commissioner shall comply with all reporting and notification requirements that may be established by the NAIC with respect to certified reinsurers and qualified jurisdictions.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3511. Credit for Reinsurance Required by Law

A. Pursuant to R.S. 22:651(F), the commissioner shall allow credit for reinsurance ceded by a domestic insurer to an assuming insurer not meeting the requirements of R.S. 22:651(B),(C),(D) or (E) but only as to the insurance of risks located in jurisdictions where the reinsurance is required by the applicable law or regulation of that jurisdiction. As used

in §3511, *jurisdiction* means state, district or territory of the United States and any lawful national government.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3513. Reduction from Liability for Reinsurance Ceded to an Unauthorized Assuming Insurer

A. Pursuant to R.S. 22:652, the commissioner shall allow a reduction from liability for reinsurance ceded by a domestic insurer to an assuming insurer not meeting the requirements of R.S. 22:651 in an amount not exceeding the liabilities carried by the ceding insurer. The reduction shall be in the amount of funds held by or on behalf of the ceding insurer, including funds held in trust for the exclusive benefit of the ceding insurer, under a reinsurance contract with such assuming insurer as security for the payment of obligations under the reinsurance contract. The security shall be held in the United States subject to withdrawal solely by, and under the exclusive control of, the ceding insurer or, in the case of a trust, held in a qualified United States financial institution as defined in R.S. 22:653(B). This security may be in the form of any of the following:

1. cash;

2. securities listed by the Securities Valuation Office of the NAIC, including those deemed exempt from filing as defined by the Purposes and Procedures Manual of the Securities Valuation Office, and qualifying as admitted assets;

3. clean, irrevocable, unconditional and evergreen letters of credit issued or confirmed by a qualified United States financial institution, as defined in R.S. 22:653(A), effective no later than December 31 of the year for which filing is being made, and in the possession of, or in trust for, the ceding insurer on or before the filing date of its annual statement. Letters of credit meeting applicable standards of issuer acceptability as of the dates of their issuance (or confirmation) shall, notwithstanding the issuing (or confirming) institution's subsequent failure to meet applicable standards of issuer acceptability, continue to be acceptable as security until their expiration, extension, renewal, modification or amendment, whichever first occurs; or

4. any other form of security acceptable to the commissioner.

B. An admitted asset or a reduction from liability for reinsurance ceded to an unauthorized assuming insurer pursuant to §3513.A shall be allowed only when the requirements of §3521 and the applicable portions of §§3515, 3517 or 3519 have been satisfied.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3515. Trust Agreements Qualified under §3513

A. As used in §3515:

*Beneficiary*—the entity for whose sole benefit the trust has been established and any successor of the beneficiary by operation of law. If a court of law appoints a successor in interest to the named beneficiary, then the named beneficiary

includes and is limited to the court appointed domiciliary receiver (including conservator, rehabilitator, or liquidator).

*Grantor*—the entity that has established a trust for the sole benefit of the beneficiary. When established in conjunction with a reinsurance agreement, the grantor is the unlicensed, unaccredited assuming insurer.

*Obligations*—as used in §3515.B.11, means:

- a. reinsured losses and allocated loss expenses paid by the ceding company, but not recovered from the assuming insurer;
- b. reserves for reinsured losses reported and outstanding;
- c. reserves for reinsured losses incurred but not reported; and
- d. reserves for allocated reinsured loss expenses and unearned premiums.

#### B. Required Conditions

1. The trust agreement shall be entered into between the beneficiary, the grantor and a trustee, which shall be a qualified United States financial institution as defined in R.S. 22:653(B).

2. The trust agreement shall create a trust account into which assets shall be deposited.

3. All assets in the trust account shall be held by the trustee at the trustee's office in the United States.

4. The trust agreement shall provide that:

a. The beneficiary shall have the right to withdraw assets from the trust account at any time, without notice to the grantor, subject only to written notice from the beneficiary to the trustee;

b. No other statement or document is required to be presented to withdraw assets, except that the beneficiary may be required to acknowledge receipt of withdrawn assets;

c. It is not subject to any conditions or qualifications outside of the trust agreement; and

d. It shall not contain references to any other agreements or documents except as provided for in §3515.B.11-12.

5. The trust agreement shall be established for the sole benefit of the beneficiary.

6. The trust agreement shall require the trustee to:

a. receive assets and hold all assets in a safe place;

b. determine that all assets are in such form that the beneficiary, or the trustee upon direction by the beneficiary, may whenever necessary negotiate any such assets, without consent or signature from the grantor or any other person or entity;

c. furnish to the grantor and the beneficiary a statement of all assets in the trust account upon its inception and at intervals no less frequent than the end of each calendar quarter;

d. notify the grantor and the beneficiary within 10 days, of any deposits to or withdrawals from the trust account;

e. upon written demand of the beneficiary, immediately take any and all steps necessary to transfer absolutely and unequivocally all right, title and interest in the assets held in the trust account to the beneficiary and deliver physical custody of the assets to the beneficiary; and

f. allow no substitutions or withdrawals of assets from the trust account, except on written instructions from

the beneficiary, except that the trustee may, without the consent of but with notice to the beneficiary, upon call or maturity of any trust asset, withdraw such asset upon condition that the proceeds are paid into the trust account.

7. The trust agreement shall provide that at least 30 days, but not more than 45 days, prior to termination of the trust account, written notification of termination shall be delivered by the trustee to the beneficiary.

8. The trust agreement shall be made subject to and governed by the laws of the state in which the trust is domiciled.

9. The trust agreement shall prohibit invasion of the trust corpus for the purpose of paying commission to, or reimbursing the expenses of, the trustee. In order for a letter of credit to qualify as an asset of the trust, the trustee shall have the right and the obligation pursuant to the deed of trust or some other binding agreement (as duly approved by the commissioner), to immediately draw down the full amount of the letter of credit and hold the proceeds in trust for the beneficiaries of the trust if the letter of credit will otherwise expire without being renewed or replaced.

10. The trust agreement shall provide that the trustee shall be liable for its negligence, willful misconduct or lack of good faith. The failure of the trustee to draw against the letter of credit in circumstances where such draw would be required shall be deemed to be negligence and/or willful misconduct.

11. Notwithstanding other provisions of this regulation, when a trust agreement is established in conjunction with a reinsurance agreement covering risks other than life, annuities and accident and health, where it is customary practice to provide a trust agreement for a specific purpose, the trust agreement may provide that the ceding insurer shall undertake to use and apply amounts drawn upon the trust account, without diminution because of the insolvency of the ceding insurer or the assuming insurer, only for the following purposes:

a. to pay or reimburse the ceding insurer for the assuming insurer's share under the specific reinsurance agreement regarding any losses and allocated loss expenses paid by the ceding insurer, but not recovered from the assuming insurer, or for unearned premiums due to the ceding insurer if not otherwise paid by the assuming insurer;

b. to make payment to the assuming insurer of any amounts held in the trust account that exceed 102 percent of the actual amount required to fund the assuming insurer's obligations under the specific reinsurance agreement; or

c. where the ceding insurer has received notification of termination of the trust account and where the assuming insurer's entire obligations under the specific reinsurance agreement remain unliquidated and undischarged 10 days prior to the termination date, to withdraw amounts equal to the obligations and deposit those amounts in a separate account, in the name of the ceding insurer in any qualified United States financial institution as defined in R.S. 22:653(B) apart from its general assets, in trust for such uses and purposes specified in §3515.B.11.a-b as may remain executory after such withdrawal and for any period after the termination date.

12. Notwithstanding other provisions of this regulation, when a trust agreement is established to meet the requirements of §3513 in conjunction with a reinsurance

agreement covering life, annuities or accident and health risks, where it is customary to provide a trust agreement for a specific purpose, the trust agreement may provide that the ceding insurer shall undertake to use and apply amounts drawn upon the trust account, without diminution because of the insolvency of the ceding insurer or the assuming insurer, only for the following purposes:

- a. to pay or reimburse the ceding insurer for:
  - i. the assuming insurer's share under the specific reinsurance agreement of premiums returned, but not yet recovered from the assuming insurer, to the owners of policies reinsured under the reinsurance agreement on account of cancellations of the policies; and
  - ii. the assuming insurer's share under the specific reinsurance agreement of surrenders and benefits or losses paid by the ceding insurer, but not yet recovered from the assuming insurer, under the terms and provisions of the policies reinsured under the reinsurance agreement;
- b. to pay to the assuming insurer amounts held in the trust account in excess of the amount necessary to secure the credit or reduction from liability for reinsurance taken by the ceding insurer; or
- c. where the ceding insurer has received notification of termination of the trust and where the assuming insurer's entire obligations under the specific reinsurance agreement remain unliquidated and undischarged 10 days prior to the termination date, to withdraw amounts equal to the assuming insurer's share of liabilities, to the extent that the liabilities have not yet been funded by the assuming insurer, and deposit those amounts in a separate account, in the name of the ceding insurer in any qualified United States financial institution apart from its general assets, in trust for the uses and purposes specified in §3515.B.12.a-b as may remain executory after withdrawal and for any period after the termination date.

13. Either the reinsurance agreement or the trust agreement must stipulate that assets deposited in the trust account shall be valued according to their current fair market value and shall consist only of cash in United States dollars, certificates of deposit issued by a United States bank and payable in United States dollars, and investments permitted by the Louisiana Insurance Code or any combination of the above, provided investments in or issued by an entity controlling, controlled by or under common control with either the grantor or the beneficiary of the trust shall not exceed 5 percent of total investments. The agreement may further specify the types of investments to be deposited. If the reinsurance agreement covers life, annuities or accident and health risks, then the provisions required by this paragraph must be included in the reinsurance agreement.

#### C. Permitted Conditions

1. The trust agreement may provide that the trustee may resign upon delivery of a written notice of resignation, effective not less than 90 days after the beneficiary and grantor receive the notice and that the trustee may be removed by the grantor by delivery to the trustee and the beneficiary of a written notice of removal, effective not less than 90 days after the trustee and the beneficiary receive the notice, provided that no such resignation or removal shall be effective until a successor trustee has been duly appointed and approved by the beneficiary and the grantor and all

assets in the trust have been duly transferred to the new trustee.

2. The grantor may have the full and unqualified right to vote any shares of stock in the trust account and to receive from time to time payments of any dividends or interest upon any shares of stock or obligations included in the trust account. Any interest or dividends shall be either forwarded promptly upon receipt to the grantor or deposited in a separate account established in the grantor's name.

3. The trustee may be given authority to invest, and accept substitutions of, any funds in the account, provided that no investment or substitution shall be made without prior approval of the beneficiary, unless the trust agreement specifies categories of investments acceptable to the beneficiary and authorizes the trustee to invest funds and to accept substitutions that the trustee determines are at least equal in current fair market value to the assets withdrawn and that are consistent with the restrictions in §3515.D.1.b.

4. The trust agreement may provide that the beneficiary may at any time designate a party to which all or part of the trust assets are to be transferred. Transfer may be conditioned upon the trustee receiving, prior to or simultaneously, other specified assets.

5. The trust agreement may provide that, upon termination of the trust account, all assets not previously withdrawn by the beneficiary shall, with written approval by the beneficiary, be delivered over to the grantor.

#### D. Additional Conditions Applicable to Reinsurance Agreements

1. A reinsurance agreement may contain provisions that:

- a. require the assuming insurer to enter into a trust agreement and to establish a trust account for the benefit of the ceding insurer, and specifying what the agreement is to cover;

- b. require the assuming insurer, prior to depositing assets with the trustee, to execute assignments or endorsements in blank, or to transfer legal title to the trustee of all shares, obligations or any other assets requiring assignments, in order that the ceding insurer, or the trustee upon the direction of the ceding insurer, may whenever necessary negotiate these assets without consent or signature from the assuming insurer or any other entity;

- c. require that all settlements of account between the ceding insurer and the assuming insurer be made in cash or its equivalent; and

- d. stipulate that the assuming insurer and the ceding insurer agree that the assets in the trust account, established pursuant to the provisions of the reinsurance agreement, may be withdrawn by the ceding insurer at any time, notwithstanding any other provisions in the reinsurance agreement, and shall be utilized and applied by the ceding insurer or its successors in interest by operation of law, including without limitation any liquidator, rehabilitator, receiver or conservator of such company, without diminution because of insolvency on the part of the ceding insurer or the assuming insurer, only for the following purposes:

- i. to pay or reimburse the ceding insurer for:
  - (a) the assuming insurer's share under the specific reinsurance agreement of premiums returned, but not yet recovered from the assuming insurer, to the owners

of policies reinsured under the reinsurance agreement because of cancellations of such policies;

(b). the assuming insurer's share of surrenders and benefits or losses paid by the ceding insurer pursuant to the provisions of the policies reinsured under the reinsurance agreement; and

(c). any other amounts necessary to secure the credit or reduction from liability for reinsurance taken by the ceding insurer;

ii. to make payment to the assuming insurer of amounts held in the trust account in excess of the amount necessary to secure the credit or reduction from liability for reinsurance taken by the ceding insurer.

2. The reinsurance agreement also may contain provisions that:

a. give the assuming insurer the right to seek approval from the ceding insurer, which shall not be unreasonably or arbitrarily withheld, to withdraw from the trust account all or any part of the trust assets and transfer those assets to the assuming insurer, provided:

i. the assuming insurer shall, at the time of withdrawal, replace the withdrawn assets with other qualified assets having a current fair market value equal to the market value of the assets withdrawn so as to maintain at all times the deposit in the required amount; or

ii. after withdrawal and transfer, the current fair market value of the trust account is no less than 102 percent of the required amount;

b. provide for the return of any amount withdrawn in excess of the actual amounts required for §3515.D.1.e and for interest payments at a rate not in excess of the prime rate of interest on such amounts;

c. permit the award by any arbitration panel or court of competent jurisdiction of:

i. interest at a rate different from that provided in §3515.D.2.b;

ii. court or arbitration costs;

iii. attorney's fees; and

iv. any other reasonable expenses.

E. A trust agreement may be used to reduce any liability for reinsurance ceded to an unauthorized assuming insurer in financial statements required to be filed with this department in compliance with the provisions of this regulation when established on or before the date of filing of the financial statement of the ceding insurer. Further, the reduction for the existence of an acceptable trust account may be up to the current fair market value of acceptable assets available to be withdrawn from the trust account at that time, but such reduction shall be no greater than the specific obligations under the reinsurance agreement that the trust account was established to secure.

F. Notwithstanding the effective date of this regulation, any trust agreement or underlying reinsurance agreement in existence prior to September 1, 2013 will continue to be acceptable until August 30, 2014, after which date the agreements will have to fully comply with this regulation for the trust agreement to be acceptable.

G. The failure of any trust agreement to specifically identify the beneficiary as defined in §3515A shall not be construed to affect any actions or rights that the

commissioner may take or possess pursuant to the provisions of the laws of this state.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

### §3517. Letters of Credit Qualified under §3513

A. The letter of credit must be clean, irrevocable, unconditional and issued or confirmed by a qualified United States financial institution as defined in R.S. 22:653(A). The letter of credit shall contain an issue date and expiration date and shall stipulate that the beneficiary need only draw a sight draft under the letter of credit and present it to obtain funds and that no other document need be presented. The letter of credit also shall indicate that it is not subject to any condition or qualifications outside of the letter of credit. In addition, the letter of credit itself shall not contain reference to any other agreements, documents or entities, except as provided in §3517.H.1. As used in §3517, *beneficiary* means the domestic insurer for whose benefit the letter of credit has been established and any successor of the beneficiary by operation of law. If a court of law appoints a successor in interest to the named beneficiary, then the named beneficiary includes and is limited to the court appointed domiciliary receiver (including conservator, rehabilitator or liquidator).

B. The heading of the letter of credit may include a boxed section containing the name of the applicant and other appropriate notations to provide a reference for the letter of credit. The boxed section shall be clearly marked to indicate that such information is for internal identification purposes only.

C. The letter of credit shall contain a statement to the effect that the obligation of the qualified United States financial institution under the letter of credit is in no way contingent upon reimbursement with respect thereto.

D. The term of the letter of credit shall be for at least one year and shall contain an "evergreen clause" that prevents the expiration of the letter of credit without due notice from the issuer. The "evergreen clause" shall provide for a period of no less than 30 days notice prior to expiration date or nonrenewal.

E. The letter of credit shall state whether it is subject to and governed by the laws of this state or the *Uniform Customs and Practice for Documentary Credits of the International Chamber of Commerce Publication 600* (UCP 600) or *International Standby Practices of the International Chamber of Commerce Publication 590* (ISP98), or any successor publication, and all drafts drawn thereunder shall be presentable at an office in the United States of a qualified United States financial institution.

F. If the letter of credit is made subject to the *Uniform Customs and Practice for Documentary Credits of the International Chamber of Commerce* (Publication 500), or any successor publication, then the letter of credit shall specifically address and provide for an extension of time to draw against the letter of credit in the event that one or more of the occurrences specified in Article 17 of Publication 500 or any other successor publication, occur.

G. If the letter of credit is issued by a financial institution authorized to issue letters of credit, other than a qualified

United States financial institution as described in §3517.A, then the following additional requirements shall be met:

1. the issuing financial institution shall formally designate the confirming qualified United States financial institution as its agent for the receipt and payment of the drafts; and

2. the “evergreen clause” shall provide for 30 days notice prior to expiration date for nonrenewal.

#### H. Reinsurance Agreement Provisions

1. The reinsurance agreement in conjunction with which the letter of credit is obtained may contain provisions that:

a. require the assuming insurer to provide letters of credit to the ceding insurer and specify what they are to cover;

b. stipulate that the assuming insurer and ceding insurer agree that the letter of credit provided by the assuming insurer pursuant to the provisions of the reinsurance agreement may be drawn upon at any time, notwithstanding any other provisions in the agreement, and shall be utilized by the ceding insurer or its successors in interest only for one or more of the following reasons:

i. to pay or reimburse the ceding insurer for:

(a). the assuming insurer’s share under the specific reinsurance agreement of premiums returned, but not yet recovered from the assuming insurers, to the owners of policies reinsured under the reinsurance agreement on account of cancellations of such policies;

(b). the assuming insurer’s share, under the specific reinsurance agreement, of surrenders and benefits or losses paid by the ceding insurer, but not yet recovered from the assuming insurers, under the terms and provisions of the policies reinsured under the reinsurance agreement; and

(c). any other amounts necessary to secure the credit or reduction from liability for reinsurance taken by the ceding insurer;

ii. where the letter of credit will expire without renewal or be reduced or replaced by a letter of credit for a reduced amount and where the assuming insurer’s entire obligations under the reinsurance agreement remain unliquidated and undischarged 10 days prior to the termination date, to withdraw amounts equal to the assuming insurer’s share of the liabilities, to the extent that the liabilities have not yet been funded by the assuming insurer and exceed the amount of any reduced or replacement letter of credit, and deposit those amounts in a separate account in the name of the ceding insurer in a qualified United States financial institution apart from its general assets, in trust for such uses and purposes specified in §3517.H.1.b.i as may remain after withdrawal and for any period after the termination date;

c. all of the provisions of §3517.H.1 shall be applied without diminution because of insolvency on the part of the ceding insurer or assuming insurer.

2. Nothing contained §3517.H.1 shall preclude the ceding insurer and assuming insurer from providing for:

a. an interest payment, at a rate not in excess of the prime rate of interest, on the amounts held pursuant to §3517.H.1.b; or

b. the return of any amounts drawn down on the letters of credit in excess of the actual amounts required for

the above or any amounts that are subsequently determined not to be due.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3519. Other Security

A. A ceding insurer may take credit for unencumbered funds withheld by the ceding insurer in the United States subject to withdrawal solely by the ceding insurer and under its exclusive control.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3521. Reinsurance Contract

A. Credit will not be granted, nor an asset or reduction from liability allowed, to a ceding insurer for reinsurance effected with assuming insurers meeting the requirements of §§3505, 3507, 3509, 3510 or 3511 or otherwise in compliance with R.S. 22:651 after the adoption of this regulation unless the reinsurance agreement:

1. includes a proper insolvency clause, which stipulates that reinsurance is payable directly to the liquidator or successor without diminution regardless of the status of the ceding company, pursuant to R.S. 22:651(H)(2);

2. includes a provision pursuant to R.S. 22:651(G)(1)(a)(i) whereby the assuming insurer, if an unauthorized assuming insurer, has submitted to the jurisdiction of an alternative dispute resolution panel or court of competent jurisdiction within the United States, has agreed to comply with all requirements necessary to give the court or panel jurisdiction, has designated an agent upon whom service of process may be effected, and has agreed to abide by the final decision of the court or panel; and

3. includes a proper reinsurance intermediary clause, if applicable, which stipulates that the credit risk for the intermediary is carried by the assuming insurer.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

#### §3523. Agreements Requiring Approval

A. The following kinds of reinsurance agreements shall not be entered into by any domestic insurer unless they are first submitted to the commissioner of insurance for his written approval, who shall approve the same if the terms thereof do not injuriously affect the rights of policyholders of any of the insurers parties thereto:

1. agreements of reinsurance of any life insurer other than agreements made in the ordinary course of business covering reinsurance of individual lives or joint lives under reinsurance agreements relating to current business; or

2. agreements whereby any insurer, other than a life insurer, cedes any existing outstanding reserves to an insurer not authorized to transact business in this state, or cedes to any insurer or insurers at one time, or during a period of six consecutive months more than 20 percent of the total amount of its outstanding reserves, not including in either case

premiums ceded by agreements made in the ordinary course of business covering the reinsurance of individual risks under reinsurance relating to current business.

B. If the commissioner of insurance refuses to approve any such agreement submitted for his approval, he shall grant the insurer a hearing upon request.

C. In addition to the requirements of §3523.A, the commissioner may require that any reinsurance agreement must be approved, in writing, by the commissioner when the agreement is between a Louisiana domestic insurer and a nonadmitted or unauthorized assuming insurer.

AUTHORITY NOTE: Promulgated in accordance with R.S. 22, Sections 2(E), 11 and 651.

HISTORICAL NOTE: Promulgated by the Department of Insurance, Office of the Commissioner, LR 21:1246 (November 1995), amended LR 39:

**§3525. Contracts Affected**

A. All new and renewal reinsurance transactions entered into after December 31, 2013 shall conform to the requirements of the Act and this regulation if credit is to be given to the ceding insurer for such reinsurance.

B. Form AR-1

FORM AR-1

CERTIFICATE OF ASSUMING INSURER

I, \_\_\_\_\_,

(name of officer)

(title of officer)

of

(“Assuming Insurer”), the (name of assuming insurer)

assuming insurer under a reinsurance agreement with one or more insurers domiciled in Louisiana, hereby certify that Assuming Insurer:

1. Submits to the jurisdiction of any court of competent jurisdiction in Louisiana for the adjudication of any issues arising out of the reinsurance agreement, agrees to comply with all requirements necessary to give such court jurisdiction, and will abide by the final decision of such court or any appellate court in the event of an appeal. Nothing in this paragraph constitutes or should be understood to constitute a waiver of Assuming Insurer’s rights to commence an action in any court of competent jurisdiction in the United States, to remove an action to a United States District Court, or to seek a transfer of a case to another court as permitted by the laws of the United States or of any state in the United States. This paragraph is not intended to conflict with or override the obligation of the parties to the reinsurance agreement to arbitrate their disputes if such an obligation is created in the agreement.

2. Designates the Commissioner of Insurance of Louisiana as its lawful attorney upon whom may be served any lawful process in any action, suit or proceeding arising out of the reinsurance agreement instituted by or on behalf of the ceding insurer.

3. Submits to the authority of the Commissioner of Insurance of Louisiana to examine its books and records and agrees to bear the expense of any such examination.

4. Submits with this form a current list of insurers domiciled in Louisiana reinsured by Assuming Insurer and undertakes to submit additions to or deletions from the list to the Insurance Commissioner at least once per calendar quarter.

Dated: \_\_\_\_\_  
(name of assuming insurer)

BY: \_\_\_\_\_  
(name of officer)

(title of officer)

C. Form CR-1

FORM CR-1

CERTIFICATE OF CERTIFIED REINSURER

I, \_\_\_\_\_,

(name of officer)

(title of officer)

of

(“Assuming Insurer”), the (name of assuming insurer)

assuming insurer under a reinsurance agreement with one or more insurers domiciled in Louisiana, in order to be considered for approval in Louisiana, hereby certify that Assuming Insurer:

1. Submits to the jurisdiction of any court of competent jurisdiction in Louisiana for the adjudication of any issues arising out of the reinsurance agreement, agrees to comply with all requirements necessary to give such court jurisdiction, and will abide by the final decision of such court or any appellate court in the event of an appeal. Nothing in this paragraph constitutes or should be understood to constitute a waiver of Assuming Insurer’s rights to commence an action in any court of competent jurisdiction in the United States, to remove an action to a United States District Court, or to seek a transfer of a case to another court as permitted by the laws of the United States or of any state in the United States. This paragraph is not intended to conflict with or override the obligation of the parties to the reinsurance agreement to arbitrate their disputes if such an obligation is created in the agreement.

2. Designates the Commissioner of Insurance of Louisiana as its lawful attorney upon whom may be served any lawful process in any action, suit or proceeding arising out of the reinsurance agreement instituted by or on behalf of the ceding insurer.

3. Agrees to provide security in an amount equal to 100 percent of liabilities attributable to United States ceding insurers if it resists enforcement of a final United States judgment or properly enforceable arbitration award.

4. Agrees to provide notification within 10 days of any regulatory actions taken against it, any change in the provisions of its domiciliary license or any change in its rating by an approved rating agency, including a statement describing such changes and the reasons therefore.

5. Agrees to annually file information comparable to relevant provisions of the NAIC financial statement for use by insurance markets in accordance with LAC 37:XIII.3510.B.7.d.

6. Agrees to annually file the report of the independent auditor on the financial statements of the insurance enterprise.

7. Agrees to annually file audited financial statements, regulatory filings, and actuarial opinion in accordance with LAC 37:XIII.3510.B.7.d.

8. Agrees to annually file an updated list of all disputed and overdue reinsurance claims regarding reinsurance assumed from United States domestic ceding insurers.

9. Is in good standing as an insurer or reinsurer with the supervisor of its domiciliary jurisdiction.

Dated: \_\_\_\_\_  
(name of assuming insurer)

BY: \_\_\_\_\_  
(name of officer)

(title of officer)









### Poverty Impact Statement

Attachment to Regulation 56, Credit for Reinsurance

1. Describe the effect on household income, assets, and financial security. The proposed regulation should have no effect on household income assets and financial security.
2. Describe the effect on early childhood development and preschool through postsecondary education development. The proposed regulation should have no effect on early childhood development and preschool through postsecondary education development.
3. Describe the effect on employment and workforce development. The proposed regulation should have no effect on employment and workforce development.
4. Describe the effect on taxes and tax credits. The proposed regulation should have no effect on taxes and tax credits.
5. Describe the effect on child and dependent care, housing, health care, nutrition, transportation and utilities assistance. The proposed regulation should have no effect on child and dependent care, housing, health care, nutrition, transportation and utilities assistance.

### Public Comments

Persons interested in obtaining copies of Regulation 56 or in making comments relative to this proposal may do so at the public hearing to be held April 25, 2013, at 10 a.m., in the Poydras Hearing Room of the Louisiana Department of Insurance Building, 1702 N. Third Street, Baton Rouge, LA or by writing to Thomas D. Travis, Attorney, 1702 N. Third Street, Baton Rouge, LA 70802. The deadline for submitting written comments is 5 p.m., April 25, 2013.

James J. Donelon  
Commissioner

### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Credit for Reinsurance

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)  
The proposed administrative rule change will have no anticipated implementation costs or savings to state or local governmental units. The purpose of this regulation is to carry out provisions on Credit for Reinsurance, R.S. 22:651 et seq., codify changes required by Act 419 of the 2012 Regular Session of the Louisiana Legislature, and make technical corrections for grammar and readability. The rule change creates a certified reinsurer classification and provides for securitization requirements at specified ratings intervals, thus potentially reducing the collateral requirements of reinsurers that must be held in a qualified U.S. financial institution.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)  
The proposed rule change will have no impact on state or local governmental revenues.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)  
The proposed rule change could minimally impact directly affected persons or non-governmental groups. Based on the experience of other states adopting similar statutes and rules, there may be approximately 10 to 20 insurers that will qualify for reinsurance credit. These insurers will file application with the LDI to qualify for the reinsurance credits. There will be no filing fee associated with the reinsurance credit and any cost to

the insured will be a minimal administrative cost for filing application. The LDI does not foresee any additional administrative cost with processing the reinsurance credit. The regulation should eventually lower reinsurance costs, which may lower insurance rates to the insureds.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)  
The proposed rule change should have no impact upon competition and employment in the state.

Lance Herrin  
Undersecretary  
1303#072

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### NOTICE OF INTENT

#### Department of Natural Resources Office of Coastal Management

Mitigation Bank Review Procedures  
(LAC 43:I.700 and 724)

Under the authority of R.S. 49:214.21-49:214.41, and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:450 et seq., the Department of Natural Resources, Office of Coastal Management proposes to amend LAC 43:I.700 and 724 relative to the review of mitigation bank proposals, and related matters.

This proposed Rule amendment is intended to assist in streamlining the present mitigation bank review process: make mitigation bank review more consistent with federal agencies' review; make the state review process of mitigation banks less burdensome on mitigation bank sponsors; and reduce the time required for mitigation bank proposal review.

### Title 43

#### NATURAL RESOURCES

##### Part I. Office of the Secretary

#### §700. Definitions

*Administrator*—the administrator of the Office of Coastal Management of the Department of Natural Resources.

\* \* \*

*Coastal Resources*—wetlands, beaches, dunes, salt domes, reefs, Cheniers, and other rare or ecologically sensitive areas as determined by the secretary.

\* \* \*

*Geologic Review Procedure*—a process by which alternative methods, including alternative locations, for oil and gas exploration are evaluated on their environmental, technical, and economic merits on an individual basis; alternative methods, including alternative locations, of oil and gas production and transmission activities which are specifically associated with the proposed exploration activity shall also be evaluated in this process. These alternative methods, including alternative locations, are presented and evaluated at a meeting by a group of representatives of the involved parties. A geologic review group is composed, at a minimum, of representatives of the applicant, a petroleum geologist and a petroleum engineer representing the Office of Coastal Management and/or the New Orleans District Corps of Engineers, and a representative of the Office of Coastal Management Permit Section, and may include, but is not limited to, representatives of the Louisiana Department of Wildlife and Fisheries, the Louisiana Department of

Environmental Quality, the U.S. Army Corps of Engineers, the U.S. Fish and Wildlife Service, the U.S. National Marine Fisheries Service, and the U.S. Environmental Protection Agency.

\* \* \*

*Louisiana Coastal Wetlands Conservation Plan*—this Plan, an agreement between the State and the Environmental Protection Agency (EPA), U.S. Army Corps of Engineers (USACE), and U.S. Fish and Wildlife Service (USFWS), delineates an area of current and historic tidally influenced wetlands in the Louisiana coastal area. As one of the elements of this plan, the state of Louisiana pledged a goal of no net loss of coastal wetland value due to permitted activities.

\* \* \*

*Mitigation Measure*—any activity that provides a net ecological benefit to wetland habitat—an ecological enhancement. These measures seek to restore and/or enhance coastal wetland habitat. Examples of *mitigation measures* include but are not limited to:

1. vegetation plantings;
2. marsh creation;
3. hydrology improvement;
4. converting a non-wetland site to a wetland;
5. etc.

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 49:214.21-49:214.41.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of the Secretary, LR 21:835 (August 1995), amended by the Office of Coastal Restoration and Management, LR 28:516 (March 2002), amended by the Department of Natural Resources, Office of the Secretary, LR 35:2183 (October 2009), amended by the Department of Natural Resources, Office of Coastal Management, LR 39:

#### **§724. Rules and Procedures for Mitigation**

A. - D.2....

##### **E. Compensatory Mitigation Options**

1. Compensatory mitigation shall be accomplished through one or more of the following compensatory mitigation options as approved by the secretary:

a. implementation of an individual mitigation measure or measures to offset the unavoidable ecological value losses associated with the permitted activity, pursuant to §724.H;

b. use or acquisition of an appropriate type and quantity of mitigation credits from a mitigation bank approved by the secretary, pursuant to §724.F, or use of an appropriate type and quantity of mitigation credits from a bank that has been approved by the secretary after department review of that bank's mitigation banking instrument, once that instrument is executed by a USACE district engineer;

c. monetary contribution to the Louisiana Wetlands Conservation and Restoration Fund (Coastal Mitigation Account), pursuant to §724.I; and Question: Is there justification for deleting "affected landowner, affected parish, and/or the " in this subsection?

d. other compensatory mitigation options determined to be appropriate by the secretary.

##### **F. Mitigation Banks**

1. The secretary shall provide, without charging a fee, potential mitigation bank sponsors an opportunity to present a preliminary proposal and to receive informal input from the department prior to formally initiating the review process described in the remainder of this Subsection.

2. The secretary shall consider proposals by federal and state agencies, boards, commissions, departments, political subdivisions, corporate bodies, local governing bodies, and private persons or entities to establish wetland mitigation banks. In all cases when a proposed mitigation bank would have impacts on coastal waters, the secretary shall ensure that the department's rules and regulations are incorporated into the review process and agreement document prior to the department becoming a signatory agency.

3. All formal proposals for establishing mitigation banks shall be considered as follows:

a. applications for mitigation bank formal review must be submitted in writing and contain the following:

i. the mitigation bank initial evaluation fee identified in Paragraph 3 of this Subsection;

ii. if the mitigation bank must be permitted, the applicant must state that all necessary permits have been obtained;

iii. a scope of work that does the following:

(a) identifies the coastal resources or habitat restoration activity that the applicant is proposing (e.g., marsh creation, shoreline protection, planting, etc.);

(b) describes the proposed construction activities; and

(c) provides information on how the proposed restoration activity will establish and/or sustain coastal plant communities;

iv. a detailed explanation providing the reasons the proposed site requires coastal resources re-establishment or habitat restoration (i.e., What is the coastal resource or habitat problem or opportunity and why is the proposed measure needed? For example: the shoreline is retreating, the site is a prior converted coastal resource with restoration opportunity, the existing habitat is degraded, etc.);

v. on-site habitat loss rates. The average land loss rate (acres-per-year) and the shoreline erosion rate (linear feet per year) shall be provided;

vi. geographic location. The exact limits/location (latitude and longitude) of the proposed coastal resources or habitat restoration site, center coordinate (GCS NAD 83), plan view plats with the exact coordinates for all boundary corners, and a legal description of the property including section, township, range, and parish where the restoration is to occur;

vii. a list of landowner(s) and addresses for the proposed coastal resources or habitat restoration site; and

viii. the extent of the proposed work: total acreage benefited by the proposed work;

ix. a detailed description of the existing site condition. A description of the soils, drainage patterns/hydrology, and a list all manmade structures occurring on the site shall be provided. Based on the

conditions of the site, the secretary may request additional site information;

x. list the proposed habitat type(s): as forested wetland, fresh marsh, intermediate marsh, brackish marsh, saline marsh, fresh swamp, submerged aquatic vegetation and/or bottomland hardwoods;

xi. a long-term protection and maintenance plan (Marsh creation/restoration sites shall be maintained for 20 years, forested wetland sites shall be maintained for 50 years.). A plan for establishing coastal resource vegetation in the event the initial planting fails; a plan for invasive and exotic species management; and a plan for all maintenance and/or management activities (include all timber stand improvement activities);

xii. a planting plan shall include:  
 (a). planting density of trees per acre;  
 (b). seedlings size and type of container;  
 (c). number of marsh grass transplants planted;  
 (d). size of marsh grass transplants and type of container;  
 (e). number of total acres to be planted; and  
 (f). expected survival rate after two growing seasons;

xiii. submittal information:  
 (a). the party responsible for the submittal and the name of the applicant or landowner;  
 (b). the domiciliary address;  
 (c). the name of the agent or contact if different from applicant; and  
 (d). the mailing address of the agent if different.

4. In determining the acceptability and appropriateness of establishing a mitigation bank, the secretary shall consider the following factors:

a. the entirety of the potential mitigation bank sponsor's history of compliance with governmental

programs, including, but not limited to, federal, state, county/parish and local laws, rules and/or regulations;

b. the time period the mitigation bank sponsor can operate and maintain the mitigation bank through the life of the bank (i.e., 20 years for marsh mitigation banks or 50 years for forested wetland mitigation banks) as outlined in the mitigation banking instrument;

c. the mitigation bank's potential to create, restore, protect, enhance, and/or under certain circumstances, preserve coastal resources;

d. the mitigation bank's potential effect (positive or negative) on coastal resource values such as fish and wildlife habitat (particularly rare habitat or habitat for rare fauna), floodwater storage, water quality improvement, storm surge protection, etc.;

e. the mitigation bank's potential effect (positive or negative) on lands and coastal resources values adjacent to or in the vicinity of the bank;

f. whether the proposed project is included on, consistent with, or in conflict with any state and/or federal project list, general plan, or other effort designed to create, restore, protect, enhance, or preserve coastal resources, including, but not limited to, the Louisiana comprehensive master plan for a sustainable coast and any future such plan as well as any iteration or revision of such plan.

5. The secretary will process applications for mitigation banks according to §723 and consistent with operating procedures and federal regulations on consistency at 15 CFR 930. All necessary federal, state, and local authorizations required to construct the mitigation bank must be obtained by the bank sponsor. In addition to the fees identified at §723.C.3.a.i-ii, nonrefundable fees shall be charged for the initial evaluation, habitat evaluation, establishment, and periodic review of mitigation banks according to the following table.

Proposed Mitigation Bank Acreage	Informal Review	Initial Evaluation Fee	Habitat Evaluation Fee	Establishment Fee	Periodic Review Fee
0 - 100	\$0	\$ 75	\$ 350	\$ 75	\$ 50
101 - 500	\$0	\$150	\$ 700	\$150	\$100
501 - 1,000	\$0	\$225	\$1,050	\$225	\$200
1,001 - 5,000	\$0	\$300	\$1,400	\$300	\$300
> 5,000	\$0	\$375	\$1,750	\$375	\$400

a. Within 90 days of the secretary's acceptance of the request as complete, the secretary shall render a preliminary determination as to whether the project would be acceptable as a mitigation bank and:

i. if the project is preliminarily determined to be acceptable as a mitigation bank, the secretary shall inform the potential sponsor of such determination in writing; or

ii. if a project is preliminarily determined to be unacceptable as a mitigation bank, the secretary shall advise the potential bank sponsor, in writing, of the reasons for such a determination and, if applicable, the secretary may suggest modifications which could render the project preliminarily acceptable as a mitigation bank; and

iii. once the project is preliminarily determined to be acceptable as a mitigation bank, the secretary shall require the potential bank sponsor, within 30 days of written notice, to remit the mitigation bank habitat evaluation fee.

6. Within 90 days of receipt of the mitigation bank habitat evaluation fee, the secretary, in collaboration with the

members of the interagency review team (IRT), shall determine the quantity, by habitat type, of mitigation habitat credits potentially available for donation, sale, trade, or use from the proposed mitigation bank as follows.

a. The secretary shall invite the members of the IRT and the potential mitigation bank sponsor to participate in the determination of potential mitigation habitat credits. The secretary shall consider the comments of the members of the IRT and the potential mitigation bank sponsor made during each field investigation or other meeting held to determine the type and quantity of potentially available mitigation habitat credits.

b. The total quantity of potential mitigation habitat credits, by habitat type, attributable to the proposed mitigation bank shall be evaluated by applying the methodology described in §724.C. The sponsor shall ensure that data gathering techniques of sufficient quality and intensity are used to allow replication of habitat response assessments throughout the mitigation bank life.

c. Mitigation habitat credits which are donated, sold, traded, or otherwise used for compensatory mitigation shall be referred to as debited credits.

d. The secretary shall render a final determination as to whether the project proposal would be acceptable as a mitigation bank. If the project is determined to be acceptable as a mitigation bank, the secretary and the mitigation bank sponsor shall be a signing party to the mitigation banking instrument which fulfills the requirements of §724.F.7. The mitigation banking instrument shall serve as the formal document which designates a project as a mitigation bank. The Department of the Army (DA), each state advisory agency, and each federal advisory agency may indicate its approval of the mitigation bank by signing the mitigation banking instrument.

e. If a permit modification is necessary and is requested by the permittee in accordance with §723.D, the secretary shall process the request for modification in accordance with §723.D.

7. The formal mitigation banking instrument shall, at a minimum, include the following:

a. a statement of need for bank establishment;

b. a statement describing the goals and objectives of the mitigation bank and timing for performing the specified mitigation;

c. present ownership of the lands upon which the mitigation bank will be located, to include but not limited to:

i. the legal name of the property owner and nature and verification of the arrangement between the landowner and sponsor; and

ii. a statement describing any right not held by the bank sponsor the exercise of which would interfere with the sponsors operation of the bank;

d. total acreage of bank, physical boundaries, a legal description of the property where the bank is to be located, including section, township, range, and parish and a description of baseline conditions, including descriptions and acreage of existing coastal resource types on the property, land uses (prior, existing and projected), topography, description and map of soil types, and description of hydrologic conditions (including location of existing and proposed levees, water control structures, pumps, drainage ditches, and other drainage features);

e. a description of the mitigation plan, that includes but is not limited to:

i types and acreage of coastal resources to be created, restored, protected, enhanced, and/or preserved; and

ii a detailed description of all work that will be conducted to implement the mitigation plan and thereby produce the mitigation habitat credits, pertinent maps, drawings, aerial photography, planting specifications, and all proposed construction features such as plugs, water control structures, dikes, and land leveling;

f. a long-term maintenance and bank management plan that specifies the period of operation and maintenance of the mitigation bank (i.e. 20 years for marsh habitat and 50 years for forested habitat);

g. identification of the habitat assessment methodology utilized to establish the quantity of mitigation to be credited and the performance standards and success criteria to be used to determine credit availability and the need for remedial action;

h. a monitoring plan and reporting protocol;

i. a narrative statement describing contingency and remedial action plans and responsibilities including but not limited to revegetation and invasive and exotic species control;

j. the financial assurance established by the sponsor to guarantee the implementation and long-term management, maintenance, and monitoring of the mitigation bank, which may include a letter of credit, surety bond, escrow account or other mechanism if found to be acceptable by the secretary;

k. a calculation of mitigation habitat credits or mitigation/management potential based on the projected net increase in habitat value of the coastal resource area;

l. the geographic service area for the mitigation bank;

m. a narrative explanation of the credit reporting protocol and accounting procedures to be used by the sponsor for the mitigation bank;

n. the provisions for protecting the mitigation bank, including the details of the conservation servitude or other appropriate protection instrument;

o. a statement that to be effective all modifications, including transfer of ownership, to the mitigation banking instrument must be in writing and executed by all parties to the mitigation banking instrument; and

p. a statement that addresses provisions for force majeure damages.

8. Mechanisms for Ensuring Remediation, Operation, and Maintenance of Mitigation Bank Features

a. Mitigation habitat credits shall be made available to the mitigation bank sponsor incrementally over the life of the bank based on periodic review of provisions specified in the mitigation banking instrument, provided that:

i. the mitigation bank sponsor has established and recorded a conservation servitude pursuant to §724.F.8.b or other appropriate legal instrument for the conservation and/or protection of the property included in the mitigation bank;

ii. the mitigation bank sponsor provides financial assurance that will insure the availability of funds, for the life of the bank, for remediation (as may be needed for expected and unexpected events), operation, and/or maintenance of the mitigation bank;

iii. the mitigation bank sponsor shall provide for long-term maintenance and operation as specified in the mitigation banking instrument. Should the sponsor fail to remediate, operate, or maintain the mitigation bank in accordance with the mitigation banking instrument, corrective actions shall take place as specified in the mitigation banking instrument;

iv. the mitigation banking instrument has been executed by the parties thereto; and

v. the regulatory permit(s) required to perform the mitigative work has/have been issued.

b. If a conservation servitude is utilized for conservation and protection of the property included in the mitigation bank, it shall be established in accordance with R.S. 9:1271 et seq., and shall:

i. cover all the property located within the mitigation bank;

- ii. if timber harvesting will occur, contain specific language regarding the extent of allowable timber harvesting;
- iii. contain specific language regarding the extent of other allowable activities;
- iv. prohibit all other activities which may reduce the ecological value of the site;
- v. specify the term to be 20 years or more for marsh habitats and 50 years or more for forested habitats as outlined in the mitigation banking instrument;
- vi. designate the holder of the servitude;
- vii. convey a third party right of enforcement to any interested mitigation banking instrument signatory or other party as may be mutually agreed to by the secretary and the mitigation bank sponsor; and
- viii. be recorded in the official conveyance records of the clerk of court for the parish in which the property is located.

c. The financial assurance established by the mitigation bank sponsor shall be acceptable to the secretary and shall:

- i. ensure payment of the designated amount for remediation, operation, or maintenance of the mitigation measures for a period equal to the life of the mitigation bank; and
- ii. ensure that such payments would be made to a party designated in the mitigation banking instrument in the event that the mitigation bank sponsor fails to perform the remediation, operation, or maintenance specified in the mitigation banking instrument.

#### 9. Periodic Review

a. When the secretary determines that a periodic review of the mitigation bank habitat value is warranted, which review shall, in any event, occur at least every five years, the sponsor will be notified in writing and an invoice for payment of the periodic review fee will be issued to the bank sponsor.

i. Payment of the fee will be made to the department within 60 calendar days of being requested to do so by the secretary.

ii. Failure to make payment within 60 days may result in suspension or termination of the authority to issue credits.

iii. The state, members of the IRT, and the mitigation bank sponsor may be invited to participate in each mitigation bank success criteria review; the secretary shall give due consideration to the comments of the members of the IRT and the mitigation bank sponsor made during, or received in writing within 20 days of, each field investigation or other meeting related to these reviews.

iv. The purpose of periodic reviews is to:

(a). evaluate actual bank performance based upon the criteria set forth in the mitigation banking instrument;

(b). develop, where possible, suggestions that the bank sponsor may implement to improve and/or enhance habitat function and bank performance; and

(c). determine if any remediation or adjustments to the prescribed operation or maintenance will be required to avoid a reduction in habitat value credit.

b. If any periodic review or field investigation of the bank indicates that the mitigation measures are not

functioning as projected, habitat credit issuance and the sale of credits shall be suspended pending the recalculation of projected credits and/or it is demonstrated that the mitigation measures are functioning as predicted.

c. Credits shall be made available to the mitigation bank sponsor in accordance with the credit release schedule contained in the mitigation banking instrument.

#### 10. Use of Mitigation Banks for Meeting Compensatory Mitigation Obligations

a. The mitigation bank shall not be considered operational until the following have been met:

i. the mitigation bank sponsor has submitted to the department the mitigation bank establishment fee (§724.F.5);

ii. the mitigation banking instrument has been executed by the parties thereto and all required regulatory permits have been acquired;

iii. the bank sponsor has satisfied the requirements that it has in place, a satisfactory mechanism for ensuring remediation, operation, and maintenance of mitigation bank features as provided for above in this Section; and

iv. the compensatory mitigation measures described in an executed mitigation banking instrument have been fully implemented; or at least the initial phase of the mitigation measures have been implemented if the executed mitigation banking instrument calls for phased implementation.

b. A permit applicant may acquire, subject to prior approval by the secretary, mitigation habitat credits from the sponsor of an approved mitigation bank to meet compensatory mitigation requirements; the applicant is required to provide written evidence from the bank sponsor to the secretary that such acquisition has taken place; the applicant's responsibility for this component of the compensatory mitigation requirement ceases upon receipt of such evidence by the secretary; mitigation habitat credits may be acquired as compensatory mitigation for activities which are not subject to this Chapter, provided that the secretary is advised of any such transactions; acquired credits shall be debited from available credits.

c. The bank sponsor shall maintain an account of total, available, and debited credits for each approved mitigation bank as set forth in the mitigation banking instrument, and provide an accounting within 30 days of request by the secretary and as specified in the mitigation banking instrument.

11. Any donation, sale, trade, use, or other transfer of mitigation habitat credits, for any purpose other than satisfying compensatory mitigation obligations must receive prior written approval by the secretary, and must be deducted from the amount of available credits.

12. These regulations (as amended) will only be effective after their effective date and any applications for mitigation banks pending as of the effective date of these regulations (as amended) will be governed by the regulations in effect at the time of its filing.

G - K.7.d.ii ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 49:214.21-49:214.41.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of the Secretary, LR 21:835 (August 1995), amended by the Department of Natural Resources, Office of Coastal Management, LR 39:

**Family Impact Statement**

This Rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

**Poverty Impact Statement**

This Rule has no known impact on poverty as described in R.S. 49:973.

**Public Comments**

All interested persons are invited to submit written comments on the proposed regulation amendment. Persons commenting should reference this proposed regulation by *Mitigation Bank Review Procedures*. Such comments must be received no later than April 24, 2013, at 4:30 p.m., and should be sent to Kelley Templet, Manager, Office of Coastal Management P.O. Box 44487, Baton Rouge, LA 70804-4487 or by e-mail to Kelley.Templet@la.gov. Copies of this proposed regulation can be purchased by contacting OCM at (225) 342-7360, and is available for viewing and copying on the internet at: <http://dnr.louisiana.gov/index.cfm?md=pagebuilder&tmp=home&pid=591>.

**Public Hearing**

Requests for public hearing must be received by 4:30 p.m. April 9. If held, the public hearing will be on April 24, 2013, at 1:30 p.m. in the LaSalle Building, 617 North Third Street, Baton Rouge, LA 70802. Interested persons are invited to attend and submit oral comments on the proposed amendments.

Stephen Chustz  
Interim Secretary

**FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES  
RULE TITLE: Mitigation Bank Review Procedures**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed Rule change will have no anticipated implementation costs to state or local governmental units. The changes included in this proposed rule provide for two new definitions to the existing rules and provide for codification of existing practices as it relates to mitigation bank review practices and procedures. A new definition is proposed for "Louisiana Coastal Wetlands Conservation Plan" and "Mitigation Measure." The proposal also makes changes to Section 724 that provides the methods available for accomplishing compensatory mitigation, general procedures for establishing wetland mitigation banks, and the procedures for review of mitigation bank proposals. The changes to Section 724 provide for codification of the agency's existing practices.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There is no anticipated effect on revenue collections of state or local governmental units as a result of this Rule change.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

Since the Rule change provides for codification of existing practices, there are no anticipated costs and/or economic benefits to directly affected persons or nongovernmental groups as a result of this proposed Rule change.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

There is no estimated effect on competition and employment as a result of this proposed Rule change.

Keith Lovell  
Administrator  
1303#022

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Public Safety and Corrections  
Office of the State Fire Marshal**

Code Enforcement and Building Safety  
Fire Protection (LAC 55:V.103 and 303)

In accordance with the provisions of R.S. 40:1578.6(A), relative to the authority of the Office of State Fire Marshal to promulgate and enforce rules, the Office of State Fire Marshal hereby proposes to adopt the following Rule regarding the establishment of minimum standards.

**Title 55**

**PUBLIC SAFETY**

**Part V. Fire Protection**

**Chapter 1. Preliminary Provisions**

**§103. General Provisions**

A. It shall be the policy of the State Fire Marshal that in all instances or specifications provided in the statutes or in the codes referenced by the statutes, or by any specific references in administrative rulings by the State Fire Marshal, that the *Standard Building Code* published by the Southern Building Code Congress International, and the *International Building Code* published by the International Code Council, and the *National Fire Codes* published by the National Fire Protection Association as specifically identified in the following list, shall be used as the materials for determinations by the State Fire Marshal.

NFPA 1	2012 Edition	Fire Code
NFPA 10	2013 Edition	Standard for Portable Fire Extinguishers
NFPA 11	2010 Edition	Standard for Low-, Medium-, and High-Expansion Foam
NFPA 12	2011 Edition	Standard on Carbon Dioxide Extinguishing Systems
NFPA 12A	2009 Edition	Standard on Halon 1301 Fire Extinguishing Systems
NFPA 13	2013 Edition	Standard for the Installation of Sprinkler Systems
NFPA 13D	2013 Edition	Standard for the Installation of Sprinkler Systems in One- and Two-Family Dwellings and Manufactured Homes
NFPA 13R	2013 Edition	Standard for the Installation of Sprinkler Systems in Low-Rise Residential Occupancies
NFPA 14	2013 Edition	Standard for the Installation of Standpipes and Hose Systems
NFPA 15	2012 Edition	Standard for Water Spray Fixed Systems for Fire Protection
NFPA 16	2011 Edition	Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems

NFPA 17	2013 Edition	Standard for Dry Chemical Extinguishing Systems
NFPA 17A	2013 Edition	Standard for Wet Chemical Extinguishing Systems
NFPA 18	2011 Edition	Standard on Wetting Agents
NFPA 20	2013 Edition	Standard for the Installation of Stationary Pumps for Fire Protection
NFPA 22	2013 Edition	Standard for Water Tanks for Private Fire Protection
NFPA 25	2011 Edition	Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems
NFPA 30	2012 Edition	Flammable and Combustible Liquids Code
NFPA 30A	2012 Edition	Code for Motor Fuel Dispensing Facilities and Repair Garages
NFPA 30B	2011 Edition	Code for the Manufacture and Storage of Aerosol Products
NFPA 31	2011 Edition	Standard for the Installation of Oil-Burning Equipment
NFPA 32	2011 Edition	Standard for Drycleaning Plants
NFPA 33	2011 Edition	Standard for Spray Application Using Flammable or Combustible Materials
NFPA 34	2011 Edition	Standard for Dipping, Coating, and Printing Processes Using Flammable or Combustible Liquids
NFPA 37	2010 Edition	Standard for the Installation and Use of Stationary Combustion Engines and Gas Turbines
NFPA 45	2011 Edition	Standard on Fire Protection for Laboratories Using Chemicals
NFPA 51	2013 Edition	Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting, and Allied Processes
NFPA 51B	2009 Edition	Standard for Fire Prevention During Welding, Cutting, and Other Hot Work
NFPA 52	2013 Edition	Vehicular Gaseous Fuel Systems Code
NFPA 53	2011 Edition	Recommended Practice on Materials, Equipment, and Systems Used in Oxygen-Enriched Atmospheres
NFPA 54	2012 Edition	National Fuel Gas Code
NFPA 55	2013 Edition	Compressed Gases and Cryogenic Fluids Code
NFPA 58	2011 Edition	Liquefied Petroleum Gas Code
NFPA 59A	2013 Edition	Standard for the Production, Storage, and Handling of Liquefied Natural Gas (LNG)
NFPA 61	2013 Edition	Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities
NFPA 68	2007 Edition	Standard on Explosion Protection by Deflagration Venting
NFPA 69	2008 Edition	Standard on Explosion Prevention Systems
NFPA 70	2011 Edition	National Electrical Code
NFPA 72	2013 Edition	National Fire Alarm and Signaling Code
NFPA 80	2013 Edition	Standard for Fire Doors and Other Opening Protectives
NFPA 82	2009 Edition	Standard on Incinerators and Waste and Linen Handling Systems and Equipment
NFPA 88A	2011 Edition	Standard for Parking Structures
NFPA 90A	2012 Edition	Standard for the Installation of Air-Conditioning and Ventilating Systems
NFPA 90B	2012 Edition	Standard for the Installation of Warm Air Heating and Air-Conditioning Systems

NFPA 92A	2009 Edition	Standard for Smoke-Control Systems Utilizing Barriers and Pressure Differences
NFPA 92B	2009 Edition	Guide for Smoke Management Systems in Malls, Atria, and Large Spaces
NFPA 96	2011 Edition	Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations
NFPA 99	2012 Edition	Standard for Health Care Facilities
NFPA 99B	2010 Edition	Standard for Hypobaric Facilities
NFPA 101	2012 Edition	Life Safety Code
NFPA 101A	2013 Edition	Guide on Alternative Approaches to Life Safety
NFPA 102	2011 Edition	Standard for Grandstands, Folding and Telescopic Seating, Tents, and Membrane Structures
NFPA 105	2013 Edition	Standard for the Installation of Smoke Door Assemblies and Other Opening Protectives
NFPA 110	2013 Edition	Standard for Emergency and Standby Power Systems
NFPA 111	2013 Edition	Standard on Stored Electrical Energy Emergency and Standby Power Systems
NFPA 140	2013 Edition	Standard on Motion Picture and Television Production Studio Soundstages, Approved Production Facilities, and Production Locations
NFPA 150	2013 Edition	Standard on Fire and Life Safety in Animal Housing Facilities
NFPA 160	2011 Edition	Standard for the Use of Flame Effects Before an Audience
NFPA 170	2012 Edition	Standard for Fire Safety and Emergency Symbols
NFPA 204	2012 Edition	Standard for Smoke and Heat Venting
NFPA 211	2013 Edition	Standard for Chimneys, Fireplaces, Vents, and Solid Fuel-Burning Appliances
NFPA 220	2012 Edition	Standard on Types of Building Construction
NFPA 221	2012 Edition	Standard for High Challenge Fire Walls, Fire Walls, and Fire Barrier Walls
NFPA 303	2011 Edition	Fire Protection Standard for Marinas and Boatyards
NFPA 307	2011 Edition	Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves
NFPA 400	2013 Edition	Hazardous Materials Code
NFPA 407	2012 Edition	Standard for Aircraft Fuel Servicing
NFPA 409	2011 Edition	Standard on Aircraft Hangars
NFPA 415	2013 Edition	Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways
NFPA 418	2011 Edition	Standard for Heliports
NFPA 484	2012 Edition	Standard for Combustible Metals
NFPA 495	2013 Edition	Explosive Materials Code
NFPA 654	2013 Edition	Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids
NFPA 664	2012 Edition	Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities
NFPA 701	2010 Edition	Standard Methods of Fire Tests for Flame Propagation of Textiles and Films
NFPA 703	2012 Edition	Standard for Fire-Retardant Treated Wood and Fire-Retardant Coatings for Building Materials

NFPA 750	2010 Edition	Standard on Water Mist Fire Protection Systems
NFPA 801	2008 Edition	Standard for Fire Protection For Facilities Handling Radioactive Materials
NFPA 820	2012 Edition	Standard for Fire Protection in Wastewater Treatment and Collection Facilities
NFPA 901	2011 Edition	Standard Classifications for Incident Reporting and Fire Protection Data
NFPA 909	2010 Edition	Code for the Protection of Cultural Resource Properties - Museums, Libraries, and Places of Worship
NFPA 914	2010 Edition	Code for Fire Protection of Historic Structures
NFPA 1031	2009 Edition	Standard for Professional Qualifications for Fire Inspector and Plan Examiner
NFPA 1123	2010 Edition	Code for Fireworks Display
NFPA 1124	2013 Edition	Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles
NFPA 1126	2011 Edition	Standard for the Use of Pyrotechnics before a Proximate Audience
NFPA 1221	2013 Edition	Standard for the Installation, Maintenance, and Use of Emergency Services Communications Systems
NFPA 1402	2012 Edition	Guide to Building Fire Service Training Centers
NFPA 1403	2012 Edition	Standard on Live Fire Training Evolutions
NFPA 1961	2013 Edition	Standard on Fire Hose
NFPA 1962	2013 Edition	Standard for the Inspection, Care, and Use of Fire Hose, Couplings, and Nozzles and the Service Testing of Fire Hose
NFPA 2001	2012 Edition	Standard on Clean Agent Fire Extinguishing Systems

B. All inspections and other evaluations of buildings constructed or remodeled pursuant to plans submitted to the Office of State Fire Marshal for review shall be made utilizing new construction requirements set forth in the *Life Safety Code* published by the National Fire Protection Association and the "Special Provisions for High-Rise Building" Section of the *Standard Building Code* published by the Southern Building Code Congress International as follows.

Building Constructed or Remodeled	Life Safety Code Edition	Section/Standard Building Code Edition	Sections/ International Building Code Edition
prior to 1/1/1975	1967	-	-
1/1/1975 to 12/31/1979	1973	518 / 1974 Chapter 4 revisions to 1973	-
1/1/1980 to 8/31/1981	1976	518 / 1974 Chapter 4 revisions to 1973	-
9/1/1981 to 8/31/1986	1981	506 / 1979	-
9/1/1986 to 2/18/1989	1985	506 / 1985	-
2/19/1989 to 5/31/1992	1988	506 / 1985	-
6/1/1992 to 1/4/1995	1991	506 / 1988	-
1/5/1995 to 5/31/1998	1994	506 / 1991	-
6/1/1998 to 6/30/2001	1997	412 / 1994	-
7/1/2001 to 12/31/2001	2000	412 / 1994	-
1/1/2002 to 6/30/2004	2000	412 / 1997	-
7/1/2004 to 9/30/2007	2003	-	-
10/1/2007 to 6/30/2010	2006	-	-
7/1/2010 to 12/31/2013	2009	-	-
after 1/1/2014	2012	-	9 & 10 / 2012

C. - K. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1651(B).

HISTORICAL NOTE: Promulgated by the Department of Public Safety, Office of Fire Protection, LR 1:145 (February 1975), amended LR 5:468 (December 1979), LR 6:71 (February 1980), amended by the Office of the State Fire Marshal, LR 7:588 (November 1981), LR 9:417 (June 1983), amended by the Department of Public Safety and Corrections, Office of the State Fire Marshal, LR 15:96 (February 1989), LR 17:1114 (November 1991), LR 23:1688 (December 1997), LR 27:857 (June 2001), LR 27:2257 (December 2001), repromulgated LR 29:183 (February 2003), amended LR 30:1303 (June 2004), LR 33:671 (April 2007), LR 36:1564 (July 2010), LR 39:

### Chapter 3. Buildings

#### §303. Plans and Specifications for New Buildings

A. As of January 1, 2014, the plans and specifications for every structure built or remodeled in the state of Louisiana shall be submitted for review and must be drawn in accordance with the requirements of the following publications:

1. the 2012 Edition of the *Life and Safety Code* (excluding Chapter 5, which may be used as a basis for appeal equivalency determinations), and Chapters 9 and 10 of the most recently adopted International Building Code (IBC), for every structure built or remodeled in the state of Louisiana;

2. the most recently adopted edition of LSUCC for every contracted building code review;

3. the 2011 NFPA 307 for Marine Terminals, Piers and Wharves;

4. the 2013 NFPA 400 for Storage of Ammonium Nitrate and other Hazardous Materials;

5. the 2011 NFPA 409 for Aircraft Hangars;

6. The 2013 editions of NFPA 13 for Sprinkler Systems, NFPA 13D for Domestic Sprinkler Systems, NFPA 13R for Residential Sprinkler Systems, and NFPA 20 for Stationary Fire Pumps.

B. - E. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1651(B).

HISTORICAL NOTE: Promulgated by the Department of Public Safety, Office of Fire Protection, LR 1:143 (February 1975), amended LR 5:468 (December 1979), LR 6:72 (February 1980), amended by the Office of the State Fire Marshal, LR 7:344 (July 1981), LR 7:588 (November 1981), LR 9:417 (June 1983), amended by the Department of Public Safety and Corrections, Office of the State Fire Marshal, LR 12:116 (February 1986), LR 15:96 (February 1989), LR 17:1115 (November 1991), LR 23:1692 (December 1997), LR 30:1305 (June 2004), LR 33:673 (April 2007), LR 36:1565 (July 2010), LR 39:

#### Family Impact Statement

The proposed Rule will not have any known or foreseeable impact on any family as defined by R.S. 49:972(D) or on family formation, stability and autonomy.

Specifically there should be no known or foreseeable effect on:

1. the stability of the family;
2. the authority and rights of parents regarding the education and supervision of their children;
3. the functioning of the family;
4. family earnings and family budget;
5. the behavior and personal responsibility of the children.

Local governmental entities have the ability to perform the enforcement of the action proposed in accordance with R.S. 40:1571.A.

**Small Business Statement**

The impact of the proposed Rule on small businesses has been considered and it is estimated that the proposed action is not expected to have a significant adverse impact on small businesses as defined in the Regulatory Flexibility Act. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

**Poverty Impact Statement**

The impact of the proposed Rule on child, individual, or family poverty has been considered and it is estimated that the proposed action is not expected to have significant adverse impact on poverty in relation to individual or community asset development as provided in R.S. 49:973. The agency has considered economic welfare factors and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on poverty.

**Public Comments**

All interested persons are invited to submit written comments on the proposed regulation. Such comments should be submitted no later than April 8, 2013, at 4:30 p.m. to Don Zeringue, Office of State Fire Marshal, Plan Review Section, 8181 Independence Blvd., Baton Rouge, LA 70806. In the event that the required number of written comments is received, a public hearing is tentatively scheduled for April 25, 2013, at 9 a.m. at 8181 Independence Blvd., Baton Rouge, LA 70806. Please call in advance to confirm the time and place of meeting.

Jill P. Boudreaux  
Undersecretary

**FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES**

**RULE TITLE: Code Enforcement and Building Safety**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

There are no costs anticipated to state and local governments that are associated with the implementation of this rule change. The proposed changes will update the editions of the current Fire Protection Codes. Costs to the State Fire Marshal that are associated with the purchase of the code books are currently budgeted in the amount of \$96,001.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed rule change will have no effect on revenue collections of state or local governmental units.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

There is no additional cost or economic benefit to directly affected persons or non-governmental groups that are associated with this rule change.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

There is no anticipated impact on competition and employment associated with this proposed rule change.

Jill P. Boudreaux  
Undersecretary  
1303#034

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Transportation and Development  
Professional Engineering and Land Surveying Board**

Compiled As-Built Record Drawings and Continuing Professional Development Credit for Thesis Directors (LAC 46:LXI.2701, 3111, and 3113)

Under the authority of the Louisiana professional engineering and land surveying licensure law, R.S. 37:681 et seq., and in accordance with the Louisiana Administrative Procedure Act, R.S. 49:950 et seq., notice is hereby given that the Louisiana Professional Engineering and Land Surveying Board has initiated procedures to amend its rules contained in LAC 46:LXI.2701, 3111, and 3113.

This is a technical revision of existing rules under which LAPELS operates. These changes clarify the board's rules regarding compiled as-built record drawings and permit licensees to obtain continuing professional development credit for serving as thesis directors for students pursuing a masters or doctoral degree in engineering.

**Title 46**

**PROFESSIONAL AND OCCUPATIONAL STANDARDS**

**Part LXI. Professional Engineers and Land Surveyors**

**Chapter 27. Use of Seals**

**§2701. Seal and Signature**

A. - A.4.a.iv.(a). ...

v. Compiled As-Built Record Drawings

(a). The preparation of compiled engineering as-built record drawings is not considered to be the practice of engineering and such drawings are not required to be sealed or signed by a professional engineer, when such preparation does not require the application of professional judgment. Furthermore, a professional engineer should not seal compiled engineering as-built record drawings unless he/she has been in responsible charge of the underlying engineering work. If the professional engineer was not in responsible charge of the underlying engineering work, he/she should (in lieu of a seal) include on the title page of the compiled engineering as-built record drawings a disclaimer (with date) which incorporates the following:

These compiled engineering as-built record drawings are a compilation of a copy of the original sealed engineering design drawings for this project, modified by addenda, change orders and information furnished by the contractor. The information shown on these compiled engineering as-built record drawings that was provided by the contractor or others not associated with me cannot be verified for accuracy or completeness. My compilation of this information does not relieve the contractor of responsibility for errors resultant to incorrect, incomplete or omitted data on the contractor's as-

built record drawings - nor does it relieve the contractor of responsibility for non-conformance with the original contract documents. The original sealed engineering drawings are on file in the offices of (name of professional engineer).

(b). The preparation of compiled land surveying as-built record drawings is considered to be the practice of land surveying, and such drawings are required to be sealed, signed and dated by a professional land surveyor. Compiled land surveying as-built record drawings must also contain notes identifying the sources of the data and a disclaimer stating whether or not the professional land surveyor has verified the data.

4.b. - 5.b. ...

\* \* \*

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:696.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors, LR 8:192 (April 1982), amended LR 12:692 (October 1986), LR 16:774 (September 1990), LR 17:273 (March 1991), LR 19:58 (January 1993), LR 22:287 (April 1996), LR 23:869 (July 1997), amended by the Louisiana Legislature, House Concurrent Resolution Number 2 of the 1998 First Extraordinary Session, LR 24:1207 (June 1998), repromulgated by the Department of Transportation and Development, Professional Engineering and Land Surveying Board, LR 25:1525 (August 1999), amended LR 27:1039 (July 2001), LR 30:1723 (August 2004), LR 33:2789 (December 2007), LR 34:2415 (November 2008), LR 35:1910 (September 2009), LR 38:1418 (June, 2012), LR 39:

**Chapter 31. Continuing Professional Development (CPD)**

**§3111. Determination of Credit**

A. - A.5. ...

- 6. obtaining patents;
- 7. formal, documented problem preparation for NCEES or state professional exams; and
- 8. serving as thesis directors for students pursuing a masters or doctoral degree in engineering.

B. - D. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:697.1.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors, LR 24:2153 (November 1998), amended by the Department of Transportation and Development, Professional Engineering and Land Surveying Board, LR 27:1048 (July 2001), LR 30:1731 (August 2004), LR 37:2420 (August 2011), LR 39:

**§3113. Units**

A. - B.5. ...

- 6. each patent = 10 PDHs;
- 7. serving as thesis directors for students pursuing a masters or doctoral degree in engineering = 1 PDH per hour of thesis credit. A maximum of 10 PDHs will be allowed per biennial licensure renewal period for each such thesis director.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:697.1.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors, LR 24:2154 (November 1998), amended by the Department of Transportation

and Development, Professional Engineering and Land Surveying Board, LR 27:1048 (July 2001), LR 30:1732 (August 2004), LR 37:2421 (August 2011), LR 39:

**Family Impact Statement**

In accordance with R.S. 49:953(A)(1)(a)(viii) and 972, the following Family Impact Statement is submitted with the Notice of Intent for publication in the *Louisiana Register*. The proposed Rule has no known impact on family formation, stability or autonomy.

**Poverty Impact Statement**

In accordance with R.S. 49:953(A)(1)(a)(ix) and 973, the following Poverty Impact Statement is submitted with the Notice of Intent for publication in the *Louisiana Register*. The proposed Rule has no known impact on child, individual or family poverty in relation to individual or community asset development.

**Public Comments**

Interested parties are invited to submit written comments on the proposed Rule through April 10, 2013 at 4:30 p.m., to Donna D. Sentell, Executive Director, Louisiana Professional Engineering and Land Surveying Board, 9643 Brookline Avenue, Suite 121, Baton Rouge, LA 70809-1433.

Donna D. Sentell  
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES**

**RULE TITLE: Compiled As-Built Record Drawings and Continuing Professional Development Credit for Thesis Directors**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There will be no costs or savings to state or local governmental units resulting from this Rule change. The proposed Rule clarifies the board's rules regarding compiled as-built record drawings and permits licensees to obtain continuing professional development credit for serving as thesis directors for students pursuing a masters or doctoral degree in engineering.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There will be no effect on revenue collections of state or local governmental units as a result of this proposed action.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

The proposed Rule change regarding compiled as-built record drawings will have no impact on costs and/or economic benefits to directly affected persons or non-governmental groups. The proposed Rule change regarding continuing professional development credit creates an additional means for licensed engineering professors to attain biennial requirements for Professional Development Hours through serving as thesis directors for students pursuing masters or doctoral degrees in engineering.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

The proposed Rule change will have no effect on competition and employment.

Donna D. Sentell  
Executive Director  
1303#035

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

## NOTICE OF INTENT

### Department of Wildlife and Fisheries Wildlife and Fisheries Commission

Black Bass Regulations—Atchafalaya River Basin; Lake Verret, Lake Palourde Complex; Lake Fausse Point/Lake Dauterive Complex (LAC 76:VII.149, 165, and 189)

The Wildlife and Fisheries Commission does hereby give notice of its intent to amend rules to change recreational harvest regulations for black bass (*Micropterus spp.*) in the Atchafalaya River Basin and adjacent waters.

The secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the commission to promulgate and effectuate this Notice of Intent and the final Rule, including but not limited to, the filing of the Fiscal and Economic Impact Statements, the filing of the Notice of Intent and final Rule and the preparation of reports and correspondence to other agencies of government.

#### Title 76

#### WILDLIFE AND FISHERIES

#### Part VII. Fish and Other Aquatic Life

#### Chapter 1. Freshwater Sports and Commercial Fishing

#### §149. Black Bass Regulations—Daily Take and Size Limits

A. The Wildlife and Fisheries Commission establishes a statewide daily take (creel limit) of 10 fish for black bass (*Micropterus spp.*). The possession limit shall be the same as the daily take on water and twice the daily take off water.

B. In addition, the commission establishes special size and daily take regulations for black bass on the following water bodies:

1. - 5.a ...

6. Atchafalaya River Basin and adjacent waters:

a. The size and daily take for black bass in the Atchafalaya River Basin and adjacent waters are established in Sections 165 and 189 of this Chapter.

\*Maximum Total Length. The distance in a straight line from the tip of the snout to the most posterior point of the depressed caudal fin as measured with mouth closed on a flat surface.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:6(25)(a), R.S. 56:325(C), R.S. 56:326.3, and R.S. 56:673.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 14:364 (June 1988), amended LR 17:278 (March 1991), repromulgated LR 17:488 (May 1991), amended LR 17:1122 (November 1991), LR 20:796 (July 1994), LR 23:1168 (September 1997), LR 24:505 (March 1998), LR 26:97 (January 2000), LR 28:104 (January 2002), LR 29:373 (March 2003), LR 30:2339 (October 2004), repromulgated LR 30:2495 (November 2004), amended LR 37:2440 (August 2011), LR 39:

#### §165. Black Bass Regulations—Atchafalaya River Basin, Lake Verret, Lake Palourde Complex

A. The daily creel limit (daily take) for black bass (*Micropterus spp.*) is seven fish with no minimum length limit in the area south of U.S. 190 from the West Atchafalaya Basin Protection Levee to the intersection of LA 1 and U.S. 190 due north of Port Allen, east of the West

Atchafalaya Basin Protection Levee from U.S. 190 to U.S. 90, north of U.S. 90 from the West Atchafalaya Basin Protection Levee to LA 20, north and west of LA 20 from U.S. 90 to LA 1 in Thibodaux, south and west of LA 1 from LA 20 to U.S. 190. This Rule will expire two years from its effective date.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:6(25)(a), 325(C), and 326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 19:361 (March 1993), amended LR 21:960 (September 1995), LR 23:998 (August 1997), amended LR 39:

#### §189. Black Bass Regulations, Lake Fausse Point/Lake Dauterive Complex

A. The harvest regulations for black bass (*Micropterus spp.*) on the Lake Fausse Point/Lake Dauterive complex located west of the West Atchafalaya Basin Protection Levee in Iberia and St. Martin Parishes, Louisiana are as follows:

1. size limit—no minimum length limit;
2. daily take—no more than seven fish.

B. These regulations apply to all areas west of the West Atchafalaya Basin Protection Levee from Highway 3083 to the U.S. Army Corps of Engineers locks at the Charenton Drainage and Navigation Canal, north of and including the Charenton Drainage and Navigation Canal from the Corps of Engineers locks to Highway 87, north and east of Highway 87 from the Charenton Drainage and Navigation Canal to Highway 320, east of Highway 320 from Highway 87 to Highway 86, south and east of Highway 86 from Highway 320 to Highway 345, east of Highway 345 from Highway 86 to Highway 679, east of Highway 679 from Highway 345 to Highway 3083 and south of Highway 3083 from Highway 679 to the West Atchafalaya Basin Protection Levee. This rule will expire two years from its effective date.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:6 (25)(a), R.S. 56:325(C), and R.S. 56:326.3.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 25:1990 (October 1999), amended LR 39:

#### Family Impact Statement

In accordance with Act #1183 of the 1999 Regular Session of the Louisiana Legislature, the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent. This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

#### Poverty Impact Statement

The proposed rulemaking will have no impact on poverty as described in R.S. 49:973.

#### Public Comments

Interested persons may submit written comments of the Notice of Intent to Mike Wood, Director, Inland Fisheries Section, Department of Wildlife and Fisheries, P.O. Box 98000, Baton Rouge, LA 70898-9000 no later than 4:30 p.m., May 2, 2013.

Ronald Graham  
Chairman

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Black Bass Regulations—Atchafalaya  
River Basin; Lake Verret, Lake Palourde Complex;  
Lake Fausse Point/Lake Dauterive Complex**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO  
STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed Rule change will have no anticipated implementation costs to state or local governmental units.

The proposed Rule change will eliminate the current 14-inch minimum total length limit for black bass (*Micropterus spp.*) in the Atchafalaya River Basin and the Lake Verret, Lake Palourde complex and establish no minimum length limit for black bass in the area.

The proposed Rule change will also replace the existing creel limit (daily take) of 10 black bass in the Atchafalaya River Basin and the Lake Verret, Lake Palourde complex with a smaller creel limit of 7 black bass.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE  
OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed Rule is expected to have no effect on revenue collections of state or local governmental units.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO  
DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL  
GROUPS (Summary)**

The portion of the proposed Rule change that eliminates the minimum size limit for black bass (*Micropterus spp.*) in the Atchafalaya River Basin and the Lake Verret, Lake Palourde complex is expected to have a positive effect on recreational angling activity in these areas.

The portion of the Rule that reduces the creel limit (daily take) for black bass in the Atchafalaya River Basin and the Lake Verret, Lake Palourde complex from 10 bass per day to 7 bass per day may negatively affect some anglers in these areas. The majority of public comments received to date, however, indicate that many anglers are willing to accept a smaller creel limit when it is combined with a more permissive minimum size limit.

The net effect on costs or economic benefits to directly affected persons or non-governmental groups is expected to be positive.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT  
(Summary)**

The proposed Rule change may have a minor positive effect on competition and employment in the private sector if anglers respond to the proposed changes by taking more recreational fishing trips to the Atchafalaya River Basin and the Lake Verret, Lake Palourde complex.

Lois Azzarello  
Undersecretary  
1303#028

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

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

**Crappie Regulations—Daily Take (LAC 76:VII.187)**

The Wildlife and Fisheries Commission hereby establishes the following Rule on Crappie (*Pomoxis spp.*) on Bayou D'Arbonne Lake, located in Union and Lincoln Parishes, Louisiana.

The secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the commission to promulgate and effectuate this Notice of

Intent and the final Rule, including but not limited to, the filing of the Fiscal and Economic Impact Statements, the filing of the Notice of Intent and final Rule and the preparation of reports and correspondence to other agencies of government.

**Title 76**

**WILDLIFE AND FISHERIES**

**Part VII. Fish and Other Aquatic Life**

**Chapter 1. Freshwater Sports and Commercial  
Fishing**

**§197. Crappie Regulations—Daily Take**

A. - A.1.a. ...

B. Bayou D'Arbonne Lake (Union and Lincoln Parishes) including all areas between the Bayou D'Arbonne spillway structure and Gill's Ferry Landing on D'Arbonne Creek and Hogpen Landing on Corney Creek.

1. Daily Limit—25 fish per person:

a. on water possession—same as daily limit per person.

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:325.1(c).

HISTORICAL NOTE: Promulgated in accordance with Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 30:2339 (October 2004), amended LR 38:2941(November 2012), amended LR 39:

**Family Impact Statement**

In accordance with Act #1183 of the 1999 regular session of the Louisiana Legislature, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

**Poverty Impact Statement**

The proposed rulemaking will have no impact on poverty as described in R.S. 49:973.

**Public Comments**

Interested persons may submit written comments of the Notice of Intent to Mike Wood, Director, Inland Fisheries Section, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA 70898-9000 no later than 4:30 p.m., April 4, 2013.

Ronald Graham  
Chairman

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Crappie Regulations—Daily Take**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO  
STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed Rule change will have no anticipated implementation costs to state or local governmental units. The proposed Rule change clarifies the boundaries of the area for a previously adopted regulation establishing a 25 crappie per day creel limit in Bayou D'Arbonne Lake. The existing Rule uses a colloquial name for a body of water, Lake D'Arbonne, and does not set defined boundaries for the area in which the Regulation applies. In addition, the proposed Rule change specifies that the 25 crappie per day creel limit applies within Bayou D'Arbonne Lake, the proper name of the body of water, in all areas between the Bayou D'Arbonne spillway structure and Gill's Ferry Landing on D'Arbonne Creek and Hogpen Landing on Corney Creek. It also indicates that the creel limit

applies to areas of Bayou D'Arbonne Lake within both Union and Lincoln parishes.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed Rule is expected to have no effect on revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

There is no estimated cost and/or benefit to directly affected persons or non-governmental groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed Rule is expected to have no effect on competition or employment.

Lois Azzarello  
Undersecretary  
1303#027

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

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

**Deer Management Assistance Program (LAC 76:V.111)**

The Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission does hereby advertise their intent to amend the regulations for the Deer Management Assistance Program.

**Title 76**

**WILDLIFE AND FISHERIES**

**Part V. Wild Quadrupeds and Wild Birds**

**Chapter 1. Wild Quadrupeds**

**§111. Rules and Regulations for Participation in the  
Deer Management Assistance Program**

A. - A.1.c. ...

d. Fee schedule:

i. Tier 1—fee dependent on acreage;

- (a). 1,000 – 1,500 acres - \$250;
- (b). 1,501 – 10,000 acres - \$300;
- (c). 10,001 – 20,000 acres - \$500;
- (d). 20,001 – 50,000 acres - \$1,500;
- (e). 50,001 – 75,000 acres - \$2,500;
- (f). >75,000 acres - \$3,750 minimum, to be

negotiated;

ii. Tier 2—fee dependent on acreage;

- (a). 500 – 1,500 acres - \$150;
- (b). 1,501 – 10,000 acres - \$200;
- (c). 10,001 – 20,000 acres - \$500;
- (d). 20,001 – 50,000 acres - \$1,500;
- (e). 50,001 – 75,000 acres - \$2,500;
- (f). >75,000 acres - \$3,750 minimum, to be

negotiated;

iii. Tier 3—fee dependent on acreage;

- (a). 40 – 500 acres - \$100;
- (b). 501 – 1,500 acres - \$150;
- (c). 1,501 – 10,000 acres - \$200;
- (d). 10,001 – 20,000 acres - \$500;
- (e). 20,001 – 50,000 acres - \$1,500;
- (f). 50,001 – 75,000 acres - \$2,500;
- (g). >75,000 acres - \$3,750 minimum, to be

negotiated;

iv. Tier 4—no acreage minimum, no fee.

A.1.e. - B.1.b. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 56:110.1 and R.S. 56:115.

HISTORICAL NOTE: Promulgated by the Department of Wildlife and Fisheries, Wildlife and Fisheries Commission, LR 17:204 (February 1991), amended LR 25:1656 (September 1999), LR 26:2011 (September 2000), LR 30:2496 (November 2004), LR 34:1427 (July 2008), LR 35:1910 (September 2009), LR 39:

**Family Impact Statement**

In accordance with Act 1183 of the 1999 regular session of the Louisiana Legislature, the Department of Wildlife and Fisheries/Wildlife and Fisheries Commission hereby issues its Family Impact Statement in connection with the preceding Notice of Intent: This Notice of Intent will have no impact on the six criteria set out at R.S. 49:972(B).

**Poverty Impact Statement**

The proposed rulemaking will have no impact on poverty as described in R.S. 49:973.

**Public Comments**

Interested persons may submit written comments relative to the proposed Rule until 4:30 p.m., Thursday, May 2, 2013 to Mr. Scott Durham, Wildlife Division, Department of Wildlife and Fisheries, Box 98000, Baton Rouge, LA, 70898-9000.

The secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the commission to promulgate and effectuate this Notice of Intent and the final Rule, including but not limited to, the filing of the Fiscal and Economic Impact Statements, the filing of the Notice of Intent and final Rule and the preparation of reports and correspondence to other agencies of government.

Ronald Graham  
Chairman

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Deer Management Assistance Program**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The proposed rule change will have no anticipated implementation costs to state or local governmental units.

The Louisiana Department of Wildlife and Fisheries (LDWF) operates the Deer Management Assistance Program (DMAP), which is a voluntary program that encourages landowners to enroll land in a deer habitat management plan. Once landowners (cooperators) have enrolled land in the DMAP and paid the appropriate fee, they receive deer habitat and harvest recommendations from program biologists and agree to provide data regarding deer harvested on DMAP acreage. Cooperators may choose to enroll land in one of four categories or "tiers" with varying minimum area requirements and data reporting requirements.

The proposed rule changes the labels of the four Deer Management Assistance Program categories from Level 1, Level 2, Level 3, and Level 4 to Tier 1, Tier 2, Tier 3, and Tier 4 to make the official category titles consistent with established common usage.

The proposed rule change permits cooperators who wish to enroll more than 1,000 acres but less than 1,500 acres to participate in the Tier 1 DMAP category. Under the existing rule, only cooperators who enrolled more than 1,500 acres could participate in the Tier 1 DMAP category. The proposed rule change assesses an annual fee of \$250 to enroll more than

1,000 acres but less than 1,500 acres in the Tier 1 DMAP category.

The proposed rule change also sets a minimum of 40 acres to participate in the Tier 3 DMAP category, consistent with the existing LDWF practice.

The proposed rule change clarifies that there is no minimum acreage requirement for participation in the Tier 4 DMAP category.

Further, the proposed rule change clarifies the fee schedule for enrolling land in the DMAP Adjustment Program at all tiers.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed rule change is expected to have a minimal increase in revenue collections to the Conservation Fund. Cooperators with between 1,000 and 1,500 acres enrolled in the Tier 2 category that are currently paying \$150 per year may choose to participate in the Tier 1 category and pay \$250 per year. The estimated increase in LDWF revenues is approximately \$3,000 per year.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

By lowering the minimum acreage requirements for enrollment in the Tier 1 DMAP category from 1,500 acres to 1,000 acres, the proposed rule change would positively affect potential cooperators who might not have sufficient acreage to participate under the existing rule.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

The proposed rule change is expected to have no effect on competition or employment.

Lois Azzarello  
Undersecretary  
1303#026

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Workforce Commission  
Office of Workers' Compensation**

Workers' Compensation Medical Reimbursement Schedule (LAC 40:I:3119, 3329, 3911, 4119, 4339, 4537, and 5157)

Notice is hereby given, in accordance with R.S. 49:950, et seq., that the Louisiana Workforce Commission, Office of Workers' Compensation, pursuant to the authority vested in the Director of the Office of Workers' Compensation by R.S. 23:1310.1 and in accordance with applicable provisions of the Administrative Provisions Act, proposes to amend LAC 40:I: 3119,3329,3911,4119,4339,4537,5157 and 5399.

This proposed Rule will update the Current Procedural Terminology (CPT) and Healthcare Common Procedure Coding System (HCPCS) codes in order to be consistent with the American Medical Association (AMA). The revision will add codes that are currently not reflected in the Louisiana Workers' Compensation Fee Schedule, and remove all obsolete CPT/HCPCS codes. The revisions will also include site of service differentials for new and updated CPT Codes where applicable. Implementation of this proposed fee schedule update will allow for more accurate coding by providers and carriers/self-insured employers but should not impact those receiving medical procedures under workers' compensation. The Louisiana Workers' Compensation Physical Therapy and Occupational Therapy

proprietary codes will no longer be utilized, as the new fee schedule updates will allow for utilization of the appropriate national CPT/HCPCS Physical Therapy and Occupational Therapy Codes.

**Title 40  
LABOR AND EMPLOYMENT  
Part I. Workers' Compensation Administration  
Subpart 2. Medical Guidelines  
Chapter 31. Vision Care Services, Reimbursement  
Schedule, Billing Instruction and  
Maintenance**

**§3119. Maximum Allowable Reimbursement  
A. - A.3. ...**

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Vision Services and Supplies		
HCPCS	Description	Purchase
		New
V2020	Frames; Purchases	\$74
V2025	Deluxe Frame	B.R.
V2100	Sphere; Single Vision	\$50
V2101	Sphere; Single Vision	\$58
V2102	Sphere; Single Vision	\$60
V2103	Spherocylinder; Single Vision	\$38
V2104	Spherocylinder; Single Vision	\$54
V2105	Spherocylinder; Single Vision	\$57
V2106	Spherocylinder; Single Vision	\$59
V2107	Spherocylinder; Single Vision	\$65
V2108	Spherocylinder; Single Vision	\$59
V2109	Spherocylinder; Single Vision	\$59
V2110	Spherocylinder; Single Vision	\$61
V2111	Spherocylinder; Single Vision	\$63
V2112	Spherocylinder; Single Vision	\$86
V2113	Spherocylinder; Single Vision	\$78
V2114	Spherocylinder; Single Vision	\$100
V2115	Lenticular; (Myodisc); per Lens	\$101
V2118	Aniseikonic Lens; Single Vision	\$85
V2121	Lenticular lens, per lens, single	\$93
V2199	Not Otherwise Classified	B.R.
V2200	Sphere; Bifocal	\$66
V2201	Sphere; Bifocal	\$66
V2202	Sphere; Bifocal	\$92
V2203	Spherocylinder; Bifocal	\$65
V2204	Spherocylinder; Bifocal	\$69
V2205	Spherocylinder; Bifocal	\$74
V2206	Spherocylinder; Bifocal	\$83
V2207	Spherocylinder; Bifocal	\$66
V2208	Spherocylinder; Bifocal	\$91
V2209	Spherocylinder; Bifocal	\$77
V2210	Spherocylinder; Bifocal	\$87
V2211	Spherocylinder; Bifocal	\$80
V2212	Spherocylinder; Bifocal	\$89
V2213	Spherocylinder; Bifocal	\$120
V2214	Spherocylinder; Bifocal	\$125
2215	Lenticular (Myodisc); per Lens	\$93
V2216	Lenticular; Nonaspheric; per Lens	\$91
V2217	Lenticular; Aspheric Lens; Bifocal	\$108
V2218	Aniseikonic; per Lens; Bifocal	\$105
V2219	Bifocal Seg Width over 28mm	\$59
V2220	Bifocal Add over 3.25d	\$60
V2221	Lenticular lens, per lens, bifocal	\$109
V2299	Specialty Bifocal (by report)	B.R.
V2300	Sphere; Trifocal	\$81
V2301	Sphere; Trifocal	\$104
V2302	Sphere; Trifocal	\$101
V2303	Spherocylinder; Trifocal	\$76
V2304	Spherocylinder; Trifocal	\$82
V2305	Spherocylinder; Trifocal	\$116
V2306	Spherocylinder; Trifocal	\$124

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Vision Services and Supplies		
HCPCS	Description	Purchase
		New
V2307	Spherocylinder; Trifocal	\$91
V2308	Spherocylinder; Trifocal	\$92
V2309	Spherocylinder; Trifocal	\$94
V2310	Spherocylinder; Trifocal	\$98
V2311	Spherocylinder; Trifocal	\$109
V2312	Spherocylinder; Trifocal	\$101
V2313	Spherocylinder; Trifocal	\$105
V2314	Spherocylinder; Trifocal	\$111
V2315	Lenticular; (Myodisc); per Lens	\$118
V2316	Lenticular Nonaspheric; per Lens	\$111
V2317	Lenticular; Aspheric Lens	\$138
V2318	Aniseikonic Lens; Trifocal	\$156
V2319	Trifocal Seg Width over 28mm	\$75
V2320	Trifocal Add over 3.25d	\$84
V2321	Lenticular lens, per lens, trifocal	\$145
V2399	Specialty Trifocal (by report)	B.R.
V2410	Variable Asphericity Lens	\$147
V2430	Variable Asphericity Lens; Bifocal	\$141
V2499	Variable Sphericity Lens	B.R.
V2500	Contact Lens; PMMA; Spherical	\$125
V2501	Contact Lens; PMMA; Toric or Prism	\$134
V2502	Contact Lens PMMA; Bifocal	\$154
V2503	Contact Lens PMMA; Color Vision	\$145
V2510	Contact Lens; Gas Permeable	\$171
V2511	Contact Lens; Gas Permeable; Toric	\$186
V2512	Contact Lens; Gas Permeable	\$277
V2513	Contact Lens; Gas Permeable	\$252
V2520	Contact Lens Hydrophilic	\$128
V2521	Contact Lens Hydrophilic; Toric	\$193
V2522	Contact Lens Hydrophilic; Bifocal	\$262
V2523	Contact Lens Hydrophilic; Extended	\$181
V2530	Contact Lens; Scleral; per Lens	\$277
V2531	Contact lens, scleral, gas permeable, per lens	\$783
V2599	Contact Lens; Other Type	B.R.
V2600	Hand Held Low Vision Aids	B.R.
V2610	Single Lens Spectacle Mounted	B.R.
V2615	Telescopic and Other Compound Lens	B.R.
V2623	Prosthetic Eye; Plastic; Custom	\$1,384
V2624	Polishing Artificial Eye	\$78
V2625	Enlargement of Ocular Prosthesis	\$374
V2626	Reduction of Ocular Prosthesis	\$259
V2627	Scleral Cover Shell	\$1,412
V2628	Fabrication and Fitting	\$367
V2629	Prosthetic Eye; Other Type	B.R.
V2630	Anterior Chamber Intraocular Lens	\$534
V2631	Iris Supported Intraocular Lens	\$534
V2632	Posterior Chamber Intraocular Lens	\$453
V2700	Balance Lens; per Lens	\$52
V2702	Deluxe lens feature	B.R.
V2710	Slab off Prism; Glass or Plastic	\$78
V2715	Prism; per Lens	\$19
V2718	Press-on Lens; Fresnell Prism	\$41
V2730	Special Base Curve	\$33
V2744	Tint; Photochromatic; per Lens	\$20
V2745	Addition to lens; tint, any color, solid, gradient or equal, excludes photochromatic, any lens material, per lens	\$13
V2750	Anti-Reflective Coating; per Lens	\$26
V2755	UV Lens; per Lens	\$27
V2756	Eye glass case	\$6
V2760	Scratch Resistant Coating	\$17
V2761	Mirror coating, any type, solid, gradient or equal, any lens material, per lens	B.R.
V2762	Polarization, any lens material, per lens	B.R.
V2770	Occluder Lens; per Lens	\$29

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Vision Services and Supplies		
HCPCS	Description	Purchase
		New
V2780	Oversize Lens; per Lens	\$15
V2781	Progressive lens, per lens	B.R.
V2782	Lens, index 1.54 to 1.65 plastic or 1.60 to 1.79 glass, excludes polycarbonate, per lens	\$71
V2783	Lens, index greater than or equal to 1.66 plastic or greater than or equal to 1.80 glass, excludes polycarbonate, per lens	\$80
V2784	Lens, polycarbonate or equal, any index, per lens	\$52
V2785	Processing; Transp Corneal Tissue	B.R.
V2786	Specialty occupational multifocal lens, per lens	B.R.
V2787	Astigmatism correcting function of intraocular lens	B.R.
V2790	Amniotic membrane for surgical reconstruction, per procedure	B.R.
V2797	Vision supply, accessory and/or service component of another hcpcs vision code	B.R.
V2799	Vision Service; Miscellaneous	B.R.

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1034.2.

HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers Compensation Administration, LR 19:54 (January 1993), repromulgated LR 19:212 (February 1993), amended LR 20:1299 (November 1994), amended by the Louisiana Workforce Commission, Office of Workers' Compensation, LR 39:

**Chapter 33. Hearing Aid Equipment and Services Reimbursement Schedule, Billing Instructions and Maintenance Procedures**

**§3329. Reimbursement Schedule**

A. - A.3. ...

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Hearing Services and Supplies		
HCPCS	Description	Maximum Allowable
V5008	Hearing screening	\$35
V5010	Assessment for hearing aid	\$82
V5011	Fitting or checking of hearing aid	B.R.
V5014	Repair/modification of a hearing aid	\$117
V5020	Conformity evaluation	\$70
V5030	Hearing aid, monaural, body worn, air conduction	\$738
V5040	Hearing aid, monaural, body worn, bone conduction	\$767
V5050	Hearing aid, monaural, in the ear (full shell only)	\$708
V5060	Hearing aid, monaural, behind the ear	\$720
V5070	Glasses, air conduction	\$802
V5080	Glasses, bone conduction	\$838
V5090	Dispensing fee, unspecified hearing aid	\$270
V5095	Semi-implantable middle ear hearing prosthesis	B.R.
V5100	Hearing aid, bilateral, body worn	\$1,061
V5110	Dispensing fee, bilateral	\$287
V5120	Binaural, body	\$1,160
V5130	Binaural, in the ear (full shell only)	\$1,378
V5140	Binaural, behind the ear	\$1,406
V5150	Binaural, glasses	\$1,388
V5160	Dispensing fee, binaural	\$334
V5170	Hearing aid, cros, in the ear (full shell only)	\$958
V5180	Hearing aid, cros, behind the ear	\$896
V5190	Hearing aid, cros, glasses	\$955
V5200	Dispensing fee, cros	\$282

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Hearing Services and Supplies		
HCPCS	Description	Maximum
		Allowable
V5210	Hearing aid, bicos, in the ear (full shell only)	\$1,049
V5220	Hearing aid, bicos, behind the ear	\$1,008
V5230	Hearing aid, bicos, glasses	\$1,042
V5240	Dispensing fee, bicos	\$311
V5241	Dispensing fee, monaural hearing aid, any type	B.R.
V5242	Hearing aid, analog, monaural, cic (completely in the ear canal)	B.R.
V5243	Hearing aid, analog, monaural, itc (in the canal)	B.R.
V5244	Hearing aid, digitally programmable analog, monaural, cic	B.R.
V5245	Hearing aid, digitally programmable, analog, monaural, itc	B.R.
V5246	Hearing aid, digitally programmable analog, monaural, ite (in the ear)	B.R.
V5247	Hearing aid, digitally programmable analog, monaural, bte (behind the ear)	B.R.
V5248	Hearing aid, analog, binaural, cic	B.R.
V5249	Hearing aid, analog, binaural, itc	B.R.
V5250	Hearing aid, digitally programmable analog, binaural, cic	B.R.
V5251	Hearing aid, digitally programmable analog, binaural, itc	B.R.
V5252	Hearing aid, digitally programmable, binaural, ite	B.R.
V5253	Hearing aid, digitally programmable, binaural, bte	B.R.
V5254	Hearing aid, digital, monaural, cic	B.R.
V5255	Hearing aid, digital, monaural, itc	B.R.
V5256	Hearing aid, digital, monaural, ite	B.R.
V5257	Hearing aid, digital, monaural, bte	B.R.
V5258	Hearing aid, digital, binaural, cic	B.R.
V5259	Hearing aid, digital, binaural, itc	B.R.
V5260	Hearing aid, digital, binaural, ite	B.R.
V5261	Hearing aid, digital, binaural, bte	B.R.
V5262	Hearing aid, disposable, any type, monaural	B.R.
V5263	Hearing aid, disposable, any type, binaural	B.R.
V5264	Ear mold/insert, not disposable, any type	B.R.
V5265	Ear mold/insert, disposable, any type	B.R.
V5266	Battery for use in hearing device	B.R.
V5267	Hearing aid supplies / accessories	B.R.
V5268	Assistive listening device, telephone amplifier, any type	B.R.
V5269	Assistive listening device, alerting, any type	B.R.
V5270	Assistive listening device, television amplifier, any type	B.R.
V5271	Assistive listening device, television caption decoder	B.R.
V5272	Assistive listening device, tdd	B.R.
V5273	Assistive listening device, for use with cochlear implant	B.R.
V5274	Assistive listening device, not otherwise specified	B.R.
V5275	Ear impression, each	B.R.
V5298	Hearing aid, not otherwise classified	B.R.
V5299	Hearing aid, not otherwise classified	B.R.
V5336	Repair/modification augmen devise	B.R.
V5362	Speech screening	B.R.
V5363	Language screening	B.R.
V5364	Dysphagia screening	B.R.

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**Chapter 39. Medical Transportation Reimbursement Schedule, Billing Instructions and Maintenance Procedures**

**§3911. Schedule of Maximum Allowances**

A. - B.3. ...

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Medical Transportation		
HCPCS	Description	Maximum
		Allowable
A0140	Nonemergency Transportation and Air Travel (Private or Commercial), Intra or Interstate	B.R.
A0999	Unlisted Ambulance Service	B.R.
A0380	Emergency Ambulance Service, BLS per Mile, One Way	\$6
A0390	Emergency Ambulance Service, (ALS) Per Mile, One Way	\$7
A0420	Ambulance Service, Waiting Time, One Half (1/2) Hour Increments, Rate per Unit (See Table Below)	\$42
A0422	Ambulance Service, Oxygen, Administration and Supplies, Life Sustaining Situation	B.R.
A0427	Emergency Ambulance Service, Advanced Life Support (ALS) Base Rate, All Inclusive Services, One Way	\$375
A0428	Nonemergency Transportation, Ambulance, Base Rate, One Way	\$169
A0429	Emergency Ambulance Service, BLS Rate One Way	\$258
A0430	Ambulance Service, Conventional Air Service One Way	B.R.
A0431	Ambulance Service, Air, Helicopter, v	B.R.

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1034.2.

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**Chapter 41. Durable Medical Equipment and Supplies Reimbursement Schedule, Billing Instruction and Maintenance Procedure**

**§4119. Maximum Allowance Schedules**

A. Durable Medical Equipment

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
		New	Used	
E0100	Cane, adj/fixd, w/tip	\$26	\$21	\$7
E0105	Cane, quad/three prong	\$61	\$47	\$9
E0110	Crutches, forearm	\$96	\$72	\$17
E0111	Crutch forearm	\$56	\$43	\$11
E0112	Crutches underarm, wood, pair	\$46	\$35	\$10
E0113	Crutch underarm, wood, each	\$29	\$22	\$7
E0114	Crutches underarm, aluminum, pair	\$64	\$48	\$11
E0116	Crutch underarm, aluminum, each	\$38	\$29	\$8
E0117	Underarm springassist crutch	\$269	\$202	\$27
E0118	Crutch substitute	B.R.	B.R.	B.R.

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HPCPS	Description	Purchase	Purchase	Rental
E0130	Walker, rigid, adj/fixed hgt	\$87	\$68	\$18
E0135	Walker, folding, adj/fixed hgt	\$102	\$79	\$18
E0140	Walker w trunk support	\$434	\$326	\$43
E0141	Walker, wheeled, w/out seat	\$142	\$107	\$24
E0143	Folding walker, wheeled, w/out seat	\$148	\$111	\$23
E0144	Enclosed walker w rear seat	\$383	\$287	\$38
E0147	Walker, heavy duty, break sys	\$501	\$381	\$51
E0148	Heavyduty walker no wheels	\$153	\$115	\$15
E0149	Heavy duty wheeled walker	\$269	\$201	\$27
E0153	Platform attac, forearm crutch, ea	\$86	\$64	\$9
E0154	Platform attachment, walker, ea	\$87	\$66	\$1
E0155	Wheel attach, rigid pick-up walker	\$33	\$25	\$4
E0156	Seat attach, walker	\$46	\$35	\$5
E0157	Crutch attach, walker, ea	\$101	\$76	\$11
E0158	Leg extensions a walker	\$36	\$27	\$4
E0159	Brake for wheeled walker	\$22	\$16	\$2
E0160	Sitz bath, port, fits over seat	\$44	\$33	\$5
E0161	Sitz bath, port, fits over seat	\$48	\$36	\$5
E0162	Sitz bath chair	\$180	\$139	\$18
E0163	Commode chair, stat, w/fixed arms	\$125	\$98	\$26
E0165	Commode chair, stat, w/detach arms	\$195	\$146	\$19
E0166	Commode chair, mob, w/detach arms	\$327	\$245	\$33
E0167	Pail/pan use w/commode chair	\$13	\$9	\$2
E0168	Heavyduty/wide commode chair	\$211	\$158	\$21
E0170	Commode chair electric			\$224
E0171	Commode chair non-electric			\$40
E0172	Seat lift mechanism toilet	B.R.	B.R.	B.R.
E0175	Foot rest, use w/commode chair	\$69	\$51	\$7
E0181	Pres pad, alt w/pump, heavy duty	\$382	\$287	\$38
E0182	Pump alternating pressure pad	\$275	\$206	\$27
E0184	Dry pressure mattress	\$344	\$258	\$38
E0185	Gel pressure pad mattress	\$336	\$258	\$47
E0188	Synthetic sheepskin pad	\$37	\$28	\$4
E0189	Lambswool sheepskin, pad any size	\$73	\$54	\$8
E0190	Positioning cushion	B.R.	B.R.	B.R.

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HPCPS	Description	Purchase	Purchase	Rental
E0191	Heel/elbow protector, ea	\$12	\$9	\$2
E0193	Powered air flot bed	B.R.		\$1,371
E0194	Air fluidized bed	B.R.		\$4,016
E0196	Gel pressure mattress	\$341	\$256	\$34
E0197	Air pressure pad mattress	\$232	\$204	\$32
E0198	Water pressure pad mattress	\$232	\$176	\$24
E0199	Dry pressure pad mattress	\$34	\$25	\$3
E0200	Heat lamp, w/o stand	\$98	\$73	\$13
E0202	Phototherapy light w/photometer	\$1,043	\$782	\$105
E0203	Therapeutic lightbox tabletp	B.R.	B.R.	B.R.
E0205	Heat lamp, w/stand	\$240	\$180	\$26
E0210	Electric heat pad, std	\$39	\$29	\$4
E0215	Electric heat pad, moist	\$95	\$71	\$10
E0217	Water circ heat pad w pump	\$693	\$520	\$77
E0218	Water circulating cold pad with pump	B.R.	B.R.	B.R.
E0221	Infrared heating pad system	B.R.	B.R.	B.R.
E0225	Hydrocollator unit, includes pads	\$473	\$355	\$47
E0231	Non-contact wound warming device	B.R.	B.R.	B.R.
E0232	Warming cord for use with any wound warming device	B.R.	B.R.	B.R.
E0235	Paraffin bath unit, portable	\$213	\$160	\$21
E0236	Pump water circulating pad	\$546	\$410	\$55
E0239	Hydrocollator unit, portable	\$472	\$354	\$47
E0240	Bath/shower chair	B.R.		
E0241	Bath tub wall rail, ea	B.R.		
E0242	Bath tub rail, floor base	B.R.		
E0243	Toilet rail, ea	B.R.		
E0244	Raised toilet seat	B.R.		
E0245	Tub stool/bench	B.R.		
E0246	Transfer tub rail attachment	B.R.		
E0247	Trans bench w/wo comm open	B.R.		
E0248	HDtrans bench w/wo comm open	B.R.		
E0249	Pad water circulating heat unit	\$112	\$84	\$11
E0250	Hosp bed, fix hgt, rail/mattress	\$1,036	\$777	\$104
E0251	Hosp bed, fix hgt, rail/no mattress	\$853	\$640	\$85
E0255	Hosp bed, hi-lo, rail/mattress	\$1,356	\$1,017	\$136
E0256	Hosp bed, hi-lo, rail/no mattress	\$1,029	\$771	\$103
E0260	Hosp bed, semi-elect, rail/mattress	\$1,985	\$1,489	\$198
E0261	Hosp bed, semi-elect, rail/no mattress	\$1,690	\$1,268	\$169
E0265	Hosp bed, tot elect, rail/mattress	\$2,467	\$1,850	\$247

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E0266	Hosp bed, tot elect, rail/no mattress	\$1,985	\$1,489	\$198
E0270	Hosp bed, inst type	B.R.		
E0271	Mattress, innerspring	\$237	\$182	\$24
E0272	Mattress, foam rubber	\$250	\$186	\$26
E0273	Bed board	B.R.		
E0274	Over-bed table	B.R.		
E0275	Bed pan, std, metal/plastic	\$16	\$12	\$2
E0276	Bed pan, fx, metal/plastic	\$19	\$14	\$2
E0277	Alternating pressure mattress	\$9,594	\$7,195	\$959
E0280	Bed cradle, any type	\$47	\$35	\$7
E0290	Hosp bed, fix hgt, w/o rails	\$922	\$692	\$92
E0291	Hosp bed, fix hgt, w/o rails	\$670	\$502	\$67
E0292	Hosp bed, hi-lo, w/o rails, w/mat	\$1,037	\$778	\$104
E0293	Hosp bed, hi-lo, w/o rails, w/o m	\$883	\$662	\$88
E0294	Hosp bed, semi-elect w/o rails	\$1,613	\$1,210	\$161
E0295	Hosp bed, semi-elect, w/o rails	\$1,572	\$1,179	\$157
E0296	Hosp bed, tot elect, w/out	\$2,026	\$1,520	\$203
E0297	Hosp bed, tot elect, w/out	\$1,736	\$1,302	\$174
E0300	Enclosed ped crib hosp grade	\$3,416	\$2,562	\$342
E0301	HD hosp bed, 350-600 lbs			\$326
E0302	Ex hd hosp bed > 600 lbs			\$861
E0303	Hosp bed hvy dty xtra wide			\$366
E0304	Hosp bed xtra hvy dty x wide			\$928
E0305	Bed side rails, half length	\$186	\$140	\$19
E0310	Bed side rails, full length	\$240	\$181	\$27
E0315	Bed access: boards/tables, any	B.R.		
E0316	Bed safety enclosure			\$254
E0325	Urinal; male, jug-type	\$14	\$11	\$3
E0326	Urinal; female, jug-type	\$13	\$10	\$3
E0328	Ped hospital bed, manual	B.R.	B.R.	B.R.
E0329	Ped hospital bed semi/elect	B.R.	B.R.	B.R.
E0350	Control unit bowel system	B.R.	B.R.	B.R.
E0352	Disposable pack w/bowel syst	B.R.	B.R.	B.R.
E0370	Air elevator for heel	B.R.	B.R.	B.R.
E0371	Nonpower mattress overlay			\$535
E0372	Powered air mattress overlay			\$649
E0373	Nonpowered pressure mattress			\$740
E0424	Stat comp gas O2 system, rental	\$455		

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E0425	Stat comp gas O2 system, purchase	\$4,550	\$3,413	
E0430	Port gas O2 system, purchase	\$2,150	\$1,613	
E0431	Port gas O2 system, rental			\$215
E0433	Portable liquid oxygen sys			\$67
E0434	Port liquid O2 system, rental			\$223
E0435	Port liquid O2 system, purchase	\$2,230	\$1,673	
E0439	Stat liquid O2 system, rental			\$455
E0440	Stat liquid O2 system, purchase	\$4,550	\$3,413	
E0441	O2 contents, gaseous, per unit	\$20		
E0442	O2 contents, liquid, per unit	B.R.		
E0443	Port O2 contents, gaseous, unit	\$10		
E0444	Port O2 contents, liquid, unit	B.R.		
E0445	Oximeter non-invasive	B.R.		
E0446	Topical Ox Deliver sys, nos	B.R.		
E0450	Volume ventilator; stat/portable	B.R.	B.R.	\$1,750
E0455	O2 tent, excl croup/ped tents	B.R.		
E0457	Chest shell (cuirass)	\$721	\$540	\$72
E0459	Chest wrap	\$534	\$400	\$53
E0460	Neg pressure vent; port/stationary	\$9,053	\$6,790	\$905
E0461	Vol control vent noninv int			\$1,333
E0462	Rocking bed w/w/o side rails	\$3,057	\$2,293	\$306
E0463	Press supp vent invasive int			\$1,964
E0464	Press supp vent noninv int			\$1,964
E0470	RAD w/o backup non-inv intrfc			\$309
E0471	RAD w/backup non inv intrfc			\$773
E0472	RAD w backup invasive intrfc			\$773
E0480	Percussor, elect/pneum, home mod	\$670	\$503	\$67
E0481	Intrpnlmry percuss vent sys	B.R.	B.R.	B.R.
E0482	Cough stimulating device			\$600
E0483	Chest compression gen system			\$1,486
E0484	Non-elec oscillatory pep dvc	\$52	\$39	\$5
E0485	Oral device/appliance prefab	B.R.	B.R.	B.R.
E0486	Oral device/appliance cusfab	B.R.	B.R.	B.R.
E0487	Electronic spirometer	B.R.	B.R.	B.R.
E0500	IPPB machine, w/built-in nebuliz	\$1,152	\$864	\$115
E0550	Humidifier, extensive sup humid	\$526	\$394	\$53

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E0555	Humidifier, glass/autoclav plast	B.R.		
E0560	Humidifier, supplemental humidi	\$212	\$159	\$22
E0561	Humidifier nonheated w PAP	\$129	\$97	\$13
E0562	Humidifier heated used w PAP	\$363	\$272	\$36
E0565	Compressor, air power source	\$640	\$480	\$64
E0570	Nebulizer, w/compressor	\$207	\$155	\$21
E0572	Aerosol compressor adjust pr			\$53
E0574	Ultrasonic generator w svneb			\$56
E0575	Nebulizer; ultrasonic	\$1,078	\$809	\$108
E0580	Nebulizer, glass/autoclav plast	\$161	\$121	\$16
E0585	Nebulizer, w/compressor and heater	\$433	\$325	\$43
E0600	Suction pump, home model, port	\$491	\$368	\$50
E0601	Cont airway pressure (cpap) dev	\$1,172	\$879	\$117
E0602	Manual breast pump	\$41	\$31	\$4
E0603	Electric breast pump	B.R.	B.R.	B.R.
E0604	Hosp grade elec breast pump	B.R.	B.R.	B.R.
E0605	Vaporizer, room type	\$29	\$23	\$3
E0606	Postural drainage board	\$241	\$180	\$24
E0607	Home blood glucose monitor	\$261	\$205	\$30
E0610	Pacemaker monitor, self-contained	\$289	\$217	\$29
E0615	Pacemaker monitor, self-contained	\$502	\$377	\$61
E0616	Cardiac event recorder	B.R.		
E0617	Automatic ext defibrillator			\$471
E0618	Apnea monitor			\$391
E0619	Apnea monitor w recorder	B.R.	B.R.	B.R.
E0620	Cap bld skin piercing laser	\$1,221	\$916	\$28
E0621	Sling/seat, pat lift, canvas/nylon	\$118	\$89	\$11
E0625	Patient lift, kartop, bathroom	B.R.	B.R.	B.R.
E0627	Seat lift mech in comb lift-chair	\$408	\$306	\$41
E0628	Sep seat lift mech	\$408	\$306	\$41
E0629	Sep seat lift mech	\$408	\$306	\$41
E0630	Patient lift, hydraulic	\$1,257	\$943	\$126
E0635	Patient lift, electric	\$1,608	\$1,206	\$161
E0636	PT support & positioning sys			\$1,473
E0637	Combination sit to stand sys	B.R.	B.R.	B.R.
E0638	Standing frame sys	B.R.	B.R.	B.R.
E0639	Moveable patient lift system	B.R.	B.R.	B.R.
E0640	Fixed patient lift system	B.R.	B.R.	B.R.
E0641	Multi-position stdn fram sys	B.R.	B.R.	B.R.

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E0642	Dynamic standing frame	B.R.	B.R.	B.R.
E0650	Pneumatic compress, non-seg home	\$889	\$667	\$113
E0651	Pneumatic compress, seg home mod	\$1,133	\$850	\$116
E0652	Pneumatic compress, seg home mod	\$6,543	\$4,903	\$647
E0655	Pneum appl use w/comp, half arm	\$152	\$114	\$16
E0656	Segmental pneumatic trunk	\$807	\$605	\$81
E0657	Segmental pneumatic chest	\$758	\$568	\$76
E0660	Pneum appl use w/comp, full leg	\$199	\$149	\$28
E0665	Pneum appl use w/comp, full arm	\$172	\$129	\$17
E0666	Pneum appl use w/comp, half leg	\$176	\$132	\$25
E0667	Pneum appl use w/seg comp, leg	\$464	\$348	\$45
E0668	Pneum appl use w/seg comp, arm	\$545	\$409	\$54
E0669	Segmental pneumatic appliance	\$256	\$192	\$26
E0671	Pressure pneum appl full leg	\$580	\$435	\$58
E0672	Pressure pneum appl full arm	\$451	\$338	\$45
E0673	Pressure pneum appl half leg	\$374	\$281	\$37
E0675	Pneumatic compression device			\$537
E0676	Inter limb compress dev NOS	B.R.	B.R.	B.R.
E0691	Uvl pnl 2 sq ft or less	\$1,255	\$941	\$125
E0692	Uvl sys panel 4 ft	\$1,576	\$1,182	\$158
E0693	Uvl sys panel 6 ft	\$1,576	\$1,182	\$158
E0694	Uvl md cabinet sys 6 ft	\$6,182	\$4,637	\$618
E0700	Safety equipment	B.R.		
E0705	Transfer device	\$77	\$56	\$8
E0710	Restraints, any type	B.R.		
E0720	Tens, two lead, loc stimulation	\$593	\$445	\$59
E0730	Tens, 4 lead, lrg area/mult nerve	\$593	\$445	\$59
E0731	Form fit garment del tens/nmes	\$440		
E0740	Incontinence treatment systm	\$730	\$548	\$73
E0744	Neuromusc stimulator scoliosis	\$1,052	\$789	\$105
E0745	Neuromusc stimulator, elect shock	\$939	\$704	\$94
E0746	Electromyography, biofeedback dev	B.R.		
E0747	Osteogenesis stimulator (non-inv)	\$4,353	\$3,234	\$433
E0748	Elec osteogen stim spinal	\$5,433	\$4,072	\$543
E0749	Osteogenesis stimulator (surg)	\$3,161	\$2,371	\$316
E0755	Elect salivary reflex stimulator	B.R.	B.R.	B.R.

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E0760	Osteogen ultrasound stimltor	\$4,515	\$3,386	\$451
E0761	Nontherm electromgntc device	B.R.	B.R.	B.R.
E0762	Trans elec jt stim dev sys	\$1,535	\$1,152	\$154
E0764	Functional neuromuscularstim	\$15,453	\$11,590	\$1,545
E0765	Nerve stimulator for tx n&v	\$117	\$88	\$12
E0769	Electric wound treatment dev	B.R.	B.R.	B.R.
E0770	Functional electric stim NOS	B.R.	B.R.	B.R.
E0776	IV pole	\$150	\$110	\$23
E0779	Amb infusion pump mechanical			\$23
E0780	Mech amb infusion pump <8hrs	\$14		
E0781	Ambulatory infusion pump, sgl/mul	\$3,304	\$2,478	\$330
E0782	Infusion pump, implantable	\$4,258	\$3,193	\$426
E0783	Programmable infusion pump	\$11,432	\$8,574	\$1,143
E0784	Ext amb infusn pump insulin			\$583
E0785	Replacement impl pump cathet	\$660		
E0786	Implantable pump replacement	\$11,151	\$8,363	\$1,115
E0791	Parent infus pump, stationary	\$3,317	\$2,488	\$332
E0830	Ambulatory traction device	B.R.	B.R.	B.R.
E0840	Traction frame, att, simp cerv tr	\$80	\$60	\$17
E0849	Cervical pneum trac equip	\$720	\$540	\$72
E0850	Traction stand, free, simp cervic	\$110	\$83	\$16
E0855	Cervical traction equipment	\$702	\$526	\$70
E0856	Cervic collar w air bladder	\$215	\$161	\$22
E0860	Traction equip, ovrdoor, cervical	\$58	\$44	\$12
E0870	Traction frame, att, simple extrm	\$122	\$92	\$16
E0880	Traction stand, free, simple extr	\$132	\$100	\$22
E0890	Traction frame, footboard, pelvic	\$149	\$120	\$41
E0900	Traction stand, free, pelvic trac	\$158	\$119	\$34
E0910	Trapeze bars, att to bed, w/grab	\$232	\$174	\$23
E0911	HD trapeze bar attach to bed			\$60
E0912	HD trapeze bar free standing			\$138
E0920	Fx frame, att to bed, inc. weights	\$487	\$365	\$49
E0930	Fx frame, free, includes weights	\$479	\$360	\$48
E0935	Passive motion exercise device	\$6,134	\$4,601	\$613
E0936	CPM device, other than knee	B.R.	B.R.	B.R.

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E0940	Trapeze bar, free, w/grab bar	\$365	\$274	\$36
E0941	Gravity asst traction device, any	\$487	\$365	\$49
E0942	Cervical head harness/halter	\$21	\$16	\$2
E0944	Pelvic belt/harness/boot	\$48	\$36	\$5
E0945	Extrm belt/harness	\$47	\$36	\$5
E0946	Fx frame, dual w/cross bars, att	\$621	\$465	\$62
E0947	Fx frame, attachments pelv tract	\$636	\$477	\$66
E0948	Fx frame, attachments cerv tract	\$615	\$434	\$62
E0950	Tray	\$109	\$82	\$12
E0951	Loop heel, ea	\$20	\$15	\$2
E0952	Loop toe, ea	\$23	\$17	\$2
E0955	Cushioned headrest	\$282	\$212	\$28
E0956	W/c lateral trunk/hip suppor	\$138	\$103	\$14
E0957	W/c medial thigh support	\$193	\$144	\$19
E0958	Wheelchair attachment	\$539	\$404	\$54
E0959	Amputee adapter	\$109	\$83	\$11
E0960	W/c shoulder harness/straps	\$127	\$95	\$13
E0961	Brake extension, wheelchair	\$37	\$28	\$4
E0966	Hook on head rest extension	\$86	\$64	\$9
E0967	Wheelchair hand rims	\$163	\$122	\$17
E0968	Commode seat, wheelchair	\$188	\$141	\$19
E0969	Narrowing device, wheelchair	\$164	\$123	\$16
E0970	No.2 footplates, exc elev leg rst	\$51	\$38	\$5
E0971	Anti-tipping device wheelchairs	\$81	\$61	\$9
E0973	Adj hgt detach arms, full length	\$121	\$90	\$11
E0974	"Grade-aid"	\$83	\$62	\$9
E0978	Belt, safety w/airplane buckle	\$49	\$37	\$5
E0980	Safety vest, wheelchair	\$34.67	\$25.87	\$3.45
E0981	Seat upholstery, replacement	\$66	\$50	\$7
E0982	Back upholstery, replacement	\$72	\$54	\$7
E0983	Add pwr joystick			\$349
E0984	Add pwr tiller	\$2,668	\$2,059	\$248
E0985	W/c seat lift mechanism	\$283	\$212	\$28
E0986	Man w/c push-rim pow assist	\$6,792	\$5,094	\$679
E0988	Lever-activated wheel drive			\$418
E0990	Elevating leg rest, ea	\$145	\$113	\$16
E0992	Solid seat insert	121	88.08	11.42
E0994	Arm rest, ea	\$20	\$15	\$2
E0995	Calf rest, ea	\$39	\$28	\$4
E1002	Pwr seat tilt	\$5,660	\$4,245	\$566
E1003	Pwr seat recline	\$6,132	\$4,599	\$613

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HPCPS	Description	Purchase	Purchase	Rental
E1004	Pwr seat recline mech	\$5,799	\$5,099	\$680
E1005	Pwr seat recline pwr	\$7,359	\$5,520	\$736
E1006	Pwr seat combo w/o shear	\$9,015	\$6,761	\$901
E1007	Pwr seat combo w/shear	\$12,206	\$9,154	\$1,221
E1008	Pwr seat combo pwr shear	\$12,207	\$9,155	\$1,221
E1009	Add mech leg elevation	B.R.	B.R.	B.R.
E1010	Add pwr leg elevation	\$1,597	\$1,198	\$160
E1011	Ped wc modify width adjustm	B.R.	B.R.	B.R.
E1014	Reclining back add ped w/c	\$510	\$382	\$51
E1015	Shock absorber for man w/c	\$160	\$120	\$16
E1016	Shock absorber for power w/c	\$183	\$138	\$18
E1017	HD shck absbr for hd man wc	B.R.	B.R.	B.R.
E1018	HD shck absbr for hd powwc	B.R.	B.R.	B.R.
E1020	Residual limb support system	\$340	\$255	\$34
E1028	W/c manual swingaway	\$288	\$216	\$7
E1029	W/c vent tray fixed	\$516	\$387	\$52
E1030	W/c vent tray gimbaled	\$1,627	\$1,220	\$163
E1031	Rollabout chair, w/castors 5">	\$530	\$397	\$53
E1035	Patient transfer system <301			\$856
E1036	Patient transfer system >300			\$1,200
E1037	Transport chair, ped size			\$151
E1038	Transport chair pt wt<=300lb			\$25
E1039	Transport chair pt wt >300lb			\$48
E1050	Fully-recl wheelchair, fixed arms	\$1,257	\$943	\$126
E1060	Fully-recl wheelchair, detach arms	\$1,352	\$1,014	\$135
E1070	Fully-recl wheelchair, detach arm	\$1,352	\$1,014	\$135
E1083	Hemi-wheelchair, fixed arms	\$972	\$729	\$97
E1084	Hemi-wheelchair, detach arms	\$1,132	\$849	\$113
E1085	Hemi-wheelchair, fixed arms	\$854	\$641	\$85
E1086	Hemi-wheelchair detach arms	\$1,037	\$778	\$104
E1087	Hi strength lightwgt wheelchair	\$1,344	\$1,008	\$134
E1088	Hi strength lightwgt wheelchair	\$1,582	\$1,186	\$158
E1089	Hi strength lightwgt wheelchair	\$1,261	\$946	\$126
E1090	Hi strength lightwgt wheelchair	\$1,428	\$1,071	\$143

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HPCPS	Description	Purchase	Purchase	Rental
E1092	Wide heavy duty wheelchair	\$1,428	\$1,071	\$143
E1093	Wide heavy duty wheelchair	\$1,159	\$870	\$116
E1100	Semi-reclining wheelchair	\$1,157	\$867	\$116
E1110	Semi-reclining wheelchair	\$1,066	\$800	\$107
E1130	Standard wheelchair, fixed arms	\$576	\$432	\$58
E1140	Wheelchair, detachable arms	\$834	\$626	\$83
E1150	Wheelchair, detachable arms	\$914	\$686	\$91
E1160	Wheelchair, fix full length arms	\$763	\$572	\$76
E1161	Manual adult wc w tiltinspac	\$3,304	\$2,478	\$330
E1170	Amputee wheelchair, fix arms	\$937	\$703	\$94
E1171	Amputee wheelchair, fix arms	\$989	\$742	\$99
E1172	Amputee wheelchair, detach arms	\$1,209	\$907	\$121
E1180	Amputee wheelchair, detach arms	\$1,063	\$797	\$106
E1190	Amputee wheelchair, detach arms	\$1,254	\$940	\$125
E1195	Heavy duty wheelchair	\$1,428	\$1,071	\$143
E1200	Amputee wheelchair	\$1,031	\$774	\$103
E1220	Wheelchair; specially sized	B.R.		
E1221	Wheelchair w/fixed arm, footrests	\$499	\$374	\$50
E1222	Wheelchair w/fixed arm, legrests	\$763	\$572	\$76
E1223	Wheelchair w/det arms, footrests	\$834	\$626	\$83
E1224	Wheelchair w/det arms, legrests	\$1,002	\$751	\$100
E1225	Wheelchair; semi-rec back custom	\$502	\$377	\$50
E1226	Wheelchair; full rec back custom	\$693	\$520	\$69
E1227	Special height arms wheelchair	\$291	\$218	\$29
E1228	Special back height wheelchair	\$318	\$239	\$32
E1229	Pediatric wheelchair NOS	B.R.	B.R.	B.R.
E1230	Power operated vehicle	\$2,479	\$2,208	\$248
E1231	Rigid ped w/c tilt-in-space	B.R.		
E1232	Folding ped wc tilt-in-space	\$2,986	\$2,240	\$299
E1233	Rig ped wc tltnspc w/o seat	\$3,094	\$2,320	\$309
E1234	Fld ped wc tltnspc w/o seat	\$2,694	\$2,020	\$269
E1235	Rigid ped wc adjustable	\$2,594	\$1,945	\$259
E1236	Folding ped wc adjustable	\$2,288	\$1,716	\$229
E1237	Rgd ped wc adjstabl w/o seat	\$2,308	\$1,731	\$231
E1238	Fld ped wc adjstabl w/o seat	\$2,288	\$1,716	\$229

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E1239	Ped power wheelchair NOS	B.R.	B.R.	B.R.
E1240	Lightweight wheelchair	\$1,081	\$811	\$108
E1250	Lightweight wheelchair	\$938	\$704	\$94
E1260	Lightweight wheelchair	\$1,150	\$863	\$115
E1270	Lightweight wheelchair	\$953	\$715	\$95
E1280	Heavy duty wheelchair	\$1,377	\$1,033	\$138
E1285	Heavy duty wheelchair	\$1,265	\$949	\$127
E1290	Heavy duty wheelchair	\$1,313	\$985	\$131
E1295	Heavy duty wheelchair	\$1,274	\$956	\$127
E1296	Special wheelchair seat	\$607	\$455	\$62
E1297	Special wheelchair seat	\$129	\$97	\$14
E1298	Special wheelchair seat	\$523	\$392	\$54
E1300	Whirlpool, portable (overtub)	B.R.		
E1310	Whirlpool, non-port (built-in)	\$2,650	\$1,988	\$227
E1353	Regulator	B.R.		
E1354	Wheeled cart, port cyl/conc	B.R.	B.R.	B.R.
E1355	Stand/rack	B.R.	B.R.	B.R.
E1356	Batt pack/cart, port conc	B.R.	B.R.	B.R.
E1357	Battery charger, port conc	B.R.	B.R.	B.R.
E1358	DC power adapter, port conc	B.R.	B.R.	B.R.
E1372	Immersion ext heater nebulizer	\$201	\$149	\$29
E1390	Oxygen concentrator			\$229
E1391	Oxygen concentrator, dual			\$229
E1392	Portable oxygen concentrator			\$67
E1399	Durable medical equipment, misc	B.R.		
E1405	O2 and water vapor enriching system	B.R.		
E1406	O2 and water vapor enriching system	B.R.		
E1500	Centrifuge	B.R.	B.R.	B.R.
E1510	Kidney, dialysate delivery system	B.R.		
E1520	Heparin infusion pump dialysis	B.R.		
E1530	Air bubble detector dialysis	B.R.		
E1540	Pressure alarm dialysis	B.R.		
E1550	Bath conductivity meter dialysis	B.R.		
E1560	Blood leak detector dialysis	B.R.		
E1570	Adj chair, esrd patients	B.R.		

State of Louisiana				
Office of Workers' Compensation				
Schedule of Maximum Allowances for Durable Medical Equipment				
HCPCS	Description	Purchase	Purchase	Rental
E1575	Transduc protectrs/fluid barriers	B.R.		
E1580	Unipunct control system dialysis	B.R.		
E1590	Hemodialysis machine	B.R.		
E1592	Auto interm perit dialysis system	B.R.		
E1594	Cycler dialysis mach perit dial	B.R.		
E1600	Delv/install charges dialysis equ	B.R.		
E1610	Rev osmosis water purif system	B.R.		
E1615	Deionizer water purif system	B.R.		
E1620	Blood pump dialysis	B.R.		
E1625	Water softening system	B.R.		
E1630	Recipro peritoneal dialysis sys	B.R.		
E1632	Wearable artificial kidney	B.R.		
E1634	Peritoneal dialysis clamp	B.R.	B.R.	B.R.
E1635	Compact travel hemodialyzer sys	B.R.		
E1636	Sorbent cartridges, per case	B.R.		
E1637	Hemostats for dialysis, each	B.R.	B.R.	B.R.
E1639	Dialysis scale	B.R.	B.R.	B.R.
E1699	Dialysis equip, uns, by report	B.R.		
E1700	Jaw motion rehabilitation system	\$362	\$271	\$35
E1701	Repl cushions jaw motion rehab	\$13	\$10	\$1
E1702	Repl Measuring Scales Jaw Motion	\$24	\$18	\$2

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1034.2.

HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers Compensation Administration, LR 19:54 (January 1993), repromulgated LR 19:212 (February 1993), amended LR 20:1299 (November 1994), amended by the Louisiana Workforce Commission, Office of Workers' Compensation, LR 39:

**Chapter 43. Prosthetic and Orthopedic Equipment**  
**§4339. Schedule of Maximum Allowances and**

**Procedural Codes**

- A. - A.3. ...
- B. Prosthetic and Orthopedic Equipment

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HCPCS	Description	Purchase New
L0112	Cranial cervical orthosis	\$2,007
L0113	Cranial cervical torticollis	\$410
L0120	Cerv, flex, non-adj (foam collar)	\$24
L0130	Cerv, flex, thermoplastic collar	\$149
L0140	Cerv, semi-rigid, adj	\$60

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L0150	Cerv, semi-rigid, adj chin cup	\$99
L0160	Cerv, semi-rigid, occ/mandi supp	\$191
L0170	Cerv, collar, molded to pat model	\$626
L0172	Cerv, collar, semi-rigid thermopl	\$129
L0174	Cerv, collar, semi-rigid, thermop	\$251
L0180	Cerv, mult post collar, occ/mandi	\$377
L0190	Cerv, mult post collar, occ/mandi	\$488
L0200	Cerv, mult post collar, occ/mandi	\$545
L0220	Thoracic, rib belt, custom made	\$149
L0430	TLSO, a-p-l rotary control	\$1,493.73
L0450	TLSO flex prefab thoracic	\$261
L0452	TLSO flex custom fab thoraci	B.R.
L0456	TLSO flex prefab	\$1,426
L0458	TLSO 2Mod symphis-xipho pre	\$1,279
L0460	TLSO2Mod symphysis-stern pre	\$1,440
L0462	TLSO 3Mod sacro-scap pre	\$1,791
L0464	TLSO 4Mod sacro-scap pre	\$2,132
L0466	TLSO rigid frame pre soft ap	\$561
L0468	TLSO rigid frame prefab pelv	\$688
L0470	TLSO rigid frame pre subclav	\$957
L0472	TLSO rigid frame hyperex pre	\$607
L0480	TLSO rigid plastic custom fa	\$2,138
L0482	TLSO rigid lined custom fab	\$2,328
L0484	TLSO rigid plastic cust fab	\$2,668
L0486	TLSO rigidlined cust fab two	\$2,830
L0488	TLSO rigid lined pre one pie	\$1,440
L0490	TLSO rigid plastic pre one	\$406
L0491	TLSO 2 piece rigid shell	\$1,102
L0492	TLSO 3 piece rigid shell	\$715
L0621	SIO flex pelvisacral prefab	\$138
L0622	SIO flex pelvisacral custom	\$388
L0623	SIO panel prefab	B.R.
L0624	SIO panel custom	B.R.
L0625	LO flexibl L1-below L5 pre	\$79
L0626	LO sag stays/panels pre-fab	\$112
L0627	LO sagitt rigid panel prefab	\$590
L0628	LO flex w/o rigid stays pre	\$120
L0629	LSO flex w/rigid stays cust	B.R.
L0630	LSO post rigid panel pre	\$232
L0631	LSO sag-coro rigid frame pre	\$1,473
L0632	LSO sag rigid frame cust	B.R.
L0633	LSO flexion control prefab	\$411
L0634	LSO flexion control custom	B.R.
L0635	LSO sagit rigid panel prefab	\$1,437
L0636	LSO sagittal rigid panel cus	\$2,127
L0637	LSO sag-coronal panel prefab	\$1,683
L0638	LSO sag-coronal panel custom	\$1,892
L0639	LSO s/c shell/panel prefab	\$1,683
L0640	LSO s/c shell/panel custom	\$1,501
L0700	CTLISO	\$1,878
L0710	CTLISO, a-p-l-control, molded	\$2,023
L0810	Halo proc, cerv halo jacket	\$2,506
L0820	Halo proc, cerv halo plaster body	\$2,114
L0830	Halo proc, cerv halo Milwaukee type	\$3,387
L0859	MRI compatible system	\$1,829
L0861	Halo repl liner/interface	\$309
L0970	TLSO, corset front	\$133
L0972	LSO, corset front	\$122
L0974	TLSO, full corset	\$184
L0976	LSO, full corset	\$172
L0978	Axillary crutch extension	\$180
L0980	Peroneal straps, pair	\$21
L0982	Stocking supp grips, set four	\$20
L0984	Protective body sock, each	\$56
L0999	Add to spinal orthosis NOS	B.R.
L1000	CTLISO (Milwaukee), inclusive	\$2,020
L1001	CTLISO infant immobilizer	B.R.

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L1005	Tension based scoliosis orth	\$4,590.55
L1010	Add to CTLISO	\$72
L1020	Add to CTLISO, kyphosis pad	\$100
L1025	Add to CTLISO, kyphosis pad, floatin	\$114
L1030	Add to CTLISO, lumbar	\$78
L1040	Add to CTLISO, lumbar	\$81
L1050	Add to CTLISO, sternal pad	\$98
L1060	Add to CTLISO, thoracic pad	\$95
L1070	Add to CTLISO, trapezius	\$93
L1080	Add to CTLISO, outrigger	\$52
L1085	Add to CTLISO, outrigger	\$158
L1090	Add to CTLISO, lumbar sling	\$94
L1100	Add to CTLISO, ring flange	\$162
L1110	Add to CTLISO, ring flange	\$236
L1120	Add to CTLISO, cover	\$43
L1200	TLSO, inclusive furnishing	\$1,649
L1210	Add to TLSO, lat thoracic ext	\$239
L1220	Add to TLSO, ant thoracic ext	\$232
L1230	Add to TLSO, milw type superstruc	\$520
L1240	Add to TLSO, lumb derotation pad	\$77
L1250	Add to TLSO, ant asis pad	\$74
L1260	Add to TLSO, ant thor derot pad	\$75
L1270	Add to TLSO, abdominal pad	\$72
L1280	Add to TLSO, rib gusset	\$79
L1290	Add to TLSO, lat troch pad	\$72
L1300	Oth scolio proc, body jacket	\$1,762
L1310	Oth scolio proc, postop body jack	\$1,697
L1499	Unlisted proc spinal orthosis	B.R.
L1600	HO, abd cont hip jnts, flex	\$157
L1610	HO, abd cont hip jnts, flex, frej	\$42
L1620	HO, abd cont hip jnts, flex, pavl	\$123
L1630	HO, abd cont hip jnts, semi-flex	\$155
L1640	HO, abd cont hip jnts, stat, pelv	\$486
L1650	HO, abd cont hip jnts, stat, adj	\$223
L1652	HO bi thighcuffs w sprdr bar	\$511
L1660	HO, abd cont hip jnts, static	\$209
L1680	HO, abd cont hip jnts, dyn, pel	\$1,318
L1685	HO, abd cont hip jnt, postop	\$1,088
L1686	HO, abd cont hip jnt, postop	\$835
L1690	Combination bilateral HO	\$511
L1700	Legg perthes ortho, Toronto	\$1,570
L1710	Legg perthes ortho, Newington	\$2,018
L1720	Legg perthes ortho, trilateral	\$1,497
L1730	Legg perthes ortho, Scottish rite	\$1,185
L1755	Legg perthes ortho, patten bottom	\$1,448.82
L1810	KO, elastic w/joints	\$98
L1820	KO, elastic w/condylar pads and joint	\$132
L1830	KO, immobilizer, canvas longitud	\$80
L1831	Knee orth pos locking joint	\$422
L1832	KO, adj knee joints, pos orthosis	\$556
L1834	KO, w/o knee joint, rigid, molded	\$710
L1836	Rigid KO wo joints	\$191
L1840	KO, derotation, m-l ant cruc lig	\$1,034
L1843	KO single upright custom fit	\$1,287
L1844	KO, sngl upright, thigh and calf	\$795
L1845	KO, dbl upright, thigh and calf	\$857
L1846	KO, dbl upright, thigh and calf	\$1,059
L1847	KO adjustable w air chambers	\$825
L1850	KO, Swedish type	\$305
L1860	KO, mod supracond prosth socket	\$1,000.78
L1900	AFO, spring wire, dorsiflex asst	\$317
L1902	AFO, ankle gauntlet, custom fit	\$97
L1904	AFO, molded ankle gauntlet, mold	\$430
L1906	AFO, multilig ankle support	\$110
L1907	AFO supramalleolar custom	\$807
L1910	AFO, post, single bar, clasp atta	\$276
L1920	AFO, sngl upright w/stat/adj stop	\$331

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L1930	AFO, custom fitted, plastic	\$289
L1932	Afo rig ant tib prefab TCF/=	\$1,280
L1940	AFO, molded to patient, plastic	\$463
L1945	AFO, molded to patient, plastic	\$847
L1950	AFO, spiral, molded to patient	\$684
L1951	AFO spiral prefabricated	\$1,205
L1960	AFO, post solid ankle, molded	\$507
L1970	AFO, plastic molded to patient	\$651
L1971	AFO w/ankle joint, prefab	\$672
L1980	AFO, single upright free plantar	\$351
L1990	AFO, double upright free plantar	\$408
L2000	KAFO, single upright, free	\$928
L2005	KAFO sng/dbl mechanical act	\$5,879
L2010	KAFO, single upright, free ankle	\$906
L2020	KAFO, double upright, free knee	\$1,069
L2030	KAFO, double upright, free ankle	\$937
L2034	KAFO pla sin up w/wo k/a cus	\$2,939
L2035	KAFO plastic pediatric size	\$250
L2036	KAFO, full plastic, double upright	\$1,784
L2037	KAFO, full plastic, single upright	\$1,524
L2038	KAFO, full plastic, w/o knee joint	\$1,308
L2040	HKAFO, torsion control, bilateral	\$162
L2050	HKAFO, torsion control, bilateral	\$517
L2060	HKAFO, torsion control, bilateral	\$598
L2070	HKAFO, torsion control, unilat	\$124
L2080	HKAFO, torsion control, unilat	\$352
L2090	HKAFO, torsion control, unilat	\$426
L2106	AFO, fx ortho, tib fx cast	\$766
L2108	AFO, fx ortho, tib fx cast	\$1,064
L2112	AFO, fx ortho, tib fx orthosis	\$518
L2114	AFO, fx ortho, tib fx orthosis	\$600
L2116	AFO, fx ortho, tib fx orthosis	\$719
L2126	KAFO, fx ortho, fem fx cast	\$1,096
L2128	KAFO, fx ortho, fem fx cast	\$1,569
L2132	KAFO, fx ortho, fem fx cast	\$833
L2134	KAFO, fx ortho, fem fx cast	\$1,042
L2136	KAFO, fx ortho, fem fx cast	\$1,179
L2180	Add to lwr extrm fx ortho	\$143
L2182	Add to lwr extrm fx ortho	\$105
L2184	Add to lwr extrm fx ortho	\$136
L2186	Add to lwr extrm fx ortho	\$138
L2188	Add to lwr extrm fx ortho	\$321
L2190	Add to lwr extrm fx ortho	\$92
L2192	Add to lwr extrm fx ortho	\$361
L2200	Add to lwr extrm, limited ankle	\$58
L2210	Add to lwr extrm, dorsiflexion	\$62
L2220	Add to lwr extrm, dorsiflexion	\$80
L2230	Add to lwr extrm, split flat	\$74
L2232	Rocker bottom, contact AFO	\$140
L2240	Add to lwr extrm, round caliper	\$77
L2250	Add to lwr extrm, foot plate	\$325
L2260	Add to lwr extrm, stirrup	\$189
L2265	Add to lwr extrm, stirrup	\$144
L2270	Add to lwr extrm, varus/valgus	\$49
L2275	Varus/valgus correction, plastic	\$120
L2280	Add to lwr extrm, inner boot	\$414
L2300	Add to lwr extrm, abduction bar	\$329
L2310	Add to lwr extrm, abduction bar	\$150
L2320	Add to lwr extrm, non-mold lacer	\$205
L2330	Add to lwr extrm, lacer molded	\$381
L2335	Add to lwr extrm, ant swing band	\$208
L2340	Add to lwr extrm, pre-tib shell	\$507
L2350	Add to lwr extrm, socket, molded	\$869
L2360	Add to lwr extrm, steel shank	\$63
L2370	Add to lwr extrm, patten bottom	\$269
L2375	Add to lwr extrm, torsion control	\$138
L2380	Add to lwr extrm, torsion control	\$150

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L2385	Add to lwr extrm, knee joint	\$158
L2390	Add to lwr extrm, knee joint	\$100
L2395	Add to lwr extrm, knee joint	\$191
L2397	Orthosis, suspension sleeve	\$107
L2405	Add to knee joint, drop lock	\$54
L2415	Add to knee joint, cam lock	\$172
L2425	Add to knee joint, disc/dial loc	\$168
L2492	Add to knee joint, drop lock ring	\$104
L2500	Add to lwr extrm, thigh/weight	\$337
L2510	Add to lwr extrm, thigh/weight	\$764
L2520	Add to lwr extrm, thigh/weight	\$482
L2525	Add to lwr extrm, thigh/weight	\$1,116
L2526	Add to lwr extrm, thigh/weight	\$627
L2530	Add to lwr extrm, thigh/weight	\$217
L2540	Add to lwr extrm, thigh/weight	\$412
L2550	Add to lwr extrm, thigh/weight	\$263
L2570	Add to lwr extrm, hip joint	\$581
L2580	Add to lwr extrm, pelvic sling	\$425
L2600	Add to lwr extrm, hip joint	\$251
L2610	Add to lwr extrm, hip joint	\$296
L2620	Add to lwr extrm, hip joint	\$286
L2622	Add to lwr extrm, hip joint	\$374
L2624	Add to lwr extrm, hip joint	\$325
L2627	Add to lwr extrm, plastic, mold	\$1,569
L2628	Add to lwr extrm, metal frame	\$1,533
L2630	Add to lwr extrm, band and belt	\$268
L2640	Add to lwr extrm, band and belt	\$352
L2650	Add to lwr extrm, pel/thor contr	\$132
L2660	Add to lwr extrm, thoracic contr	\$206
L2670	Add to lwr extrm, thoracic contr	\$208
L2680	Add to lwr extrm, thoracic contr	\$191
L2750	Add to lwr extrm ortho, plating	\$101
L2755	Carbon graphite lamination	\$187
L2760	Add to lwr extrm ortho, extens	\$74
L2768	Ortho sidebar disconnect	\$187
L2780	Add to lwr extrm ortho, non-corr	\$62
L2785	Add to lwr extrm ortho, retainer	\$29
L2795	Add to lwr extrm ortho, knee con	\$90
L2800	Add to lwr extrm ortho, knee con	\$98
L2810	Add to lwr extrm ortho, knee con	\$80
L2820	Add to lwr extrm ortho, soft int	\$79
L2830	Add to lwr extrm ortho, soft int	\$86
L2840	Add to lwr extrm ortho, tib sock	\$53
L2850	Add to lwr extrm ortho, fem sock	\$61
L2861	Torsion mechanism knee/ankle	B.R.
L2999	Unlisted proc lwr extrm orthoses	B.R.
L3000	Foot, insert, "UCB" type	\$162
L3001	Foot, insert, spenco	\$38
L3002	Foot, insert, plastazote	\$81
L3003	Foot, insert, silicone	\$162
L3010	Foot, insert, longitudinal	\$128
L3020	Foot, insert, longitudinal	\$136
L3030	Foot, insert, removable, formed	\$41
L3031	Foot lamin/prepreg composite	B.R.
L3040	Foot, arch support, longitudinal	\$41
L3050	Foot, arch support, metatarsal	\$41
L3060	Foot, arch support, longitudinal	\$54
L3070	Foot, arch support, nonremovable	\$34
L3080	Foot, arch support, nonremovable	\$34
L3090	Foot, arch support, nonremovable	\$47
L3100	Hallus-valgus night dyn splint	\$41
L3140	Foot, abduction rotation bars	\$61
L3150	Foot, abduction rotation bars	\$61
L3160	Shoe styled positioning dev	B.R.
L3170	Foot, plastic heel stabilzer	\$20
L3201	Ortho shoe, oxford, infant	\$50
L3202	Ortho shoe, oxford, child	\$55

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L3203	Ortho shoe, oxford, junior	\$70
L3204	Ortho shoe, hightop, infant	\$63
L3206	Ortho shoe, hightop, child	\$53
L3207	Ortho shoe, hightop junior	\$55
L3208	Surgical boot, ea, infant	\$25
L3209	Surgical boot, ea, child	\$30
L3211	Surgical boot, ea, junior	\$58
L3212	Benesch boot, pair, infant	\$66
L3213	Benesch boot, pair, child	B.R.
L3214	Benesch boot, pair, junior	B.R.
L3215	Ortho shoes, ladies, oxford	\$108
L3216	Ortho shoes, ladies, depth inlay	\$150
L3217	Ortho shoes, ladies, hightop	\$163
L3218	Ortho shoes, ladies, surg boot	\$145
L3219	Ortho shoes, mens, oxford	\$126
L3221	Ortho shoes, mens, depth inlay	\$150
L3222	Ortho shoes, mens, hightop	\$163
L3224	Woman's shoe oxford brace	\$88
L3225	Man's shoe oxford brace	\$102
L3230	Ortho shoes, custom, depth inlay	\$482
L3250	Ortho shoes, custom molded	\$270
L3251	Foot, shoe molded to patient	B.R.
L3252	Foot, shoe molded to patient	\$121
L3253	Foot, molded shoe plastazote	\$114
L3254	Non-std size/width	\$193
L3255	Non-std size/length	\$193
L3257	Ortho shoes, add chrg split size	B.R.
L3260	Ambulatory surgical boot, ea	\$114
L3265	Plastazote sandal, ea	\$54
L3300	Lift, elevation, heel	\$54
L3310	Lift, elevation, heel and sole	\$47
L3320	Lift, elevation, heel and sole	\$114
L3330	Lift, elevation, metal extension	\$471
L3332	Lift, elevation, inside shoe	\$27
L3334	Lift, elevation, heel, per inch	\$54
L3340	Heel wedge, sach	\$27
L3350	Heel wedge	\$13
L3360	Sole wedge, outside sole	\$13
L3370	Sole wedge, between sole	\$34
L3380	Clubfoot wedge	\$34
L3390	Outflare wedge	\$34
L3400	Metatarsal bar wedge, rocker	\$30
L3410	Metatarsal bar wedge, betw sole	\$47
L3420	Full sole and heel wedge, betw sole	\$54
L3430	Heel, counter, plastic reinforced	\$67
L3440	Heel, counter, leather reinforced	\$47
L3450	Heel, sach cushion type	\$27
L3455	Heel, new leather, std	\$16
L3460	Heel, new rubber, std	\$13
L3465	Heel, Thomas w/wedge	\$16
L3470	Heel, Thomas extended to ball	\$54
L3480	Heel, pad and depression spur	\$41
L3485	Heel, pad, removable spur	B.R.
L3500	Misc shoe add, insole, leather	\$47
L3510	Misc shoe add, insole, rubber	B.R.
L3520	Misc shoe add, insole, felt	B.R.
L3530	Misc shoe add, sole, half	B.R.
L3540	Misc shoe add, sole, full	B.R.
L3550	Misc shoe add, toe tap, std	B.R.
L3560	Misc shoe add, toe tap, horseshoe	B.R.
L3570	Misc shoe add, special extension	B.R.
L3580	Misc shoe add, convert instep	B.R.
L3590	Misc shoe add, convert firm shoe	B.R.
L3595	Misc shoe add, march bar	B.R.
L3600	Trans ortho one to anoth, caliper	\$67
L3610	Trans ortho one to anoth, caliper	\$54
L3620	Trans ortho one to anoth, solid	\$67

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L3630	Trans ortho one to anoth, solid	\$67
L3640	Trans ortho one to anoth, dennis	\$34
L3649	Unlisted proc foot ortho shoes	B.R.
L3650	SO, figure "8" design abduction	\$58
L3660	SO, figure "8" design abduction	\$92
L3670	SO, acromio/clavicular	\$105
L3671	SO cap design w/o jnts CF	\$1,176
L3674	SO airplane w/wo joint CF	\$1,543
L3675	Canvas vest SO	\$229
L3677	SO hard plastic stabilizer	B.R.
L3702	EO w/o joints CF	\$377
L3710	EO, elastic w/metal joints	\$133
L3720	EO, dbl upright w/forearm/arm cuffs	\$679
L3730	EO, dbl upright w/forearm/arm cuffs	\$994
L3740	EO, dbl upright w/forearm/arm cuffs	\$1,276
L3760	EO withjoint, Prefabricated	\$653
L3762	Rigid EO wo joints	\$140
L3763	EWHO rigid w/o jnts CF	\$961
L3764	EWHO w/joint(s) CF	\$1,085
L3765	EWWHO rigid w/o jnts CF	\$1,674
L3766	EWWHO w/joint(s) CF	\$1,772
L3806	WHFO w/joint(s) custom fab	\$593
L3807	WHFO, no joint, prefabricated	\$326
L3808	WHFO, rigid w/o joints	\$486
L3900	WHFO, dynamic flexor hinge	\$1,170
L3901	WHFO, dynamic flexor hinge	\$1,439
L3904	WHFO, ext powered, electric	\$2,622.33
L3905	WHO w/nontorsion jnt(s) CF	\$1,294
L3906	WHFO, wrist gauntlet, patient model	\$354
L3908	WHFO, wrist extension cock-up	\$54
L3912	WHFO, flex glove w/finger control	\$111.63
L3913	HFO w/o joints CF	\$354
L3915	WHO w nontor jnt(s) prefab	\$694
L3916	WHFO, wrist extension cock-up	\$152
L3917	Prefab metacarpal fx orthosis	\$138
L3919	HO w/o joints CF	\$354
L3921	HFO w/joint(s) CF	\$419
L3923	HFO w/o joints PF	\$128
L3925	FO pip/dip with joint/spring	\$73
L3927	FO pip/dip w/o joint/spring	\$46
L3929	HFO nontorsion joint, prefab	\$115
L3931	WHFO nontorsion joint prefab	\$268
L3933	FO w/o joints CF	\$279
L3935	FO nontorsion joint CF	\$288
L3956	Add joint upper ext orthosis	B.R.
L3960	SEWHO, abduction	\$802.41
L3961	SEWHO cap design w/o jnts CF	\$2,193
L3962	SEWHO, abduction positioning, erbs	\$642
L3967	SEWHO airplane w/o jnts CF	\$2,589
L3971	SEWHO cap design w/jnt(s) CF	\$2,458
L3973	SEWHO airplane w/jnt(s) CF	\$2,589
L3975	SEWHFO cap design w/o jnt CF	\$2,193
L3976	SEWHFO airplane w/o jnts CF	\$2,193
L3977	SEWHFO cap design w/jnt(s) CF	\$2,458
L3978	SEWHFO airplane w/jnt(s) CF	\$2,589
L3980	Upr extrm fx ortho, humeral	\$330
L3982	Upr extrm fx ortho, radius/ulnar	\$372
L3984	Upr extrm fx ortho, wrist	\$324
L3985	Upr extrm fx ortho, forearm, hand	\$523
L3999	Unlisted proc upr limb orthosis	B.R.
L4000	Repl girdle Milwaukee orthosis	\$1,233
L4002	Replace strap, any orthosis	B.R.
L4010	Repl trilateral socket brim	\$630
L4020	Repl quad socket brim, molded	\$922
L4030	Repl quad socket brim, custom	\$603
L4040	Repl molded thigh lacer	\$393
L4045	Repl nonmolded thigh lacer	\$300

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HPCPS	Description	Purchase New
L4050	Repl molded calf lacer	\$378
L4055	Repl non-molded calf lacer	\$249
L4060	Repl high roll cuff	\$291
L4070	Repl prox and dist upright KAFO	\$324
L4080	Repl met bands KAFO, prox thigh	\$93
L4090	Repl met bands KAFO-AFO, calf/thigh	\$105
L4100	Repl leath cuff KAFO, prox thigh	\$107
L4110	Repl leath cuff KAFO-AFO, calf/thigh	\$86
L4130	Repl pretibial shell	\$529
L4205	Ortho dvc repair per 15 min	B.R.
L4210	Repair orthotic device, minor parts	\$57
L4350	Pneumatic ankle control splint	\$84
L4370	Pneumatic full leg splint	\$173
L4386	Non-pneum walk boot prefab	\$227
L4392	Replace AFO soft interface	\$34
L4394	Replace foot drop spint	\$25
L4396	Static AFO	\$240
L4631	Afo, walk boot type, cus fab	\$2,212
L5000	Part foot, shoe insrt w/arch, toe	\$657
L5010	Part foot, mold sockt, w/toe filler	\$1,491
L5020	Part foot, mold sockt, tib hght	\$2,240
L5050	Ankle, Symes, mold socket, sach	\$2,820
L5060	Ankle, Symes, metal frame, molded l	\$3,187
L5100	Below knee, molded socket, shin	\$2,771
L5105	Below knee, plastic socket	\$3,387
L5150	Knee disartic, molded socket, ext	\$4,037
L5160	Knee disartic, molded socket, bent	\$4,247
L5200	Above knee, mold socket, sngl axis	\$3,691
L5210	Above knee, shrt prosth, no knee	\$2,728
L5220	Above knee, shrt prosth, no knee	\$3,428
L5230	Above knee, prox fem focal defic	\$4,063
L5250	Hip disartic, Canadian type; molded	\$5,500
L5270	Hip disartic, tilt table type; mold	\$5,227
L5280	Hemipelvectomy, Canadian type; molded	\$5,689
L5300	Below knee, molded socket, sach ft	\$3,211
L5301	BK mold socket SACH ft endo	\$3,672
L5312	Knee disart, SACH ft, endo	\$5,276
L5321	AK open end SACH	\$5,257
L5331	Hip disart canadian SACH ft	\$7,438
L5341	Hemipelvectomy canadian SACH	\$8,083
L5400	Immed postop/early fitting	\$1,390
L5410	Immed postop/early fitting	\$543
L5420	Immed postop/early fitting	\$1,781
L5430	Immed postop/early fitting	\$654
L5450	Immed postop/early fitting	\$530
L5460	Immed postop/early fitting	\$709
L5500	Init, below knee "PTB" type socket	\$1,399
L5505	Init, above knee, ischial level soc	\$2,261
L5510	Prep, below knee "PTB" type socket	\$1,663
L5520	Prep, below knee "PTB" type socket	\$1,869
L5530	Prep, below knee "PTB" type socket	\$1,932
L5535	Prep, below knee "PTB" type	\$1,936
L5540	Prep, below knee "PTB" type	\$2,075
L5560	Prep, above knee-knee disarticulat	\$2,496
L5570	Prep, above knee-knee disarticulat	\$2,464
L5580	Prep, above knee-knee disarticulat	\$2,752
L5585	Prep, above knee-knee disarticulat	\$2,761
L5590	Prep, above knee-knee disarticulat	\$2,701
L5595	Prep, hip disartic-hemipelvectomy	\$3,926
L5600	Prep, hip disartic-hemipelvectomy	\$4,335
L5610	Add to lwr extrm, above knee, hydra	\$2,339
L5611	Add to lwr extrm, above knee-knee	\$1,571
L5613	Add to lwr extrm, above knee-knee	\$2,419
L5614	Abv knee-knee disartic	\$3,877
L5616	Add to lwr extrm, above knee, univ	\$1,765
L5617	AK/BK self-aligning unit ea	\$809

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HPCPS	Description	Purchase New
L5618	Add to lwr extrm, test sockt, Symes	\$295
L5620	Add to lwr extrm, test sockt	\$361
L5622	Add to lwr extrm, test sockt, knee	\$471
L5624	Add to lwr extrm, test sockt	\$473
L5626	Add to lwr extrm, test sockt, hip	\$519
L5628	Add to lwr extrm, test sockt, hemi	\$560
L5629	Add to lwr extrm, below knee, acry	\$413
L5630	Add to lwr extrm, Symes type, expa	\$504
L5631	Add to lwr extrm, above knee/knee	\$571
L5632	Add to lwr extrm, Symes type	\$216
L5634	Add to lwr extrm, Symes type, post	\$297
L5636	Add to lwr extrm, Symes type, med	\$248
L5637	Add to lwr extrm, below knee, tot	\$376
L5638	Add to lwr extrm, below knee, leat	\$492
L5639	Add to lwr extrm, below knee, wood	\$1,093
L5640	Add to lwr extrm, knee, leather	\$623
L5642	Add to lwr extrm, above knee, leat	\$623
L5643	Add to lwr extrm, hip disartic	\$1,632
L5644	Add to lwr extrm, above knee, wood	\$687
L5645	Add to lwr extrm, below knee, flex	\$779
L5646	Add to lwr extrm, below knee, air	\$693
L5647	Add to lwr extrm, below knee suct	\$776
L5648	Add to lwr extrm, above knee, air	\$756
L5649	Add to lwr extrm, Ischial contain	\$2,369
L5650	Adds to lwr extrm, total contact	\$558
L5651	Add to lwr extrm, above knee, flex	\$1,561
L5652	Add to lwr extrm, suction suspens	\$496
L5653	Add to lwr extrm, knee disartic	\$581
L5654	Add to lwr extrm, sockt insrt, sym	\$384
L5655	Add to lwr extrm, sockt insrt, bel	\$299
L5656	Add to lwr extrm, sockt insrt	\$371
L5658	Add to lwr extrm, sockt insrt, abv	\$354
L5661	Add to lwr extrm, sockt insrt, mul	\$593
L5665	Add to lwr extrm, sockt insrt, mul	\$534
L5666	Add to lwr extrm, below knee, cuff	\$91
L5668	Add to lwr extrm, below knee, mold	\$131
L5670	Add to lwr extrm, below knee, mold	\$353
L5671	BK/AK locking mechanism	\$796
L5672	Add to lwr extrm, below knee, remv	\$291
L5673	Socket insert w lock mech	\$1,069
L5676	Adds to lwr extrm, below knee	\$460
L5677	Adds to lwr extrm, below knee	\$641
L5678	Adds to lwr extrm, below knee	\$52
L5679	Socket insert w/o lock mech	\$891
L5680	Add to lwr extrm, below knee, lacer	\$318
L5681	Intl custm cong/latyp insert	\$1,891
L5682	Add to lwr extrm, below knee, lacer	\$622
L5683	Initial custom socket insert	\$1,891
L5684	Add to lwr extrm, below knee, strap	\$52
L5685	Bk back check	\$184
L5686	Add to lwr extrm, below knee, check	\$53
L5688	Add to lwr extrm, below knee, belt	\$75
L5690	Add to lwr extrm, below knee, belt	\$105
L5692	Add to lwr extrm, above knee, belt	\$173
L5694	Add to lwr extrm, above knee, belt	\$236
L5695	Add to lwr extrm, above knee, belt	\$212
L5696	Add to lwr extrm, above knee/disar	\$216
L5697	Add to lwr extrm, above knee/disar	\$78
L5698	Add to lwr extrm, above knee/disar	\$117
L5699	All lwr extrm prosth, shldr harnes	\$182
L5700	Repl, socket, blw knee	\$2,793
L5701	Repl, socket, abv knee/knee disarti	\$3,354
L5702	Repl, socket, hip disarticulation,	\$4,244
L5703	Symes ankle w/o (SACH) foot	\$3,346
L5704	Repl, cust prot cover, blw knee	\$523
L5705	Repl, cust prot cover, abv knee	\$934
L5706	Repl, cust prot cover, knee disarti	\$915

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HCPCS	Description	Purchase New
L5707	Repl, cust prot cover, hip disartic	\$1,207
L5710	Add, exo knee-shin sys, manual lock	\$417
L5711	Adds exo knee-shin sys, manual lock	\$529
L5712	Add, exo knee-shin sys, friction sw	\$554
L5714	Add, exo knee-shin sys, variable fr	\$468
L5716	Add, exo knee-shin sys, mechanical	\$827
L5718	Add, exo knee-shin sys, friction sw	\$913
L5722	Add, exo knee-shin sys, pneum swing	\$887
L5724	Add, exo knee-shin sys, fluid swing	\$1,962
L5726	Add, exo knee-shin sys, ext joints	\$2,261
L5728	Add, exo knee-shin sys, fluid swing	\$2,416
L5780	Add, exo knee-shin sys, pneumatic	\$1,286
L5781	Lower limb pros vacuum pump	\$5,750
L5782	HD low limb pros vacuum pump	\$6,062
L5785	Add, exo sys, blw knee, ult-lit mat	\$565
L5790	Add, exo sys, abv knee, ult-lit mat	\$935
L5795	Add, exo sys, hip dis, ult-lit mat	\$1,396
L5810	Add, endo knee-shin sys, manual lck	\$524
L5811	Add, endo knee-shin sys, manual lck	\$776
L5812	Add, endo knee-shin sys, frict swng	\$587
L5814	Endo knee-shin hydal swg ph	\$5,337
L5816	Add, endo knee-shin sys, mech stanc	\$945
L5818	Add, endo knee-shin sys, frict swng	\$947
L5822	Add, endo knee-shin sys, pneum swng	\$1,660
L5824	Add, endo knee-shin sys, fluid swng	\$1,781
L5826	Miniature knee joint	\$4,516
L5828	Add, endo knee-shin sys, fluid swng	\$2,753
L5830	Add, endo knee-shin sys, pneum swng	\$2,030
L5840	Add, endoskel knee/shin sys	\$2,355
L5845	Knee-shin sys stance flexion	\$2,576
L5848	Knee-shin sys hydraul stance	\$1,545
L5850	Add, endo sys, abv knee/hip disart	\$166
L5855	Add, hip disarticulation, mech	\$335
L5856	Elec knee-shin swing/stance	\$34,548
L5857	Elec knee-shin swing only	\$12,291
L5858	Stance phase only	\$26,708
L5910	Add, endo sys, blw knee, alignable	\$471
L5920	Add, endo sys, abv knee/hip disart	\$690
L5925	Add, abv knee, knee disarticulation	\$437
L5930	High activity knee frame	\$4,868
L5940	Add, endo sys, blw knee, ult-lit	\$652
L5950	Add, endo sys, abv knee, ult-lit	\$1,011
L5960	Add, endo sys, hip dis, ult-lit	\$1,253
L5961	Endo poly hip, pneu/hyd/rot	\$6,844
L5962	Add, blw knee, flex prot cover	\$618
L5964	Add, abv knee, flex prot cover	\$913
L5966	Add, hip disartic, flex prot cover	\$1,163
L5968	Multiaxial ankle w dorsiflex	\$5,222
L5970	All lwr extr pros, foot, ext keel	\$222
L5971	SACH foot, replacement	\$325
L5972	All lwr extr pros, flex keel foot	\$418
L5973	Ank-foot sys dors-plant flex	\$25,078
L5974	All lwr extr pros, foot, ankle/foot	\$258
L5975	Combo ankle/foot prosthesis	\$666
L5976	All lwr extr pros, energy storing	\$592
L5978	All lwr extr pros, foot, ankle/foot	\$332
L5979	Multiaxial ankle/foot, dynamic resp	\$2,225
L5980	All lwr extr pros, flex foot system	\$3,823
L5981	Flex-walk sys/equal	\$2,920
L5982	All exo etal lwr extrm pros, axial	\$610
L5984	All endo lwr extrm pros, axial rot	\$655
L5985	Lwr ext dynamic prosth pylon	\$408
L5986	All lwr extrm prosth, multi-axial	\$652
L5987	Shank ft w vert load pylon	\$10,338
L5988	Vertical shock reducing pylo	\$2,871
L5990	User adjustable heel height	\$2,607
L5999	Unlisted proc lwr extrm prosth	B.R.

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HCPCS	Description	Purchase New
L6000	Part hand, thumb remaining	\$1,459
L6010	Part hand, little/ring finger rem	\$1,468
L6020	Part hand, no finger remaining	\$1,460
L6025	Part hand disart myoelectric	\$11,500
L6050	Wrist disartic, mold sockt, flex	\$2,243
L6055	Wrist disartic, mold sockt w/expan	\$2,767
L6100	Blw elbow, molded socket, flex	\$2,302
L6110	Blw elbow, molded socket	\$2,443
L6120	Blw elbow, mold dbl wall split sock	\$2,755
L6130	Blw elbow, mold dbl wall split sock	\$2,553
L6200	Elbow disartic, mold socket	\$3,106
L6205	Elbow disartic, mold socket	\$3,550
L6250	Above elbow, mold dbl wall socket	\$3,221
L6300	Shldr disart, mold socket, bulkhead	\$3,878
L6310	Shldr disart, pass restor	\$3,114
L6320	Shldr disart, pass restor	\$1,873
L6350	Int-scap thor, mold sockt, bulkhead	\$3,819
L6360	Int-scap thor, pass restor	\$3,105
L6370	Int-scap thor, pass restor	\$2,165
L6380	Immed postop/early fit, init rigid	\$1,280
L6382	Immed postop/early fit, init rigid	\$1,518
L6384	Immed postop/early fit, init rigid	\$1,882
L6386	Immed postop/early fit, cast change	\$436
L6388	Immed postop/early fit, rigid dress	\$487
L6400	Blw elbow, mold sockt, endo sys	\$2,445
L6450	Elbow disart, mold sockt, endo sys	\$3,006
L6500	Above elbow, mold sockt, endo sys	\$3,033
L6550	Shoulder disart, mold sockt, endo	\$3,718
L6570	Interscap thor, mold sockt, endo	\$4,267
L6580	Prep, wrist disart/blw elbow	\$1,602
L6582	Prep, wrist disart/blw elbow	\$1,486
L6584	Prep, elbow disart/above elbow	\$2,170
L6586	Prep, elbow disart/above elbow	\$2,135
L6588	Prep, shldr disart/int-scap thorac	\$2,940
L6590	Prep, shldr disart/int-scap thorac	\$2,883
L6600	Upr extrm adds, polycent hinge, pr	\$244
L6605	Upr extrm adds, sng pivot hinge, pr	\$241
L6610	Upr extrm adds, flex metal hing, pr	\$197
L6611	Additional switch, ext power	\$592
L6615	Upr extrm add, disc locking wrist	\$189
L6616	Upr extrm add, add disc locking wr	\$80
L6620	Upr extrm add, flexion-friction wr	\$327
L6621	Flex/ext wrist w/wo friction	\$3,287
L6623	Upr extrm add, spring asst rotl wr	\$657
L6624	Flex/ext/rotation wrist unit	\$5,412
L6625	Upr extrm add, rot wrist unit	\$691
L6628	Upr extrm add, quick disc hook adap	\$503
L6629	Upr extrm add, quick disc lam coll	\$173
L6630	Upr extrm add, stain steel, wrist	\$280
L6632	Upr extrm add, latex susp sleeve	\$63
L6635	Upr extrm add, lift assist elbow	\$216
L6637	Upr extrm add, nudge cont elbw lck	\$420
L6638	Elec lock on manual pw elbow	\$3,594
L6640	Upr extrm adds, shldr abd joint, pr	\$352
L6641	Upr extrm add, excurs amp, pulley	\$190
L6642	Upr extrm add, excurs amp, lever	\$226
L6645	Upr extrm add, shldr flex-abduction	\$393
L6646	Multipo locking shoulder jnt	\$4,532
L6647	Shoulder lock actuator	\$746
L6648	Ext pwrd shlder lock/unlock	\$4,675
L6650	Upr extrm add, shldr univ joint, ea	\$412
L6655	Upr extrm add, std cont cable	\$90
L6660	Upr extrm add, heavy duty cont cable	\$101
L6665	Upr extrm add, teflon, cable lining	\$60
L6670	Upr extrm add, hook-hand, cable	\$62
L6672	Upr extrm add, harness, chest	\$173
L6675	Upr extrm add, harness, figure "8"	\$122

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L6676	Upr extrm add, harness, figure "8"	\$128
L6677	UE triple control harness	\$426
L6680	Upr extrm add, test sockt, wrist	\$302
L6682	Upr extrm add, test sockt, elbow	\$295
L6684	Upr extrm add, test sockt, shldr	\$340
L6686	Upr extrm add, suction socket	\$632
L6687	Upr extrm add, frame type socket	\$562
L6688	Upr extrm add, frame type socket	\$665
L6689	Upr extrm add, frame type socket	\$696
L6690	Upr extrm add, frame type socket	\$755
L6691	Upr extrm add, removable insert, each	\$337
L6692	Upr extrm add, silicone gel insert	\$694
L6693	Lockingelbow forearm cntrbal	\$4,080
L6694	Elbow socket ins use w/lock	\$1,069
L6695	Elbow socket ins use w/o lck	\$891
L6696	Cus elbo skt in for con/atyp	\$1,891
L6697	Cus elbo skt in not con/atyp	\$1,891
L6698	Below/above elbow lock mech	\$796
L6704	Term dev, sport/rec/work att	\$937
L6706	Term dev mech hook vol open	\$558
L6707	Term dev mech hook vol close	\$2,057
L6708	Term dev mech hand vol open	\$1,338
L6709	Term dev mech hand vol close	\$1,938
L6711	Ped term dev, hook, vol open	\$966
L6712	Ped term dev, hook, vol clos	\$1,779
L6713	Ped term dev, hand, vol open	\$2,245
L6714	Ped term dev, hand, vol clos	\$1,902
L6715	Term device, hook, dorr, mod #5xa	\$391
L6721	Hook/hand, hvy dty, vol open	\$3,380
L6722	Hook/hand, hvy dty, vol clos	\$2,914
L6805	Term device, mod wrist flex unit	\$414.87
L6810	Term dev, pinch tool, Otto Bock	\$242.46
L6880	Term dev, hand, Bock, vo	\$651
L6881	Term dev auto grasp feature	\$5,875
L6882	Microprocessor control uplmb	\$4,457
L6883	Replc sockt below e/w disa	\$2,538
L6884	Replc sockt above elbow disa	\$3,571
L6885	Replc sockt shldr dis/interc	\$5,094
L6890	Term dev, glove abv hands, glove	\$180
L6895	Term dev, glove abv hands, glove	\$544
L6900	Hand restoration	\$1,507
L6905	Hand restoration	\$1,431
L6910	Hand restoration	\$1,411
L6915	Hand restoration	\$610
L6920	Wrist disart, ext pwr, inner socket	\$7,144
L6925	Wrist disart, ext pwr, inner socket	\$7,544
L6930	Blw elbow, ext pwr, inner socket	\$7,670
L6935	Blw elbow, ext pwr, inner socket	\$8,437
L6940	Elbow disart, ext pwr, inner socket	\$9,586
L6945	Elbow disart, ext pwr, inner socket	\$10,844
L6950	Above elbow, ext pwr, inner socket	\$10,192
L6955	Above elbow, ext pwr, inner socket	\$12,789
L6960	Shldr disart, ext pwr, inner socket	\$12,611
L6965	Shldr disart, ext pwr, inner socket	\$18,423
L6970	Int-scap-thor, ext pwr, inner socket	\$18,726
L6975	Int-scap-thor, ext pwr, inner socket	\$18,826
L7007	Adult electric hand	\$5,504
L7008	Pediatric electric hand	\$8,662
L7009	Adult electric hook	\$5,616
L7040	Prehens act, Hosmer/equal, switch	\$3,665
L7045	Elect hook, child, Michigan/equal	\$2,101
L7170	Elect elbw, Hosmer/equal, switch	\$7,622
L7180	Elect elbw, Utah/equal, myoelectr	\$39,823
L7181	Electronic elbo simultaneous	\$57,580
L7185	Elect elbw, adolescent, var village	\$7,718
L7186	Elect elbw, child, var village	\$11,139
L7190	Elect elbw, adolescent, var village	\$9,820

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HPCPS	Description	Purchase New
L7191	Elect elbw, child, var village	\$11,841
L7260	Elect wrist rotator, Otto Bock/equa	\$2,558
L7261	Elect wrist rotator, Utah arm	\$4,094
L7360	Six vlt bat, Otto Bock/equal, ea	\$235
L7362	Bat charger, six volt, Otto Bock	\$282
L7364	Twelve volt bat, Utah/equal, ea	\$514
L7366	Batt charger, twelve volt, Utah/equ	\$698
L7367	Replacmnt lithium ionbatter	\$559
L7368	Lithium ion battery charger	\$725
L7400	Add UE prost be/wd, utlilite	\$440
L7401	Add UE prost a/e utlilite mat	\$493
L7402	Add UE prost s/d utlilite mat	\$532
L7403	Add UE prost b/e acrylic	\$529
L7404	Add UE prost a/e acrylic	\$799
L7405	Add UE prost s/d acrylic	\$1,045
L7499	Unlisted procs upr extrm prosth	B.R.
L7510	RPR prosth dev, rpr/rep minor parts	\$57
L7520	Repair prosthesis per 15 min	B.R.
L7600	Prosthetic donning sleeve	B.R.
L7900	Male vacuum erection system	\$771
L8000	Breast prosth, mastectomy bra	\$37
L8001	Breast prosthesis bra & form	\$180
L8002	Brst prsth bra & bilat form	\$237
L8010	Breast prosth, mastectomy sleeve	\$59
L8015	Ext breastprosthesis garment	\$86
L8020	Breast prosth, mastectomy form	\$222
L8030	Breast prosth, silicone/equal	\$325
L8031	Breast prosthesis w adhesive	\$505
L8032	Reusable nipple prosthesis	\$56
L8035	Custom breast prosthesis	\$5,265
L8039	Breast prosthesis NOS	B.R.
L8040	Nasal prosthesis	\$3,559
L8040	Nasal prosthesis	\$3,381
L8040	Nasal prosthesis	\$1,424
L8041	Midfacial prosthesis	\$4,290
L8041	Midfacial prosthesis	\$4,076
L8041	Midfacial prosthesis	\$1,716
L8042	Orbital prosthesis	\$4,820
L8042	Orbital prosthesis	\$4,579
L8042	Orbital prosthesis	\$1,928
L8043	Upper facial prosthesis	\$5,399
L8043	Upper facial prosthesis	\$5,129
L8043	Upper facial prosthesis	\$2,160
L8044	Hemi-facial prosthesis	\$5,977
L8044	Hemi-facial prosthesis	\$56,778
L8044	Hemi-facial prosthesis	\$2,391
L8045	Auricular prosthesis	\$3,933
L8045	Auricular prosthesis	\$3,736
L8045	Auricular prosthesis	\$1,572
L8046	Partial facial prosthesis	\$3,856
L8046	Partial facial prosthesis	\$3,663
L8046	Partial facial prosthesis	\$1,543
L8047	Nasal septal prosthesis	\$1,976
L8047	Nasal septal prosthesis	\$1,878
L8047	Nasal septal prosthesis	\$791
L8048	Unspec maxillofacial prosth	B.R.
L8049	Repair maxillofacial prosth	B.R.
L8300	Truss, single w/std pad	\$82
L8310	Truss, dbl w/std pads	\$130
L8320	Truss, add to std pad, water pad	\$60
L8330	Truss, add to std pad, scrotal pad	\$64
L8400	Prosth sheath, blw knee, ea	\$15
L8410	Prosth sheath, above knee, ea	\$22
L8415	Prosth sheath, upr limb, ea	\$23
L8417	Pros sheath/sock w gel cushn	\$108
L8420	Prosth sock, wool, blw knee, ea	\$20
L8430	Prosth sock, wool, above knee, ea	\$22

Office of Workers' Compensation Schedule of Maximum Allowances for Prosthetic and Orthopedic Equipment		
HCPCS	Description	Purchase New
L8435	Prosth sock, wool, upr limb, ea	\$24
L8440	Prosth shrinker, blw knee, ea	\$43
L8460	Prosth shrinker, above knee, ea	\$75
L8465	Prosth shrinker, upr limb, ea	\$53
L8470	Stump sock, sngl ply, fit, blw knee	\$8
L8480	Stump sock, sngl ply, fit, abv knee	\$10
L8485	Stump sock, single ply, fitting	\$11
L8499	Unlisted procedure misc prosth	B.R.
L8500	Artificial larynx, any type	\$758
L8501	Tracheostomy speaking valve	\$118
L8505	Artificial larynx, accessory	B.R.
L8507	Trach-esoph voice pros pt in	\$60
L8509	Trach-esoph voice pros md in	\$157
L8510	Voice amplifier	\$363
L8511	Indwelling trach insert	\$105
L8512	Gel cap for trach voice pros	\$3
L8513	Trach pros cleaning device	\$7
L8514	Repl trach puncture dilator	\$136
L8515	Gel cap app device for trach	\$91
L8600	Implant breast prosth, silicone/equ	\$999
L8609	Artificial cornea	\$9,365
L8610	Ocular	\$936
L8612	Aqueous shunt	\$972
L8613	Ossicula	\$411
L8614	Cochlear dev/system	\$27,796
L8615	Temporomandibular joint	\$648
L8616	Maxilla	\$151
L8617	Mandible	\$132
L8618	Palate	\$38
L8619	Coch imp ext proc/contr rplc	\$11,931
L8621	Distal humerus	\$1
L8622	Proximal ulna/radius	\$1
L8623	Distal ulna	\$93
L8624	Distal radius	\$232
L8627	Lunate	\$10,133
L8628	Carpus	\$1,798
L8629	Scaphoid	\$257
L8630	Metacarpophalangeal joint	\$539
L8631	MCP joint repl 2 pc or more	\$3,162
L8641	Metatarsal joint	\$560
L8642	Hallux implant	\$454
L8658	Interphalangeal joint	\$488
L8659	Interphalangeal joint repl	\$2,774
L8670	Vascular graft material, synthetic	\$801
L8680	Biliary stent, endoprosth (perm)	\$668
L8681	Pt prgrm for implt neurostim	\$1,725
L8682	Implt neurostim radiofq rec	\$8,666
L8683	Radiofq trsmtr for implt neu	\$7,628
L8684	Radiofq trsmtr implt sclr neu	\$1,089
L8685	Implt nrostm pls gen sng rec	\$19,010
L8686	Implt nrostm pls gen sng non	\$12,121
L8687	Implt nrostm pls gen dua rec	\$24,739
L8688	Implt nrostm pls gen dua non	\$15,785
L8689	External recharg sys intern	\$2,479
L8690	Testicle	\$6,838
L8691	Osseointegrated snd proc rpl	\$3,833
L8692	Non-osseointegrated snd proc	B.R.
L8693	Aud osseo dev, abutment	\$2,180
L8695	External recharg sys extern	\$24
L8699	Prosthetic implant NOS	B.R.
L9900	O&P supply/accessory/service	B.R.
L9999	Sales tax, orthotic/prosth/other	B.R.

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1034.2.

HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers Compensation Administration, LR 19:54

(January 1993), repromulgated LR 19:212 (February 1993), amended LR 20:1299 (November 1994), amended by the Louisiana Workforce Commission, Office of Workers' Compensation, LR 39:

**Chapter 45. Respiratory Services Reimbursement Schedule, Billing Instructions and Maintenance Procedures**

**§4537. Maximum Reimbursement Allowance**

A. - B.3. ...

C. Respiratory Services Equipment

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Respiratory Services Equipment				
E0424	Stat comp gas O2 system, rental			\$455
E0425	Stat comp gas O2 system, purchase	\$4,550	\$3,413	
E0430	Port gas O2 system, purchase	\$2,150	\$1,613	
E0431	Port gas O2 system, rental			\$215
E0433	Portable liquid oxygen sys			\$67
E0434	Port liquid O2 system, rental			\$223
E0435	Port liquid O2 system, purchase	\$2,230	\$1,673	
E0439	Stat liquid O2 system, rental			\$455
E0440	Stat liquid O2 system, purchase	\$4,550	\$3,413	
E0441	O2 contents, gaseous, per unit	\$20		
E0442	O2 contents, liquid, per unit	-		
E0443	Port O2 contents, gaseous, unit	\$10		
E0444	Port O2 contents, liquid, unit	100.69		
E0450	Volume ventilator; stat/portable	B.R.	B.R.	\$1,750
E0455	O2 tent, excl croup/ped tents	B.R.		
E0457	Chest shell (cuirass)	\$721	\$540	\$72
E0459	Chest wrap	\$534	\$400	\$53
E0460	Neg pressure vent; port/stationary	\$9,053	\$6,790	\$905
E0461	Vol control vent noninv int			\$1,333
E0462	Rocking bed w/w/o side rails	\$3,057	\$2,293	\$306
E0463	Press supp vent invasive int			\$1,964
E0464	Press supp vent noninv int			\$2,132
E0470	RAD w/o backup non-inv intrfc			\$309
E0471	RAD w/backup non inv intrfc			\$773
E0472	RAD w backup invasive intrfc			\$773
E0480	Percussor, elect/pneum, home mod	\$670	\$503	\$67
E0481	Intrpulumry percuss vent sys	B.R.	B.R.	B.R.
E0482	Cough stimulating device			\$600
E0483	Chest compression gen system			\$1,485
E0484	Non-elec oscillatory pep dvc	\$52	\$39	\$5
E0485	Oral device/appliance prefab	B.R.	B.R.	B.R.
E0486	Oral device/appliance cusfab	B.R.	B.R.	B.R.
E0487	Electronic spirometer	B.R.	B.R.	B.R.
E0500	IPPB machine, w/built-in Nebuliz	\$1,152	\$864	\$115
E0550	Humidifier, extensive sup humid	\$526	\$394	\$53

State of Louisiana Office of Workers' Compensation Schedule of Maximum Allowances for Respiratory Services Equipment				
E0555	Humidifier, glass/autoclav plast	B.R.		
E0560	Humidifier, supplemental humidi	\$212	\$159	\$22
E0565	Compressor, air power source	\$640	\$480	\$64
E0570	Nebulizer, w/compressor	\$207	\$155	\$21
E0572	Aerosol compressor adjust pr			\$53
E0574	Ultrasonic generator w svneb			\$56
E0575	Nebulizer; ultrasonic	\$1,078	\$809	\$108
E0580	Nebulizer, glass/autoclav plast	-	-	\$16
E0585	Nebulizer, w/compressor and heater	\$433	\$325	\$43
E0600	Suction pump, home model, port	\$491	\$368	\$50
E0601	Cont airway pressure (CPAP) dev	\$1,172	\$879	\$117
E0605	Vaporizer, room type	\$29	\$23	\$3
E0606	Postural drainage board	\$241	\$180	\$24
E1353	Regulator	-		
E1354	Wheeled cart, port cyl/conc	B.R.	B.R.	B.R.
E1355	Stand/rack	B.R.		
E1356	Batt pack/cart, port conc	B.R.	B.R.	B.R.
E1357	Battery charger, port conc	B.R.	B.R.	B.R.
E1358	DC power adapter, port conc	B.R.	B.R.	B.R.
E1372	Immersion ext heater nebulizer	\$201	\$149	\$29
E1405	O2 and water vapor enriching system	B.R.		
E1406	O2 and water vapor enriching system	B.R.		

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1034.2.

HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers Compensation Administration, LR 19:54 (January 1993), repromulgated LR 19:212 (February 1993), amended LR 20:1299 (November 1994), amended by the Louisiana Workforce Commission, Office of Workers' Compensation, LR 39:

### Chapter 51. Medical Reimbursement Schedule

#### §5157. Maximum Reimbursement Allowances

##### A. Table 1

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
00100		Anesthesia for procedures on salivary glands, including biopsy		5 + TM
00102		Plastic repair of cleft lip		6 + TM
00103		Blepharoplasty		5 + TM
00104		Electroconvulsive therapy		4 + TM
00120		Ext, mid, & inner ear inc bx; nos		5 + TM
00124		Otoscopy		4 + TM
00126		Tympanotomy		4 + TM
00140		Procedures on eye nos		5 + TM
00142		Lens surgery		6 + TM
00144		Corneal transplant		6 + TM
00145		Vitreotomy		6 + TM
00147		Iridectomy		6 + TM
00148		Ophthalmoscopy		4 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
00160		Nose & accessory sinuses nos		5 + TM
00162		Nose, radical surgery		7 + TM
00164		Nose, biopsy, soft tissue		4 + TM
00170		Intraoral procedures, inc bx nos		5 + TM
00172		Intraoral, repair of cleft palate		6 + TM
00174		Intraoral exc retropharyngeal tumor		6 + TM
00176		Intraoral radical surgery		7 + TM
00190		Procedures on facial bones; nos		5 + TM
00192		Facial bones; radical surgery		7 + TM
00210		Intracranial procedures; nos		11 + TM
00211		Anesthesia for intracranial procedures; craniotomy or craniectomy for evacuation of hematoma		10 + TM
00212		Subdural taps		5 + TM
00214		Burr holes		9 + TM
00215		Skull fracture		9 + TM
00216		Intracranial vascular procedures		15 + TM
00218		Intracranial proc sitting position		13 + TM
00220		Spinal fluid shunting procedures		10 + TM
00222		Electrocoag intracranial nerve		6 + TM
00300		Integ sys neck, inc subcut tissue		5 + TM
00320		Neck procedures exc integ system		6 + TM
00322		Needle biopsy of thyroid		3 + TM
00326		Anesth, larynx/trach, < 1 yr		7 + TM
00350		Major vessels of neck; nos		10 + TM
00352		Major vesels neck; simple ligation		5 + TM
00400		Ant integ system chest; nos		3 + TM
00402		Reconstructive procedures on breast		5 + TM
00404		Radical/mod radical breast		5 + TM
00406		Radical/mod breast w/node dissect		13 + TM
00410		Cardioversion		4 + TM
00450		Clavicle & scapula; nos		5 + TM
00452		Clavicle & scapula; radical surgery		6 + TM
00454		Biopsy of clavicle		3 + TM
00470		Partial rib resection; nos		6 + TM
00472		Thoracoplasty		10 + TM
00474		Rib resection; radical procedures		13 + TM
00500		Procedures on esophagus		15 + TM
00520		Closed chest procedures nos		6 + TM
00522		Needle biopsy of pleura		4 + TM
00524		Pneumocentesis		4 + TM
00528		Mediastinoscopy		8 + TM
00529		Anesth, chest partition view		11 + TM
00530		Transvenous pacemaker insertion		4 + TM
00532		Access central venous circulation		4 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
00534		Transvenous cardioverter/defibrill		7 + TM
00537		Anesth, cardiac electrophys		7 + TM
00539		Anesth, trach-bronch reconst		18 + TM
00540		Thoracotomy procedures; nos		13 + TM
00541		Anesth, one lung ventilation		15 + TM
00542		Decortication		15 + TM
00546		Pulmonary resect w/thoracoplasty		15 + TM
00548		Repair trauma trachea/bronchi		15 + TM
00550		Anesth, sternal debridement		10 + TM
00560		Heart, pericardium, w/o pump		15 + TM
00561				25 + TM
00562		Heart, pericardium, w/ pump		20 + TM
00563		Anesth, heart surg w/arrest		25 + TM
00566		Anesthesia for direct coronary artery bypass grafting; without pump oxygenator		25 + TM
00567		Anesthesia for direct coronary artery bypass grafting; with pump oxygenator		18 + TM
00580		Heart, heart/lung transplant		20 + TM
00600		Cervical spine & cord; nos		10 + TM
00604		Post cervical laminectomy sitting		13 + TM
00620		Thoracic spine & cord; nos		10 + TM
00622		Thoracolumbar sympathectomy		13 + TM
00625		Anes spine tranthor w/o vent		13 + TM
00626		Anes, spine tranthor w/vent		15 + TM
00630		Procedures in lumbar region; nos		8 + TM
00632		Lumbar sympathectomy		7 + TM
00634		Chemoneucleolysis		10 + TM
00635		Anesth, lumbar puncture		
00640		Anesth, spine manipulat		
00670		Extensive spine/cord procedures		13 + TM
00700		Upper anterior abdominal wall nos		3 + TM
00702		Percutaneous liver biopsy		4 + TM
00730		Upper posterior abdominal wall		5 + TM
00740		Upper gi endoscopic procedures		5 + TM
00750		Hernia repairs upper abdomen nos		4 + TM
00752		Lumbar & ventral hernias		6 + TM
00754		Omphalocele		7 + TM
00756		Transabd repair diaphragm hernia		7 + TM
00770		Major abdominal blood vessels		15 + TM
00790		Intraperitoneal proc upper abd; nos		7 + TM
00792		Partial hepatectomy		13 + TM
00794		Pancreatectomy, partial or total		8 + TM
00796		Liver transplant (recipient)		30 + TM
00797		Anesth, surgery for obesity		11 + TM
00800		Lower anterior abdominal wall; nos		3 + TM
00802		Panniculectomy		5 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
00810		Intestinal endoscopic procedures		5 + TM
00820		Lower posterior abdominal wall		5 + TM
00830		Hernia repairs lower abdomen; nos		4 + TM
00832		Ventral & incisional hernias		6 + TM
00834		Anesth, hernia repair< 1 yr		5 + TM
00836		Anesth hernia repair preemie		6 + TM
00840		Intraperitoneal proc lower abd; nos		6 + TM
00842		Amniocentesis		4 + TM
00844		Abdominoperineal resection		7 + TM
00846		Radical hysterectomy		8 + TM
00848		Pelvic exenteration		8 + TM
00851		Anesth, tubal ligation		6 + TM
00860		Extraperitoneal proc lower abd; nos		6 + TM
00862		Renal procedures/donor nephrectomy		7 + TM
00864		Total cystectomy		8 + TM
00865		Radical prostatectomy		7 + TM
00866		Adrenalectomy		10 + TM
00868		Renal transplant (recipient)		10 + TM
00870		Cystolithotomy		5 + TM
00872		Lithotripsy, w/ water bath		7 + TM
00873		Lithotripsy, w/o water bath		5 + TM
00880		Major lower abdominal vessels; nos		15 + TM
00882		Inferior vena cava ligation		10 + TM
00902		Anorectal procedure		4 + TM
00904		Radical perineal procedure		7 + TM
00906		Vulvectomy		4 + TM
00908		Perineal prostatectomy		6 + TM
00910		Transurethral procedures; nos		3 + TM
00912		Tur bladder tumor(s)		5 + TM
00914		Transurethral resection prostate		5 + TM
00916		Post turp bleeding		5 + TM
00918		Fragment/removal ureteral calculus		5 + TM
00920		Male external genitalia; nos		3 + TM
00921		Anesth, vasectomy		3 + TM
00922		Seminal vesicles		6 + TM
00924		Undescended testis		4 + TM
00926		Radical orchiectomy, inguinal		4 + TM
00928		Radical orchiectomy, abdominal		6 + TM
00930		Orchiopexy, unilateral or bilateral		4 + TM
00932		Complete amputation of penis		4 + TM
00934		Rad amp penis w/ biling lymphad		6 + TM
00936		Rad amp penis w/ biling/iliac lymph		8 + TM
00938		Insertion of penile prosthesis		4 + TM
00940		Vaginal procedures; nos		3 + TM
00942		Colpotomy, colpectomy, colporrhaphy		4 + TM
00944		Vaginal hysterectomy		6 + TM
00948		Cervical cerclage		4 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
00950		Culdoscopy		5 + TM
00952		Hysteroscopy		4 + TM
01112		Anesth, bone aspirate/bx		5 + TM
01120		Bony pelvis		6 + TM
01130		Body cast application or revision		3 + TM
01140		Interpelviabdominal amputation		15 + TM
01150		Rad proc tumor pelvis,		8 + TM
01160		Closed procedures symphysis pubis		4 + TM
01170		Open proc symphysis pubis/sacroilia		8 + TM
01173		Anesth, fx repair, pelvis		12 + TM
01180		Obturator neurectomy; extrapelvic		3 + TM
01190		Intrapelvic		4 + TM
01200		Closed procedures hip joint		4 + TM
01202		Arthroscopic procedures hip joint		4 + TM
01210		Open procedures hip joint; nos		6 + TM
01212		Hip disarticulation		10 + TM
01214		Total hip replacement or revision		8 + TM
01215		Anesth, revise hip repair		10 + TM
01220		Closed procedures upper femur		4 + TM
01230		Open procedures upper femur; nos		6 + TM
01232		Amputation		5 + TM
01234		Radical resection		8 + TM
01250		Nerves, muscles, etc, upper leg		4 + TM
01260		Veins upper leg, including explore		3 + TM
01270		Arteries upper leg, inc bypass; nos		8 + TM
01272		Femoral artery ligation		4 + TM
01274		Femoral artery embolectomy		6 + TM
01320		Nerves, muscles, etc, knee		4 + TM
01340		Closed procedures lower femur		4 + TM
01360		Open procedures lower of femur		5 + TM
01380		Closed procedures knee joint		3 + TM
01382		Arthroscopic procedures knee joint		3 + TM
01390		Closed procedures uppr tibia/fibula		3 + TM
01392		Open procedures upper tibia/fibula		4 + TM
01400		Open procedures on knee joint; nos		4 + TM
01402		Total knee replacement		7 + TM
01404		Disarticulation at knee		5 + TM
01420		Cast apply, remove, repair knee		3 + TM
01430		Veins of knee & popliteal area; nos		3 + TM
01432		Arteriovenous fistula		6 + TM
01440		Arteries knee & popliteal area nos		5 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
01442		Popliteal thromboendarterectomy		8 + TM
01444		Popliteal excision & graft		8 + TM
01462		Closed proc lwr leg, ankle, & foot		3 + TM
01464		Arthroscopic procedures ankle joint		3 + TM
01470		Nerves, muscles, etc, lower leg		3 + TM
01472		Repair ruptured achilles tendon,		5 + TM
01474		Gastrocnemius recession		5 + TM
01480		Open procedures bones lower leg		3 + TM
01482		Radical resection		4 + TM
01484		Osteotomy/osteoplasty tibia/fibula		4 + TM
01486		Total ankle replacement		7 + TM
01490		Lower leg cast, removal, or repair		3 + TM
01500		Arteries lower leg, inc bypass; nos		8 + TM
01502		Embolectomy, direct or catheter		6 + TM
01520		Veins of lower leg nos		3 + TM
01522		Venous thrombectomy, dir catheter		5 + TM
01610		Nerves, muscles, etc, shoulder		5 + TM
01620		Closed proc humeral head & neck		4 + TM
01622		Arthroscopic procedures shoulder		4 + TM
01630		Open procedures humeral head & neck		5 + TM
01634		Shoulder disarticulation		9 + TM
01636		Interthoracoscapular amputation		15 + TM
01638		Total shoulder replacement		10 + TM
01650		Arteries of shoulder & axilla nos		6 + TM
01652		Axillary-brachial aneurysm		10 + TM
01654		Bypass graft		8 + TM
01656		Axillaryfemoral bypass graft		10 + TM
01670		Procedures veins shoulder & axilla		4 + TM
01680		Shoulder cast, removal, repair nos		3 + TM
01682		Shoulder spica		4 + TM
01710		Nerves, muscles, etc, of upper arm		3 + TM
01712		Tenotomy, elbow to shoulder, open		5 + TM
01714		Tenoplasty, elbow to shoulder		5 + TM
01716		Tenodesis, rupt long tendon biceps		5 + TM
01730		Closed procedures humerus & elbow		3 + TM
01732		Arthroscopic procedures elbow joint		3 + TM
01740		Open procedures humerus & elbow nos		4 + TM
01742		Osteotomy of humerus		5 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
01744		Repair nonunion/malunion of humerus		5 + TM
01756		Radical procedures		6 + TM
01758		Excision cyst or tumor of humerus		5 + TM
01760		Total elbow replacement		7 + TM
01770		Arteries of upper arm & elbow; nos		6 + TM
01772		Embolectomy		6 + TM
01780		Veins of upper arm & elbow; nos		3 + TM
01782		Phleborrhaphy		4 + TM
01810		Nerves, muscles, etc, forearm/wrist		3 + TM
01820		Closed proc lwr arm, wrist or hand		3 + TM
01829		Anesth, dx wrist arthroscopy		3 + TM
01830		Open proc lwr arm, wrist or hand		3 + TM
01832		Total wrist replacement		6 + TM
01840		Arteries forearm, wrist, & hand nos		6 + TM
01842		Embolectomy		6 + TM
01844		Vascular shunt, shunt revision		6 + TM
01850		Veins forearm, wrist, & hand nos		3 + TM
01852		Phleborrhaphy		4 + TM
01860		Forearm, wrist, or hand cast applic		3 + TM
01916		Arteriograms, needle carotid/vert		5 + TM

Maximum Fee Allowance Schedule Office of Workers' Compensation				
CPT Code	Mod	Description	Global Days	Maximum Allowance
01920		Cardiac catheterization		7 + TM
01922		CAT/MRI		7 + TM
01924		Anes, ther interven rad, art		5 + TM
01925		Anes, ther interven rad, car		7 + TM
01926		Anes, tx interv rad hrt/cran		8 + TM
01930		Anes, ther interven rad, vei		5 + TM
01931		Anes, ther interven rad, tip		7 + TM
01932		Anes, tx interv rad, th vein		6 + TM
01933		Anes, tx interv rad, cran v		7 + TM
01935		Anesth, perc img dx sp proc		5 + TM
01936		Anesth, perc img tx sp proc		5 + TM
01951		Anesth, burn, less 4 percent		3 + TM
01952		Anesth, burn, 4-9 percent		5 + TM
01953		Anesth, burn, each 9 percent		1 + TM
01958		Anesth, antepartum manipul		5 + TM
01960		Anesth, vaginal delivery		5 + TM
01961		Anesth, cs delivery		7 + TM
01962		Anesth, emer hysterectomy		8 + TM
01963		Anesth, cs hysterectomy		8 + TM
01964		Anesth, abortion pro		4 + TM
01965		Anesth, inc/missed ab pro		4 + TM
01966		Anesth, induced ab procedure		4 + TM
01967		Anesth/analg, vag delivery		5 + TM
01968		Anes/analg cs deliver add-on		2 + TM
01969		Anesth/analg cs hyst add-on		5 + TM
01990		Harvest organ(s) brain dead patient		7 + TM
01995		Regional iv local anesthetic agent		\$5
01996		Daily mgmt epidur/subarach drug adm		\$3
01999		Unlisted anesthesia procedre		BR

B. Table 2

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
10021		Fna w/o image		\$305		
10022		Fna w/image		\$278		
10040		Acne surgery	10	\$119		
10060		Drainage of skin abscess	10	\$113		
10061		Drainage of skin abscess	10	\$226		
10080		Drainage of pilonidal cyst	10	\$154		
10081		Drainage of pilonidal cyst	10	\$260		
10120		Remove foreign body	10	\$121		
10121		Remove foreign body	10	\$266		
10140		Drainage of hematoma/fluid	10	\$143		
10160		Puncture drainage of lesion	10	\$112		
10180		Complex drainage, wound	10	\$243		
11000		Surgical cleansing of skin	0	\$96		
11001		Debride infected skin add-on		\$42		
11004		Debride genitalia & perineum		\$1,204		
11005		Debride abdom wall		\$1,627		
11006		Debride genit/per/abdom wall		\$1,466		
11008		Remove mesh from abd wall		\$570		
11010		Debride skin, fx.....	10	\$591		
11011		Debride skin/muscle, fx.	0	\$713		
11012		Debride skin/muscle/ bone, fx	0	\$994		
11042		Cleansing of skin/tissue	0	\$131		
11043		Cleansing of tissue/muscle	10	\$282		
11044		Cleansing tissue/muscle/bone	10	\$397		
11046		Deb musc/fascia add-on		\$148		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
11047		Deb bone add-on		\$250		
11055		Trim skin lesion.....	0	\$40		
11056		Trim skin lesions, 2 to 4.	0	\$55		
11057		Trim skin lesions, over 4.	0	\$59		
11100		Biopsy of skin lesion	0	\$97		
11101		Biopsy, skin add-on...		\$56		
11200		Removal of skin tags	10	\$82		
11201		Remove skin tags add- on.		\$37		
11300		Shave skin lesion	0	\$78		
11301		Shave skin lesion	0	\$112		
11302		Shave skin lesion	0	\$144		
11303		Shave skin lesion	0	\$196		
11305		Shave skin lesion	0	\$89		
11306		Shave skin lesion	0	\$126		
11307		Shave skin lesion	0	\$154		
11308		Shave skin lesion	0	\$212		
11310		Shave skin lesion	0	\$105		
11311		Shave skin lesion	0	\$140		
11312		Shave skin lesion	0	\$172		
11313		Shave skin lesion	0	\$231		
11400		Removal of skin lesion	10	\$103		
11401		Removal of skin lesion	10	\$142		
11402		Removal of skin lesion	10	\$180		
11403		Removal of skin lesion	10	\$224		
11404		Removal of skin lesion	10	\$262		
11406		Removal of skin lesion	10	\$348		
11420		Removal of skin lesion	10	\$112		
11421		Removal of skin lesion	10	\$161		
11422		Removal of skin lesion	10	\$195		
11423		Removal of skin lesion	10	\$253		
11424		Removal of skin lesion	10	\$292		
11426		Removal of skin lesion	10	\$414		
11440		Removal of skin lesion	10	\$131		
11441		Removal of skin lesion	10	\$177		
11442		Removal of skin lesion	10	\$216		
11443		Removal of skin lesion	10	\$287		
11444		Removal of skin lesion	10	\$353		
11446		Removal of skin lesion	10	\$453		
11450		Removal, sweat gland lesion	90	\$404		
11451		Removal, sweat gland lesion	90	\$507		
11462		Removal, sweat gland lesion	90	\$364		
11463		Removal, sweat gland lesion	90	\$434		
11470		Removal, sweat gland lesion	90	\$448		
11471		Removal, sweat gland lesion	90	\$511		
11600		Removal of skin lesion	10	\$184		
11601		Removal of skin lesion	10	\$241		
11602		Removal of skin lesion	10	\$285		
11603		Removal of skin lesion	10	\$338		
11604		Removal of skin lesion	10	\$381		
11606		Removal of skin lesion	10	\$495		
11620		Removal of skin lesion	10	\$194		
11621		Removal of skin lesion	10	\$271		
11622		Removal of skin lesion	10	\$332		
11623		Removal of skin lesion	10	\$404		
11624		Removal of skin lesion	10	\$490		
11626		Removal of skin lesion	10	\$576		
11640		Removal of skin lesion	10	\$233		
11641		Removal of skin lesion	10	\$330		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
11642		Removal of skin lesion	10	\$402		
11643		Removal of skin lesion	10	\$477		
11644		Removal of skin lesion	10	\$591		
11646		Removal of skin lesion	10	\$763		
11719		Trim nail(s).....	0	\$30		
11720		Debride nail, 1-5.....	0	\$49		
11721		Debride nail, 6 or more.	0	\$80		
11730		Removal of nail plate	0	\$115		
11732		Remove nail plate, add on.		\$60		
11740		Drain blood from under nail	0	\$56		
11750		Removal of nail bed	10	\$280		
11752		Remove nail bed/finger tip	10	\$393		
11755		Biopsy, nail unit	0	\$171		
11760		Reconstruction of nail bed	10	\$181		
11762		Reconstruction of nail bed	10	\$400		
11765		Excision of nail fold, toe	10	\$86		
11770		Removal of pilonidal lesion	10	\$402		
11771		Removal of pilonidal lesion	90	\$750		
11772		Removal of pilonidal lesion	90	\$863		
11900		Injection into skin lesions	0	\$56		
11901		Added skin lesion injections	0	\$88		
11920		Correct skin color defects			\$361	\$243
11921		Correct skin color defects			\$417	\$285
11922		Correct skin color defects		\$64		
11950		Therapy for contour defects	0	-		
11951		Therapy for contour defects	0	-		
11952		Therapy for contour defects	0	-		
11954		Therapy for contour defects	0	-		
11960		Insert tissue expander(s)	90	\$1,081		
11970		Replace tissue expander	90	\$1,187		
11971		Remove tissue expander(s)	90	\$442		
11976		Removal of contraceptive		-		
11980		Implant hormone pellet(s).	0	-		
11981		Insert drug implant device		\$279		
11982		Remove drug implant device		\$313		
11983		Remove/insert drug implant		\$436		
12001		Repair superficial wound(s)	10	\$161		
12002		Repair superficial wound(s)	10	\$189		
12004		Repair superficial wound(s)	10	\$243		
12005		Repair superficial wound(s)	10	\$313		
12006		Repair superficial wound(s)	10	\$396		
12007		Repair superficial wound(s)	10	\$430		
12011		Repair superficial wound(s)	10	\$178		
12013		Repair superficial wound(s)	10	\$216		
12014		Repair superficial wound(s)	10	\$262		
12015		Repair superficial wound(s)	10	\$347		
12016		Repair superficial wound(s)	10	\$448		
12017		Repair superficial wound(s)	10	\$590		
12018		Repair superficial wound(s)	10	\$787		
12020		Closure of split wound	10	\$279		
12021		Closure of split wound	10	\$179		
12031		Layer closure of wound(s)	10	\$205		
12032		Layer closure of wound(s)	10	\$253		
12034		Layer closure of wound(s)	10	\$318		
12035		Layer closure of wound(s)	10	\$392		
12036		Layer closure of wound(s)	10	\$474		
12037		Layer closure of wound(s)	10	\$580		
12041		Layer closure of wound(s)	10	\$230		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
12042		Layer closure of wound(s)	10	\$282		
12044		Layer closure of wound(s)	10	\$346		
12045		Layer closure of wound(s)	10	\$421		
12046		Layer closure of wound(s)	10	\$523		
12047		Layer closure of wound(s)	10	\$650		
12051		Layer closure of wound(s)	10	\$250		
12052		Layer closure of wound(s)	10	\$307		
12053		Layer closure of wound(s)	10	\$354		
12054		Layer closure of wound(s)	10	\$444		
12055		Layer closure of wound(s)	10	\$566		
12056		Layer closure of wound(s)	10	\$740		
12057		Layer closure of wound(s)	10	\$847		
13100		Repair of wound or lesion	10	\$307		
13101		Repair of wound or lesion	10	\$436		
13102		Repair wound/lesion add-on		-		
13120		Repair of wound or lesion	10	\$338		
13121		Repair of wound or lesion	10	\$514		
13122		Repair wound/lesion add-on		-		
13131		Repair of wound or lesion	10	\$421		
13132		Repair of wound or lesion	10	\$653		
13133		Repair wound/lesion add-on		-		
13150		Repair of wound or lesion	10	\$407		
13151		Repair of wound or lesion	10	\$510		
13152		Repair of wound or lesion	10	\$857		
13153		Repair wound/lesion add-on		-		
13160		Late closure of wound	90	\$952		
14000		Skin tissue rearrangement	90	\$653		
14001		Skin tissue rearrangement	90	\$941		
14020		Skin tissue rearrangement	90	\$812		
14021		Skin tissue rearrangement	90	\$1,169		
14040		Skin tissue rearrangement	90	\$1,034		
14041		Skin tissue rearrangement	90	\$1,391		
14060		Skin tissue rearrangement	90	\$1,193		
14061		Skin tissue rearrangement	90	\$1,641		
14301		Skin tissue rearrangement		\$2,262		
14302		Skin tissue rearrange add-on		\$468		
14350		Skin tissue rearrangement	90	\$1,145		
15002		Wound prep trk/arm/leg		\$722		
15003		Wound prep addl 100 cm		\$158		
15004		Wound prep f/n/hf/g		\$827		
15005		Wnd prep f/n/hf/g addl cm		\$261		
15040		Harvest cultured skin graft		\$532		
15050		Skin pinch graft procedure	90	\$424		
15100		Skin split graft.....	90	\$1,039		
15101		Skin split graft add- on		\$249		
15110		Epidrm autograft trnk/arm/leg		\$1,810		
15111		Epidrm autograft t/a/l add-on		\$233		
15115		Epidrm a-grft face/nck/hf/g		\$1,823		
15116		Epidrm a-grft f/n/hf/g addl		\$361		
15120		Skin split graft.....	90	\$1,208		
15121		Skin split graft add- on		\$410		
15130		Derm autograft trnk/arm/leg		\$1,414		
15131		Derm autograft t/a/l add-on		\$214		
15135		Derm autograft face/nck/hf/g		\$1,834		
15136		Derm autograft f/n/hf/g add		\$183		
15150		Cult skin grft t/arm/leg		\$1,435		
15151		Cult skin grft t/a/l addl		\$247		
15152		Cult skin graft t/a/l +%		\$348		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
15155		Cult skin graft f/n/hf/g		\$1,434		
15156		Cult skin grft f/n/hfg add		\$373		
15157		Cult epiderm grft f/n/hfg +%		\$378		
15200		Skin full graft procedure	90	\$870		
15201		Skin full graft add-on		\$232		
15220		Skin full graft procedure	90	\$928		
15221		Skin full graft add-on		\$216		
15240		Skin full graft procedure	90	\$1,092		
15241		Skin full graft add-on		\$319		
15260		Skin full graft procedure	90	\$1,275		
15261		Skin full graft add-on		\$376		
15271		Skin sub graft trnk/arm/leg		\$297		
15272		Skin sub graft t/a/l add-on		\$56		
15273		Skin sub grft t/arm/lg child		\$611		
15274		Skn sub grft t/a/l child add		\$144		
15275		Skin sub graft face/nk/hf/g		\$319		
15276		Skin sub graft f/n/hf/g addl		\$70		
15277		Skn sub grft f/n/hf/g child		\$616		
15278		Skn sub grft f/n/hf/g ch add		\$169		
15350		Skin homograft.....	90	\$537		
15570		Form skin pedicle flap	90	\$1,051		
15572		Form skin pedicle flap	90	\$1,004		
15574		Form skin pedicle flap	90	\$992		
15576		Form skin pedicle flap	90	\$566		
15600		Skin graft procedure	90	\$474		
15610		Skin graft procedure	90	\$475		
15620		Skin graft procedure	90	\$577		
15630		Skin graft procedure	90	\$623		
15650		Transfer skin pedicle flap	90	\$682		
15731		Forehead flap w/vasc pedicle		\$2,399		
15732		Muscle-skin graft, head/neck	90	\$2,351		
15734		Muscle-skin graft, trunk	90	\$2,744		
15736		Muscle-skin graft, arm	90	\$2,441		
15738		Muscle-skin graft, leg	90	\$2,034		
15740		Island pedicle flap graft	90	\$1,520		
15750		Neurovascular pedicle graft	90	\$1,741		
15756		Free muscle flap, microvasc	90	\$4,826		
15757		Free skin flap, microvasc	90	\$4,835		
15758		Free fascial flap, microvasc	90	\$4,826		
15760		Composite skin graft	90	\$1,181		
15770		Derma-fat-fascia graft	90	\$1,081		
15775		Hair transplant punch grafts		\$596		
15776		Hair transplant punch grafts		\$824		
15777		Acellular derm matrix implt		\$442		
15780		Abrasion treatment of skin	90	\$594		
15781		Abrasion treatment of skin	90	\$625		
15782		Abrasion treatment of skin	90	\$390		
15783		Abrasion treatment of skin	90	\$439		
15786		Abrasion treatment of lesion	10	\$189		
15787		Abrasion, lesions, add on		\$41		
15788		Chemical peel, face, epiderm	90	\$321		
15789		Chemical peel, face, dermal	90	\$390		
15792		Chemical peel, nonfacial	90	\$206		
15793		Chemical peel, nonfacial	90	\$261		
15819		Plastic surgery, neck	90	\$1,257		
15820		Revision of lower eyelid	90	\$830		
15821		Revision of lower eyelid	90	\$952		
15822		Revision of upper eyelid	90	\$799		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
15823		Revision of upper eyelid	90	\$1,060		
15824		Removal of forehead wrinkles	BR			
15825		Removal of neck wrinkles	BR			
15826		Removal of brow wrinkles		BR		
15828		Removal of face wrinkles		BR		
15829		Removal of skin wrinkles		BR		
15830		Exc skin abd		\$2,470		
15832		Excise excessive skin tissue	90	\$1,457		
15833		Excise excessive skin tissue	90	\$1,229		
15834		Excise excessive skin tissue	90	\$1,314		
15835		Excise excessive skin tissue	90	\$1,359		
15836		Excise excessive skin tissue	90	\$1,113		
15837		Excise excessive skin tissue	90	\$1,055		
15838		Excise excessive skin tissue	90	\$949		
15839		Excise excessive skin tissue	90	\$838		
15840		Graft for face nerve palsy	90	\$2,130		
15841		Graft for face nerve palsy	90	\$2,914		
15842		Graft for face nerve palsy	90	\$4,789		
15845		Skin and muscle repair, face	90	\$2,129		
15850		Removal of sutures		-		
15851		Removal of sutures	0	\$84		
15852		Dressing change, not for burn	0	\$97		
15860		Test for blood flow in graft	0	\$252		
15876		Suction assisted lipectomy		BR		
15877		Suction assisted lipectomy		BR		
15878		Suction assisted lipectomy		BR		
15879		Suction assisted lipectomy		BR		
15920		Removal of tail bone ulcer	90	\$775		
15922		Removal of tail bone ulcer	90	\$1,157		
15931		Remove sacrum pressure sore	90	\$822		
15933		Remove sacrum pressure sore	90	\$1,274		
15934		Remove sacrum pressure sore	90	\$1,442		
15935		Remove sacrum pressure sore	90	\$1,881		
15936		Remove sacrum pressure sore	90	\$1,702		
15937		Remove sacrum pressure sore	90	\$2,061		
15940		Removal of pressure sore	90	\$883		
15941		Removal of pressure sore	90	\$1,316		
15944		Removal of pressure sore	90	\$1,505		
15945		Removal of pressure sore	90	\$1,738		
15946		Remove hip pressure sore.	90	\$2,841		
15950		Remove thigh pressure sore	90	\$735		
15951		Remove thigh pressure sore	90	\$1,332		
15952		Remove thigh pressure sore	90	\$1,323		
15953		Remove thigh pressure sore	90	\$1,582		
15956		Remove thigh pressure sore	90	\$2,408		
15958		Remove thigh pressure sore	90	\$2,507		
15999		Removal of pressure sore		BR		
16000		Initial treatment of burn(s)	0	\$90		
16020		Treatment of burn(s)	0	\$83		
16025		Treatment of burn(s)	0	\$166		
16030		Treatment of burn(s)	0	\$190		
16035		Incision of burn scab	90	\$478		
16036		Escharotomy addl incision		\$175		
17000		Destroy benign/primal lesion lesion	10	\$80		
17003		Destroy lesions, 2-14		\$28		
17004		Destroy lesions, 15 or more	10	\$365		
17106		Destruction of skin lesions	90	\$471		
17107		Destruction of skin lesions	90	\$931		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
17108		Destruction of skin lesions	90	\$1,636		
17110		Destruct lesion, 1-14	10	\$84		
17111		Destruct lesion, 15 or more	10	\$120		
17250		Chemical cautery, tissue	0	\$63		
17260		Destruction of skin lesions	10	\$148		
17261		Destruction of skin lesions	10	\$187		
17262		Destruction of skin lesions	10	\$249		
17263		Destruction of skin lesions	10	\$298		
17264		Destruction of skin lesions	10	\$336		
17266		Destruction of skin lesions	10	\$418		
17270		Destruction of skin lesions	10	\$193		
17271		Destruction of skin lesions	10	\$238		
17272		Destruction of skin lesions	10	\$291		
17273		Destruction of skin lesions	10	\$342		
17274		Destruction of skin lesions	10	\$430		
17276		Destruction of skin lesions	10	\$502		
17280		Destruction of skin lesions	10	\$207		
17281		Destruction of skin lesions	10	\$279		
17282		Destruction of skin lesions	10	\$339		
17283		Destruction of skin lesions	10	\$416		
17284		Destruction of skin lesions	10	\$496		
17286		Destruction of skin lesions	10	\$660		
17304		Chemosurgery of skin lesion	0	\$891		
17311		Mohs 1 stage h/n/hf/g		\$1,352		
17312		Mohs addl stage		\$806		
17313		Mohs 1 stage t/a/l		\$1,233		
17314		Mohs addl stage t/a/l		\$747		
17315		Mohs surg addl block		\$163		
17340		Cryotherapy of skin	10	\$73		
17360		Skin peel therapy	10	\$120		
17380		Hair removal by electrolysis		BR		
17999		Skin tissue procedure		BR		
19000		Drainage of breast lesion	0	\$91		
19001		Drain breast lesion add-on.		\$64		
19020		Incision of breast lesion	90	\$358		
19030		Injection for breast X-ray	0	\$147		
19100		Biopsy of breast	0	\$145		
19101		Biopsy of breast	10	\$419		
19102		Bx breast percut w/image		\$428		
19103		Bx breast percut w/device		\$1,108		
19105		Cryosurg ablate fa each		\$6,103		
19110		Nipple exploration	90	\$505		
19112		Excise breast duct fistula	90	\$440		
19120		Removal of breast lesion	90	\$648		
19125		Excision, breast lesion	90	\$663		
19126		Excision, addl breast lesion		\$326		
19160		Removal of breast tissue	90	\$826		
19260		Removal of chest wall lesion	90	\$1,416		
19271		Revision of chest wall	90	\$2,392		
19272		Extensive chest wall surgery	90	\$2,452		
19290		Place needle wire, breast	0	\$126		
19291		Place needle wire, breast.		\$86		
19295		Place breast clip percut		\$182		
19296		Place po breast cath for rad		\$8,412		
19297		Place breast cath for rad		\$194		
19298		Place breast rad tube/caths		\$2,245		
19300		Removal of breast tissue		\$1,080		
19301		Partial mastectomy		\$1,345		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
19302		P-mastectomy w/lr removal		\$1,855		
19303		Mast simple complete		\$2,084		
19304		Mast subq		\$1,189		
19305		Mast radical		\$2,339		
19306		Mast rad urban type		\$2,482		
19307		Mast mod rad		\$2,469		
19316		Suspension of breast	90	\$1,794		
19318		Reduction of large breast	90	\$2,105		
19324		Enlarge breast	90	\$674		
19325		Enlarge breast with implant	90	\$1,066		
19328		Removal of breast implant	90	\$695		
19330		Removal of implant material	90	\$836		
19340		Immediate breast prosthesis		\$1,284		
19342		Delayed breast prosthesis	90	\$1,662		
19350		Breast reconstruction	90	\$1,181		
19355		Correct inverted nipple(s)	90	\$934		
19357		Breast reconstruction	90	\$2,212		
19361		Breast reconstruction	90	\$2,961		
19364		Breast reconstruction	90	\$3,388		
19366		Breast reconstruction	90	\$2,791		
19367		Breast reconstruction	90	\$3,412		
19368		Breast reconstruction	90	\$3,861		
19369		Breast reconstruction	90	\$3,688		
19370		Surgery of breast capsule	90	\$1,058		
19371		Removal of breast capsule	90	\$1,295		
19380		Revise breast reconstruction	90	\$1,297		
19396		Design custom breast implant	0	-	\$619	\$312
19499		Breast surgery procedure		BR		
20005		Incision of deep abscess	10	\$363		
20100		Explore wound, neck...	10	\$1,143		
20101		Explore wound, chest..	10	\$372		
20102		Explore wound, abdomen	10	\$458		
20103		Explore wound, extremity	10	\$615		
20150		Excise epiphyseal bar	90	\$1,901		
20200		Muscle biopsy	0	\$196		
20205		Deep muscle biopsy	0	\$323		
20206		Needle biopsy, muscle	0	\$148		
20220		Bone biopsy, trocar/needle	0	\$189		
20225		Bone biopsy, trocar/needle	0	\$322		
20240		Bone biopsy, excisional	10	\$396		
20245		Bone biopsy, excisional	10	\$545		
20250		Open bone biopsy	10	\$741		
20251		Open bone biopsy	10	\$844		
20500		Injection of sinus tract	10	\$112		
20501		Inject sinus tract for X-ray	0	\$77		
20520		Removal of foreign body	10	\$184		
20525		Removal of foreign body	10	\$410		
20526		Ther injection carp tunnel		\$156		
20527		Inj dupuytren cord w/enzyme		\$157		
20550		Inj tendon/ligament/cyst	0	\$91		
20551		Inj tendon origin/insertion		\$123		
20552		Inj trigger point 1/2 muscl		\$113		
20553		Inject trigger points => 3		\$130		
20555		Place ndl musc/tis for rt		\$682		
20600		Drain/inject joint/bursa	0	\$84		
20605		Drain/inject joint/bursa	0	\$84		
20610		Drain/inject joint/bursa	0	\$92		
20612		Aspirate/inj ganglion cyst		\$124		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
20615		Treatment of bone cyst	10	\$197		
20650		Insert and remove bone pin	10	\$233		
20660		Apply, remove fixation device	0	\$304		
20661		Application of head brace	90	\$619		
20662		Application of pelvis brace	90	\$927		
20663		Application of thigh brace	90	\$728		
20664		Halo brace application	90	\$940		
20665		Removal of fixation device	10	\$130		
20670		Removal of support implant	10	\$180		
20680		Removal of support implant	90	\$503		
20690		Apply bone fixation device	90	\$550		
20692		Apply bone fixation device	90	\$907		
20693		Adjust bone fixation device	90	\$590		
20694		Remove bone fixation device	90	\$483		
20696		Comp multiplane ext fixation		\$2,366		
20697		Comp ext fixate strut change		\$4,357		
20802		Replantation, arm, complete	90	\$5,778		
20805		Replant, forearm, complete	90	\$7,222		
20808		Replantation hand, complete	90	\$8,745		
20816		Replantation digit, complete	90	\$4,710		
20822		Replantation digit, complete	90	\$3,961		
20824		Replantation thumb, complete	90	\$4,633		
20827		Replantation thumb, complete	90	\$4,061		
20838		Replantation foot, complete	90	\$5,911		
20900		Removal of bone for graft	90	\$586		
20902		Removal of bone for graft	90	\$885		
20910		Remove cartilage for graft	90	\$419		
20912		Remove cartilage for graft	90	\$801		
20920		Removal of fascia for graft	90	\$658		
20922		Removal of fascia for graft	90	\$789		
20924		Removal of tendon for graft	90	\$874		
20926		Removal of tissue for graft	90	\$567		
20930		Spinal bone allograft		BR		
20931		Spinal bone allograft		\$263		
20936		Spinal bone autograft		BR		
20937		Spinal bone autograft		\$402		
20938		Spinal bone autograft		\$434		
20950		Record fluid pressure, muscle	0	\$178		
20955		Microvascular fibula graft	90	-		
20956		Iliac bone graft, microvasc	90	\$5,021		
20957		Mt bone graft, microvasc	90	\$5,079		
20962		Other bone graft, microvasc	90	\$5,010		
20969		Bone/skin graft, microvasc	90	\$6,207		
20970		Bone/skin graft, iliac crest	90	\$6,061		
20972		Bone-skin graft, metatarsal	90	-		
20973		Bone-skin graft, great toe	90	-		
20974		Electrical bone stimulation	0	\$325		
20975		Electrical bone stimulation	0	\$460		
20979		US bone stimulation...	0	-		
20979		Us bone stimulation			\$110	\$68
20982		Ablate bone tumor(s) perq		\$7,687		
20985		Cptr-asst dir ms px		\$307		
20999		Musculoskeletal surgery		BR		
21010		Incision of jaw joint	90	\$1,432		
21011		Exc face les sc < 2 cm		\$730		
21012		Exc face les sbq 2 cm/>		\$703		
21013		Exc face tum deep < 2 cm		\$1,095		
21014		Exc face tum deep 2 cm/>		\$1,090		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
21015		Resection of facial tumor	90	\$877		
21016		Resect face tum 2 cm/>		\$2,172		
21025		Excision of bone, lower jaw	90	\$677		
21026		Excision of facial bone(s)	90	\$563		
21029		Contour of face bone lesion	90	\$1,219		
21030		Removal of face bone lesion	90	\$757		
21031		Remove exostosis, mandible	90	\$425		
21032		Remove exostosis, maxilla	90	\$602		
21034		Removal of face bone lesion	90	\$1,627		
21040		Removal of jaw bone lesion	90	\$355		
21044		Removal of jaw bone lesion	90	\$1,539		
21045		Extensive jaw surgery	90	\$2,161		
21046		Remove mandible cyst complex		\$2,312		
21047		Excise lwr jaw cyst w/repair		\$2,739		
21048		Remove maxilla cyst complex		\$2,372		
21049		Excis uppr jaw cyst w/repair		\$2,590		
21050		Removal of jaw joint	90	\$1,662		
21060		Remove jaw joint cartilage	90	\$1,571		
21070		Remove coronoid process	90	\$1,083		
21073		Mnpj of tmj w/anesth		\$812		
21076		Prepare face/oral prosthesis	10	\$2,008		
21077		Prepare face/oral prosthesis	90	\$5,049		
21079		Prepare face/oral prosthesis	90	\$3,548		
21080		Prepare face/oral prosthesis	90	-	\$3,899	\$3,206
21081		Prepare face/oral prosthesis	90	-	\$3,593	\$2,935
21082		Prepare face/oral prosthesis	90	-	\$3,403	\$2,762
21083		Prepare face/oral prosthesis	90	-	\$3,172	\$2,492
21084		Prepare face/oral prosthesis	90	-	\$3,703	\$2,969
21085		Prepare face/oral prosthesis	10	-	\$1,707	\$1,313
21086		Prepare face/oral prosthesis	90	-	\$3,825	\$3,192
21087		Prepare face/oral prosthesis	90	-	\$3,808	\$3,159
21088		Prepare face/oral prosthesis	90	BR		
21089		Prepare face/oral prosthesis	90	BR		
21100		Maxillofacial fixation	90	\$369		
21110		Interdental fixation	90	\$781		
21116		Injection, jaw joint X-ray	0	\$114		
21116		Remove extra spine segment		\$332		
21120		Reconstruction of chin	90	\$620		
21121		Reconstruction of chin	90	\$975		
21122		Reconstruction of chin	90	\$1,074		
21123		Reconstruction of chin	90	\$1,404		
21125		Augmentation lower jaw bone	90	\$813		
21127		Augmentation lower jaw bone	90	\$1,364		
21137		Reduction of forehead	90	-		
21138		Reduction of forehead	90	-		
21139		Reduction of forehead	90	-		
21141		Reconstruct midface, lefort	90	\$2,359		
21142		Reconstruct midface, lefort	90	\$2,452		
21143		Reconstruct midface, lefort	90	\$2,548		
21145		Reconstruct midface, lefort	90	\$2,513		
21146		Reconstruct midface, lefort	90	\$2,608		
21147		Reconstruct midface, lefort	90	\$2,728		
21150		Reconstruct midface, lefort	90	-		
21151		Reconstruct midface, lefort	90	-		
21154		Reconstruct midface, lefort	90	-		
21155		Reconstruct midface, lefort	90	-		
21159		Reconstruct midface, lefort	90	-		
21160		Reconstruct midface, lefort	90	-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
21172		Reconstruct orbit/forehead	90	-		
21175		Reconstruct orbit/forehead	90	-		
21179		Reconstruct entire forehead	90	-		
21180		Reconstruct entire forehead	90	-		
21181		Contour cranial bone lesion	90	-		
21182		Reconstruct cranial bone	90	-		
21183		Reconstruct cranial bone	90	-		
21184		Reconstruct cranial bone	90	-		
21188		Reconstruction of midface	90	BR		
21193		Reconstruct lower jaw bone	90	\$2,171		
21194		Reconstruct lower jaw bone	90	\$2,460		
21195		Reconstruct lower jaw bone	90	\$2,206		
21196		Reconstruct lower jaw bone	90	\$2,345		
21198		Reconstruct lower jaw bone	90	\$2,118		
21199		Reconstr lwr jaw w/advance		\$2,142		
21206		Reconstruct upper jaw bone	90	\$1,748		
21208		Augmentation of facial bones	90	\$1,550		
21209		Reduction of facial bones	90	\$824		
21210		Face bone graft	90	\$1,635		
21215		Lower jaw bone graft	90	\$1,809		
21230		Rib cartilage graft	90	\$1,567		
21235		Ear cartilage graft	90	\$1,091		
21240		Reconstruction of jaw joint	90	\$2,560		
21242		Reconstruction of jaw joint	90	\$2,607		
21243		Reconstruction of jaw joint	90	\$2,482		
21244		Reconstruction of lower jaw	90	\$2,132		
21245		Reconstruction of jaw	90	\$1,689		
21246		Reconstruction of jaw	90	\$1,524		
21247		Reconstruct lower jaw bone	90	\$3,575		
21248		Reconstruction of jaw	90	\$2,246		
21249		Reconstruction of jaw	90	\$3,926		
21255		Reconstruct lower jaw bone	90	\$2,641		
21256		Reconstruction of orbit	90	\$2,558		
21260		Revise eye sockets	90	\$2,609		
21261		Revise eye sockets	90	\$3,459		
21263		Revise eye sockets	90	\$4,490		
21267		Revise eye sockets	90	\$2,435		
21268		Revise eye sockets	90	\$2,927		
21270		Augmentation cheek bone	90	\$1,636		
21275		Revision orbitofacial bones	90	\$1,466		
21280		Revision of eyelid	90	\$952		
21282		Revision of eyelid	90	\$788		
21295		Revision of jaw muscle/bone	90	\$179		
21296		Revision of jaw muscle/bone	90	\$553		
21299		Cranio/maxillofacial surgery		BR		
21310		Treatment of nose fracture	0	\$109		
21315		Treatment of nose fracture	10	\$243		
21320		Treatment of nose fracture	10	\$331		
21325		Repair of nose fracture	90	\$577		
21330		Repair of nose fracture	90	\$874		
21335		Repair of nose fracture	90	\$1,511		
21336		Repair nasal septal fracture	90	\$706		
21337		Repair nasal septal fracture	90	\$405		
21338		Repair nasoethmoid fracture	90	\$830		
21339		Repair nasoethmoid fracture	90	\$1,087		
21340		Repair of nose fracture	90	\$1,417		
21343		Repair of sinus fracture	90	\$1,582		
21344		Repair of sinus fracture	90	\$2,030		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
21345		Repair of nose/jaw fracture	90	\$1,157		
21346		Repair of nose/jaw fracture	90	\$1,441		
21347		Repair of nose/jaw fracture	90	\$1,670		
21348		Repair of nose/jaw fracture	90	\$2,064		
21355		Repair cheek bone fracture	10	\$372		
21356		Repair cheek bone fracture	10	\$793		
21360		Repair cheek bone fracture	90	\$1,006		
21365		Repair cheek bone fracture	90	\$1,979		
21366		Repair cheek bone fracture	90	\$2,198		
21385		Repair eye socket fracture	90	\$1,365		
21386		Repair eye socket fracture	90	\$1,337		
21387		Repair eye socket fracture	90	\$1,237		
21390		Repair eye socket fracture	90	\$1,610		
21395		Repair eye socket fracture	90	\$1,618		
21400		Treat eye socket fracture	90	\$228		
21401		Repair eye socket fracture	90	\$421		
21406		Repair eye socket fracture	90	\$885		
21407		Repair eye socket fracture	90	\$1,127		
21408		Repair eye socket fracture	90	\$1,490		
21421		Treat mouth roof fracture	90	\$819		
21422		Repair mouth roof fracture	90	\$1,329		
21423		Repair mouth roof fracture	90	\$1,466		
21431		Treat craniofacial fracture	90	\$943		
21432		Repair craniofacial fracture	90	\$1,109		
21433		Repair craniofacial fracture	90	\$3,097		
21435		Repair craniofacial fracture	90	\$2,212		
21436		Repair craniofacial fracture	90	\$3,039		
21440		Repair dental ridge fracture	90	\$416		
21445		Repair dental ridge fracture	90	\$829		
21450		Treat lower jaw fracture	90	\$416		
21451		Treat lower jaw fracture	90	\$857		
21452		Treat lower jaw fracture	90	\$242		
21453		Treat lower jaw fracture	90	\$876		
21454		Treat lower jaw fracture	90	\$1,414		
21461		Repair lower jaw fracture	90	\$1,434		
21462		Repair lower jaw fracture	90	\$1,617		
21465		Repair lower jaw fracture	90	\$1,455		
21470		Repair lower jaw fracture	90	\$2,341		
21480		Reset dislocated jaw	0	\$117		
21485		Reset dislocated jaw	90	\$433		
21490		Repair dislocated jaw	90	\$1,268		
21493		Treat hyoid bone fracture	90	\$201		
21494		Repair hyoid bone fracture	90	\$993		
21495		Repair hyoid bone fracture	90	\$754		
21497		Interdental wiring	90	\$563		
21499		Head surgery procedure		BR		
21501		Drain neck/chest lesion	90	\$397		
21502		Drain chest lesion	90	\$808		
21510		Drainage of bone lesion	90	\$663		
21550		Biopsy of neck/chest	10	\$211		
21552		Exc neck les sc 3 cm/>		\$927		
21554		Exc neck tum deep 5 cm/>		\$1,517		
21555		Remove lesion neck/chest	90	\$421		
21556		Remove lesion neck/chest	90	\$689		
21557		Remove tumor, neck or chest	90	\$1,308		
21558		Resect neck tum 5 cm/>		\$2,807		
21600		Partial removal of rib	90	\$825		
21610		Partial removal of rib	90	\$1,025		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
21615		Removal of rib.....	90	\$1,532		
21616		Removal of rib and nerves	90	\$1,407		
21620		Partial removal of sternum	90	\$1,000		
21627		Sternal debridement	90	\$850		
21630		Extensive sternum surgery.	90	\$2,374		
21632		Extensive sternum surgery	90	\$2,150		
21685		Hyoid myotomy & suspension		\$2,118		
21700		Revision of neck muscle	90	\$745		
21705		Revision of neck muscle/rib	90	\$1,050		
21720		Revision of neck muscle	90	\$694		
21725		Revision of neck muscle	90	\$859		
21740		Reconstruction of sternum	90	\$1,844		
21750		Repair of sternum separation	90	\$1,333		
21800		Treatment of rib fracture	90	\$124		
21805		Treatment of rib fracture	90	\$293		
21810		Treatment of rib fracture(s)	90	\$1,035		
21820		Treat sternum fracture	90	\$194		
21825		Repair sternum fracture	90	\$1,051		
21899		Neck/chest surgery procedure		BR		
21920		Biopsy soft tissue of back	10	\$206		
21925		Biopsy soft tissue of back	90	\$460		
21930		Remove lesion, back or flank	90	\$691		
21931		Exc back les sc 3 cm/>		\$976		
21932		Exc back tum deep < 5 cm		\$1,371		
21933		Exc back tum deep 5 cm/>		\$1,535		
21935		Remove tumor of back	90	\$1,770		
21936		Resect back tum 5 cm/>		\$2,919		
22010		I&d p-spine c/t/cerv-thor		\$1,967		
22015		I&d p-spine l/s/l		\$1,930		
22100		Remove part of neck vertebra	90	\$1,309		
22101		Remove part, thorax vertebra	90	\$1,129		
22102		Remove part, lumbar vertebra	90	\$976		
22103		Remove extra spine segment		\$335		
22110		Remove part of neck vertebra	90	\$1,708		
22112		Remove part, thorax vertebra	90	\$1,637		
22114		Remove part, lumbar vertebra	90	\$1,417		
22206		Cut spine 3 col thor		\$4,913		
22207		Cut spine 3 col lumb		\$4,981		
22208		Cut spine 3 col addl seg		\$1,226		
22210		Revision of neck spine	90	\$2,867		
22212		Revision of thorax spine	90	\$2,708		
22214		Revision of lumbar spine	90	\$2,544		
22216		Revise, extra spine segment		\$818		
22220		Revision of neck spine	90	\$2,839		
22222		Revision of thorax spine	90	\$2,502		
22224		Revision of lumbar spine	90	\$2,653		
22226		Revise, extra spine segment		\$819		
22305		Treat spine process fracture	90	\$329		
22310		Treat spine fracture..	90	\$426		
22315		Treat spine fracture..	90	\$1,120		
22318		Treat odontoid fx w/o graft	90	-		
22319		Treat odontoid fx w/ graft	90	-		
22325		Treat spine fracture..	90	\$2,061		
22326		Treat neck spine fracture	90	\$2,678		
22327		Treat thorax spine fracture	90	\$2,619		
22328		Treat each add spine fx		\$656		
22505		Manipulation of spine	10	\$230		
22520		Percut vertebroplasty thor		\$4,580		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
22521		Percut vertebroplasty lumb		\$4,587		
22522		Percut vertebroplasty addl		\$464		
22523		Percut kyphoplasty thor		\$15,722		
22524		Percut kyphoplasty lumbar		\$15,598		
22525		Percut kyphoplasty add-on		\$9,755		
22526		Idet single level		\$4,833		
22527		Idet 1 or more levels		\$3,985		
22532		Lat thorax spine fusion		\$3,715		
22533		Lat lumbar spine fusion		\$3,502		
22534		Lat thor/lumb addl seg		\$756		
22548		Neck spine fusion.....	90	\$3,611		
22551		Neck spine fuse&remov bel c2		\$3,574		
22552		Addl neck spine fusion		\$820		
22554		Neck spine fusion.....	90	\$2,850		
22556		Thorax spine fusion...	90	\$3,348		
22558		Lumbar spine fusion...	90	\$3,150		
22585		Additional spinal fusion		\$798		
22590		Spine & skull spinal fusion	90	\$3,102		
22595		Neck spinal fusion....	90	\$3,021		
22600		Neck spine fusion.....	90	\$2,531		
22610		Thorax spine fusion...	90	\$2,485		
22612		Lumbar spine fusion...	90	\$3,083		
22614		Spine fusion, extra segment		\$884		
22630		Lumbar spine fusion...	90	\$2,945		
22632		Spine fusion, extra segment		\$745		
22633		Lumbar spine fusion combined		\$3,842		
22634		Spine fusion extra segment		\$1,037		
22800		Fusion of spine.....	90	\$2,850		
22802		Fusion of spine.....	90	\$4,383		
22804		Fusion of spine.....	90	\$4,809		
22808		Fusion of spine.....	90	\$3,368		
22810		Fusion of spine.....	90	\$3,677		
22812		Fusion of spine.....	90	\$4,352		
22818		Kyphectomy, 1-2 segments	90	\$4,421		
22819		Kyphectomy, 3 or more	90	\$4,781		
22830		Exploration of spinal fusion	90	\$1,803		
22840		Insert spine fixation device		\$1,408		
22841		Insert spine fixation device		BR		
22842		Insert spine fixation device		\$1,457		
22843		Insert spine fixation device		\$1,652		
22844		Insert spine fixation device		\$2,015		
22845		Insert spine fixation device		\$1,343		
22846		Insert spine fixation device		\$1,524		
22847		Insert spine fixation device		\$1,691		
22848		Insert pelv fixation device		\$876		
22849		Reinsert spinal fixation	90	\$1,882		
22850		Remove spine fixation device	90	\$1,391		
22851		Apply spine prosth device		\$974		
22852		Remove spine fixation device	90	\$1,400		
22855		Remove spine fixation device	90	\$1,260		
22856		Cerv artific diskectomy		\$3,470		
22857		Lumbar artif diskectomy		\$3,413		
22861		Revise cerv artific disc		\$4,137		
22862		Revise lumbar artif disc		\$4,481		
22864		Remove cerv artif disc		\$4,070		
22865		Remove lumb artif disc		\$4,266		
22899		Spine surgery procedure		BR		
22900		Remove abdominal wall lesion	90	\$721		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
22901		Exc abdl tum deep 5 cm/>		\$1,381		
22902		Exc abd les sc < 3 cm		\$899		
22903		Exc abd les sc 3 cm/>		\$903		
22904		Resect abd tum < 5 cm		\$2,184		
22905		Resect abd tum 5 cm/>		\$2,771		
22999		Abdomen surgery procedure		BR		
23000		Removal of calcium deposits	90	\$619		
23020		Release shoulder joint	90	\$1,249		
23030		Drain shoulder lesion	10	\$402		
23031		Drain shoulder bursa	10	\$230		
23035		Drain shoulder bone lesion	90	\$1,237		
23040		Exploratory shoulder surgery	90	\$1,424		
23044		Exploratory shoulder surgery	90	\$1,103		
23065		Biopsy shoulder tissues	10	\$212		
23066		Biopsy shoulder tissues	90	\$374		
23071		Exc shoulder les sc 3 cm/>		\$867		
23073		Exc shoulder tum deep 5 cm/>		\$1,436		
23075		Removal of shoulder lesion	10	\$339		
23076		Removal of shoulder lesion	90	\$801		
23077		Remove tumor of shoulder	90	\$1,657		
23078		Resect shoulder tum 5 cm/>		\$2,949		
23100		Biopsy of shoulder joint	90	\$992		
23101		Shoulder joint surgery	90	\$924		
23105		Remove shoulder joint lining	90	\$1,331		
23106		Incision of collarbone joint	90	\$848		
23107		Explore,treat shoulder joint	90	\$1,368		
23120		Partial removal, collarbone	90	\$850		
23125		Removal of collarbone	90	\$1,321		
23130		Remove shoulder bone, part	90	\$1,135		
23140		Removal of bone lesion	90	\$802		
23145		Removal of bone lesion	90	\$1,274		
23146		Removal of bone lesion	90	\$962		
23150		Removal of humerus lesion	90	\$1,094		
23155		Removal of humerus lesion	90	\$1,399		
23156		Removal of humerus lesion	90	\$1,195		
23170		Remove collarbone lesion	90	\$840		
23172		Remove shoulder blade lesion	90	\$859		
23174		Remove humerus lesion	90	\$1,308		
23180		Remove collar bone lesion	90	\$1,098		
23182		Remove shoulder blade lesion	90	\$1,222		
23184		Remove humerus lesion	90	\$1,475		
23190		Partial removal of scapula	90	\$980		
23195		Removal of head of humerus	90	\$1,371		
23200		Removal of collarbone	90	\$1,520		
23210		Removal of shoulder blade	90	\$1,545		
23220		Partial removal of humerus.	90	\$2,035		
23330		Remove shoulder foreign body	10	\$172		
23331		Remove shoulder foreign body	90	\$804		
23332		Remove shoulder foreign body	90	\$1,632		
23350		Injection for shoulder X-ray	0	\$112		
23395		Muscle transfer, shoulder/arm	90	\$2,127		
23397		Muscle transfers	90	\$2,233		
23400		Fixation of shoulder blade	90	\$1,733		
23405		Incision of tendon & muscle	90	\$1,195		
23406		Incise tendon(s) & muscle(s)	90	\$1,545		
23410		Repair of tendon(s)...	90	\$1,776		
23412		Repair of tendon(s)	90	\$1,998		
23415		Release of shoulder ligament	90	\$1,099		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
23420		Repair of shoulder....	90	\$2,098		
23430		Repair biceps tendon..	90	\$1,345		
23440		Remove/transplant tendon	90	\$1,376		
23450		Repair shoulder capsule	90	\$1,968		
23455		Repair shoulder capsule	90	\$2,230		
23460		Repair shoulder capsule	90	\$2,211		
23462		Repair shoulder capsule	90	\$2,282		
23465		Repair shoulder capsule	90	\$2,254		
23466		Repair shoulder capsule	90	\$2,232		
23470		Reconstruct shoulder joint	90	\$2,530		
23472		Reconstruct shoulder joint	90	\$2,749		
23480		Revision of collarbone	90	\$1,286		
23485		Revision of collarbone	90	\$1,834		
23490		Reinforce clavicle	90	\$1,564		
23491		Reinforce shoulder bones	90	\$2,033		
23500		Treat clavicle fracture	90	\$270		
23505		Treat clavicle fracture	90	\$460		
23515		Repair clavicle fracture	90	\$1,067		
23520		Treat clavicle dislocation	90	\$255		
23525		Treat clavicle dislocation	90	\$400		
23530		Repair clavicle dislocation	90	\$1,027		
23532		Repair clavicle dislocation	90	\$1,133		
23540		Treat clavicle dislocation	90	\$272		
23545		Treat clavicle dislocation	90	\$378		
23550		Repair clavicle dislocation	90	\$1,176		
23552		Repair clavicle dislocation	90	\$1,153		
23570		Treat shoulder blade fracture	90	\$287		
23575		Treat shoulder blade fracture	90	\$500		
23585		Repair scapula fracture	90	\$1,232		
23600		Treat humerus fracture	90	\$430		
23605		Treat humerus fracture	90	\$714		
23615		Repair humerus fracture	90	\$1,478		
23616		Repair humerus fracture	90	\$3,238		
23620		Treat humerus fracture	90	\$431		
23625		Treat humerus fracture	90	\$571		
23630		Treat humerus fracture	90	\$1,171		
23650		Treat shoulder dislocation	90	\$395		
23655		Treat shoulder dislocation	90	\$540		
23660		Repair shoulder dislocation	90	\$1,244		
23665		Treat dislocation/ fracture	90	\$637		
23670		Treat dislocation/ fracture	90	\$1,278		
23675		Treat dislocation/fracture	90	\$718		
23680		Repair dislocation/fracture	90	\$1,686		
23700		Fixation of shoulder	10	\$347		
23800		Fusion of shoulder joint	90	\$2,233		
23802		Fusion of shoulder joint.	90	\$2,317		
23900		Amputation of arm & girdle	90	\$2,362		
23920		Amputation at shoulder joint	90	\$2,123		
23921		Amputation follow-up surgery	90	\$712		
23929		Shoulder surgery procedure		BR		
23930		Drainage of arm lesion	10	\$328		
23931		Drainage of arm bursa	10	\$240		
23935		Drain arm/elbow bone lesion	90	\$781		
24000		Exploratory elbow surgery	90	\$946		
24006		Release elbow joint	90	\$1,204		
24065		Biopsy arm/elbow soft tissue	10	\$207		
24066		Biopsy arm/elbow soft tissue	90	\$639		
24071		Exc arm/elbow les sc 3 cm/>		\$843		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
24073		Exc arm/elbow les sc 3 cm/>		\$843		
24075		Ex arm/elbow tum deep 5 cm/>		\$1,438		
24076		Remove arm/elbow lesion	90	\$433		
24076		Remove arm/elbow lesion	90	\$734		
24077		Remove tumor of arm/elbow	90	\$1,617		
24079		Resect arm/elbow tum 5 cm/>		\$2,761		
24100		Biopsy elbow joint lining.	90	\$704		
24101		Explore/treat elbow joint	90	\$1,071		
24102		Remove elbow joint lining	90	\$1,279		
24105		Removal of elbow bursa	90	\$555		
24110		Remove humerus lesion	90	\$1,132		
24115		Remove/graft bone lesion	90	\$1,267		
24116		Remove/graft bone lesion	90	\$1,580		
24120		Remove elbow lesion	90	\$946		
24125		Remove/graft bone lesion	90	\$977		
24126		Remove/graft bone lesion	90	\$1,159		
24130		Removal of head of radius	90	\$974		
24134		Removal of arm bone lesion	90	\$1,339		
24136		Remove radius bone lesion	90	\$1,206		
24138		Remove elbow bone lesion	90	\$1,048		
24140		Partial removal of arm bone	90	\$1,451		
24145		Partial removal of radius	90	\$1,116		
24147		Partial removal of elbow	90	\$1,125		
24149		Radical resection of elbow	90	\$1,992		
24150		Extensive humerus surgery	90	\$2,035		
24151		Extensive humerus surgery	90	\$2,165		
24152		Extensive radius surgery	90	\$1,237		
24155		Removal of elbow joint	90	\$1,669		
24160		Remove elbow joint implant	90	\$925		
24164		Remove radius head implant	90	\$865		
24200		Removal of arm foreign body	10	\$166		
24201		Removal of arm foreign body	90	\$621		
24220		Injection for elbow X-ray	0	\$133		
24300		Manipulate elbow w/anesth		\$853		
24301		Muscle/tendon transfer	90	\$1,339		
24305		Arm tendon lengthening	90	\$822		
24310		Revision of arm tendon	90	\$726		
24320		Repair of arm tendon	90	\$1,451		
24330		Revision of arm muscles	90	\$1,370		
24331		Revision of arm muscles	90	\$1,508		
24340		Repair of biceps tendon	90	\$1,128		
24341		Repair arm tendon/muscle	90	\$1,126		
24342		Repair of ruptured tendon	90	\$1,571		
24343		Repr elbow lat ligmnt w/tiss		\$1,466		
24344		Reconstruct elbow lat ligmnt		\$2,293		
24345		Repr elbw med ligmnt w/tissu		\$1,458		
24346		Reconstruct elbow med ligmnt		\$2,278		
24358		Repair elbow w/deb open		\$1,087		
24359		Repair elbow deb/atrch open		\$1,374		
24360		Reconstruct elbow joint	90	\$1,923		
24361		Reconstruct elbow joint	90	\$2,027		
24362		Reconstruct elbow joint	90	\$2,007		
24363		Replace elbow joint...	90	\$2,897		
24365		Reconstruct head of radius	90	\$1,178		
24366		Reconstruct head of radius	90	\$1,524		
24400		Revision of humerus	90	\$1,441		
24410		Revision of humerus	90	\$2,151		
24420		Revision of humerus	90	\$1,926		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
24430		Repair of humerus	90	\$2,072		
24435		Repair humerus with graft	90	\$2,220		
24470		Revision of elbow joint	90	\$1,226		
24495		Decompression of forearm	90	\$1,022		
24498		Reinforce humerus.....	90	\$1,696		
24500		Treat humerus fracture	90	\$418		
24505		Treat humerus fracture	90	\$711		
24515		Repair humerus fracture	90	\$1,566		
24516		Repair humerus fracture	90	\$1,566		
24530		Treat humerus fracture	90	\$457		
24535		Treat humerus fracture	90	\$859		
24538		Treat humerus fracture	90	\$1,281		
24545		Repair humerus fracture	90	\$1,502		
24546		Repair humerus fracture	90	\$1,856		
24560		Treat humerus fracture	90	\$360		
24565		Treat humerus fracture	90	\$653		
24566		Treat humerus fracture	90	\$1,005		
24575		Repair humerus fracture	90	\$1,341		
24576		Treat humerus fracture	90	\$364		
24577		Treat humerus fracture	90	\$712		
24579		Repair humerus fracture	90	\$1,456		
24582		Treat humerus fracture	90	\$1,098		
24586		Repair elbow fracture	90	\$2,226		
24587		Repair elbow fracture	90	\$2,134		
24600		Treat elbow dislocation	90	\$446		
24605		Treat elbow dislocation	90	\$549		
24615		Repair elbow dislocation	90	\$1,383		
24620		Treat elbow fracture	90	\$777		
24635		Repair elbow fracture	90	\$1,788		
24640		Treat elbow dislocation	10	\$159		
24650		Treat radius fracture	90	\$325		
24655		Treat radius fracture	90	\$541		
24665		Repair radius fracture	90	\$1,130		
24666		Repair radius fracture	90	\$1,468		
24670		Treatment of ulna fracture	90	\$327		
24675		Treatment of ulna fracture	90	\$607		
24685		Repair ulna fracture	90	\$1,279		
24800		Fusion of elbow joint	90	\$1,614		
24802		Fusion/graft of elbow joint	90	\$1,922		
24900		Amputation of upper arm	90	\$1,263		
24920		Amputation of upper arm	90	\$1,180		
24925		Amputation follow-up surgery	90	\$965		
24930		Amputation follow-up surgery	90	\$1,326		
24931		Amputate upper arm & implant	90	\$1,750		
24935		Revision of amputation	90	\$2,145		
24940		Revision of upper arm	90	BR		
24999		Upper arm/elbow surgery		BR		
25000		Incision of tendon sheath	90	\$586		
25001		Incise flexor carpi radialis		\$714		
25020		Decompression of forearm	90	\$756		
25023		Decompression of forearm	90	\$1,287		
25024		Decompress forearm 2 spaces		\$1,632		
25025		Decompress forearm 2 spaces		\$2,544		
25028		Drainage of forearm lesion	90	\$516		
25031		Drainage of forearm bursa	90	\$463		
25035		Treat forearm bone lesion	90	\$1,156		
25040		Explore/treat wrist joint	90	\$1,013		
25065		Biopsy forearm soft tissues	10	\$229		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
25066		Biopsy forearm soft tissues	90	\$507		
25071		Exc forearm les sc 3 cm/>		\$885		
25073		Exc forearm tum deep 3 cm/>		\$1,106		
25075		Removal of forearm lesion	90	\$437		
25076		Removal of forearm lesion	90	\$652		
25077		Remove tumor, forearm/wrist	90	\$1,373		
25078		Resect forearm/wrist tum 3cm>		\$2,437		
25085		Incision of wrist capsule	90	\$848		
25100		Biopsy of wrist joint	90	\$666		
25101		Explore/treat wrist joint	90	\$780		
25105		Remove wrist joint lining	90	\$990		
25107		Remove wrist joint cartilage	90	\$957		
25109		Excise tendon forearm/wrist	90	\$1,117		
25110		Remove wrist tendon lesion	90	\$500		
25111		Remove wrist tendon lesion	90	\$497		
25112		Reremove wrist tendon lesion	90	\$621		
25115		Remove wrist/forearm lesion	90	\$1,036		
25116		Remove wrist/forearm lesion	90	\$1,132		
25118		Excise wrist tendon sheath	90	\$762		
25119		Partial removal of ulna	90	\$1,015		
25120		Removal of forearm lesion	90	\$946		
25125		Remove/graft forearm lesion	90	\$1,058		
25126		Remove/graft forearm lesion	90	\$1,066		
25130		Removal of wrist lesion	90	\$706		
25135		Remove & graft wrist lesion	90	\$921		
25136		Remove & graft wrist lesion	90	\$798		
25145		Remove forearm bone lesion	90	\$898		
25150		Partial removal of ulna	90	\$1,015		
25151		Partial removal of radius	90	\$965		
25170		Extensive forearm surgery	90	\$1,540		
25210		Removal of wrist bone	90	\$795		
25215		Removal of wrist bones	90	\$1,239		
25230		Partial removal of radius	90	\$798		
25240		Partial removal of ulna	90	\$862		
25246		Injection for wrist X-ray	0	\$143		
25248		Remove forearm foreign body	90	\$646		
25250		Removal of wrist prosthesis	90	\$910		
25251		Removal of wrist prosthesis	90	\$1,326		
25259		Manipulate wrist w/anesthes		\$859		
25260		Repair forearm tendon/muscle	90	\$901		
25263		Repair forearm tendon/muscle	90	\$1,003		
25265		Repair forearm tendon/muscle	90	\$1,337		
25270		Repair forearm tendon/muscle	90	\$682		
25272		Repair forearm tendon/muscle	90	\$761		
25274		Repair forearm tendon/muscle	90	\$1,146		
25275		Repair forearm tendon sheath		\$1,412		
25280		Revise wrist/forearm tendon	90	\$831		
25290		Incise wrist/forearm tendon	90	\$560		
25295		Release wrist/forearm tendon	90	\$696		
25300		Fusion of tendons at wrist	90	\$1,204		
25301		Fusion of tendons at wrist	90	\$1,136		
25310		Transplant forearm tendon	90	\$1,132		
25312		Transplant forearm tendon	90	\$1,275		
25315		Revise palsy hand tendon(s)	90	\$1,498		
25316		Revise palsy hand tendon(s)	90	\$1,661		
25320		Repair/revise wrist joint	90	\$1,500		
25332		Revise wrist joint...	90	\$1,636		
25335		Realignment of hand	90	\$1,776		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
25337		Reconstruct ulna/radioulnar	90	\$1,341		
25350		Revision of radius	90	\$1,210		
25355		Revision of radius	90	\$1,428		
25360		Revision of ulna	90	\$1,082		
25365		Revise radius & ulna	90	\$1,664		
25370		Revise radius or ulna	90	\$1,842		
25375		Revise radius & ulna	90	\$1,878		
25390		Shorten radius/ulna	90	\$1,428		
25391		Lengthen radius/ulna	90	\$1,836		
25392		Shorten radius & ulna	90	\$1,949		
25393		Lengthen radius & ulna	90	\$2,226		
25394		Repair carpal bone shorten		\$1,623		
25400		Repair radius or ulna	90	\$1,616		
25405		Repair/graft radius or ulna	90	\$1,977		
25415		Repair radius & ulna	90	\$1,839		
25420		Repair/graft radius & ulna	90	\$2,288		
25425		Repair/graft radius or ulna	90	\$1,864		
25426		Repair/graft radius & ulna	90	\$2,037		
25430		Vasc graft into carpal bone		\$1,468		
25431		Repair nonunion carpal bone		\$1,634		
25440		Repair/graft wrist bone	90	\$1,452		
25441		Reconstruct wrist joint	90	\$1,806		
25442		Reconstruct wrist joint	90	\$1,318		
25443		Reconstruct wrist joint	90	\$1,471		
25444		Reconstruct wrist joint	90	\$1,589		
25445		Reconstruct wrist joint	90	\$1,512		
25446		Wrist replacement	90	\$2,751		
25447		Repair wrist joint(s)	90	\$1,534		
25449		Remove wrist joint implant	90	\$1,613		
25450		Revision of wrist joint	90	\$1,145		
25455		Revision of wrist joint	90	\$1,365		
25490		Reinforce radius	90	\$1,362		
25491		Reinforce ulna	90	\$1,426		
25492		Reinforce radius and ulna	90	\$1,755		
25500		Treat fracture of radius	90	\$349		
25505		Treat fracture of radius	90	\$641		
25515		Repair fracture of radius	90	\$1,237		
25520		Repair fracture of radius	90	\$899		
25525		Repair fracture of radius	90	\$1,746		
25526		Repair fracture of radius	90	\$1,856		
25530		Treat fracture of ulna	90	\$335		
25535		Treat fracture of ulna	90	\$639		
25545		Repair fracture of ulna	90	\$1,212		
25560		Treat fracture radius & ulna	90	\$343		
25565		Treat fracture radius & ulna	90	\$754		
25574		Treat fracture radius & ulna	90	\$1,225		
25575		Repair fracture radius/ulna	90	\$1,551		
25600		Treat fracture radius/ulna	90	\$406		
25605		Treat fracture radius/ulna	90	\$703		
25606		Treat fx distal radial		\$1,372		
25607		Treat fx rad extra-articul		\$1,528		
25608		Treat fx rad intra-articul		\$1,712		
25609		Treat fx radial 3+ frag		\$2,179		
25622		Treat wrist bone fracture	90	\$357		
25624		Treat wrist bone fracture	90	\$604		
25628		Repair wrist bone fracture	90	\$1,140		
25630		Treat wrist bone fracture	90	\$369		
25635		Treat wrist bone fracture	90	\$569		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
25645		Repair wrist bone fracture	90	\$1,025		
25650		Repair wrist bone fracture	90	\$417		
25651		Pin ulnar styloid fracture		\$1,011		
25652		Treat fracture ulnar styloid		\$1,293		
25660		Treat wrist dislocation	90	\$468		
25670		Repair wrist dislocation	90	\$1,113		
25671		Pin radioulnar dislocation		\$1,098		
25675		Treat wrist dislocation	90	\$500		
25676		Repair wrist dislocation	90	\$1,131		
25680		Treat wrist fracture	90	\$597		
25685		Repair wrist fracture	90	\$1,378		
25690		Treat wrist dislocation	90	\$763		
25695		Repair wrist dislocation	90	\$1,144		
25800		Fusion of wrist joint.	90	\$1,559		
25805		Fusion/graft of wrist joint	90	\$1,806		
25810		Fusion/graft of wrist joint	90	\$1,726		
25820		Fusion of hand bones..	90	\$1,219		
25825		Fusion hand bones with graft	90	\$1,545		
25830		Fusion, radioulnar jnt ulna	90	\$1,520		
25900		Amputation of forearm	90	\$1,171		
25905		Amputation of forearm	90	\$1,179		
25907		Amputation follow-up surgery	90	\$992		
25909		Amputation follow-up	90	\$1,060		
25915		Amputation of forearm	90	-		
25920		Amputate hand at wrist	90	\$1,153		
25922		Amputate hand at wrist	90	\$958		
25924		Amputation follow-up surgery	90	\$1,174		
25927		Amputation of hand	90	\$1,117		
25929		Amputation follow-up surgery	90	\$908		
25931		Amputation follow-up surgery	90	\$906		
25999		Forearm or wrist surgery		BR		
26010		Drainage of finger abscess	10	\$144		
26011		Drainage of finger abscess	10	\$278		
26020		Drain hand tendon sheath	90	\$753		
26025		Drainage of palm bursa	90	\$809		
26030		Drainage of palm bursa(s)	90	\$984		
26034		Treat hand bone lesion	90	\$924		
26035		Decompress fingers/hand	90	\$1,020		
26037		Decompress fingers/hand	90	\$998		
26040		Release palm contracture	90	\$583		
26045		Release palm contracture	90	\$773		
26055		Incise finger tendon sheath	90	\$509		
26060		Incision of finger tendon	90	\$381		
26070		Explore/treat hand joint	90	\$589		
26075		Explore/treat finger joint	90	\$680		
26080		Explore/treat finger joint	90	\$526		
26100		Biopsy hand joint lining	90	\$563		
26105		Biopsy finger joint lining	90	\$704		
26110		Biopsy finger joint lining	90	\$484		
26111		Exc hand les sc 1.5 cm/>		\$871		
26113		Exc hand tum deep 1.5 cm/>		\$1,142		
26115		Removal of hand lesion	90	\$427		
26116		Removal of hand lesion	90	\$675		
26117		Remove tumor, hand/finger	90	\$1,007		
26118		Exc hand tum ra 3 cm/>		\$2,213		
26121		Release palm contracture	90	\$1,298		
26123		Release palm contracture	90	\$1,478		
26125		Release palm contracture		\$543		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
26130		Remove wrist joint lining	90	\$780		
26135		Revise finger joint, each	90	\$874		
26140		Revise finger joint, each	90	\$782		
26145		Tendon excision, palm/finger	90	\$970		
26160		Remove tendon sheath lesion	90	\$405		
26170		Removal of palm tendon, each	90	\$559		
26180		Removal of finger tendon	90	\$754		
26185		Remove finger bone....	90	\$751		
26200		Remove hand bone lesion	90	\$740		
26205		Remove/graft bone lesion	90	\$1,039		
26210		Removal of finger lesion	90	\$674		
26215		Remove/graft finger lesion	90	\$942		
26230		Partial removal of hand bone	90	\$900		
26235		Partial removal, finger bone	90	\$758		
26236		Partial removal, finger bone	90	\$671		
26250		Extensive hand surgery	90	\$1,125		
26260		Extensive finger surgery	90	\$1,094		
26262		Partial removal of finger	90	\$895		
26320		Removal of implant from hand	90	\$556		
26340		Manipulate finger w/anesth		\$694		
26341		Manipulat palm cord post inj		\$203		
26350		Repair finger/hand tendon	90	\$1,050		
26352		Repair/graft hand tendon	90	\$1,059		
26356		Repair finger/hand tendon	90	\$1,319		
26357		Repair finger/hand tendon	90	\$1,127		
26358		Repair/graft hand tendon	90	\$1,229		
26370		Repair finger/hand tendon	90	\$1,212		
26372		Repair/graft hand tendon	90	\$1,330		
26373		Repair finger/hand tendon	90	\$1,330		
26390		Revise hand/finger tendon	90	\$1,394		
26392		Repair/graft hand tendon	90	\$1,570		
26410		Repair hand tendon....	90	\$746		
26412		Repair/graft hand tendon	90	\$913		
26415		Excision, hand/finger tendon	90	\$1,219		
26416		Graft hand or finger tendon	90	\$1,469		
26418		Repair finger tendon..	90	\$734		
26420		Repair/graft finger tendon	90	\$921		
26426		Repair finger/hand tendon	90	\$1,068		
26428		Repair/graft finger tendon	90	\$1,109		
26432		Repair finger tendon..	90	\$661		
26433		Repair finger tendon..	90	\$761		
26434		Repair/graft finger tendon	90	\$821		
26437		Realignment of tendons	90	\$864		
26440		Release palm/finger tendon	90	\$821		
26442		Release palm & finger tendon	90	\$713		
26445		Release hand/finger tendon	90	\$748		
26449		Release forearm/hand tendon	90	\$1,125		
26450		Incision of palm tendon	90	\$525		
26455		Incision of finger tendon	90	\$496		
26460		Incise hand/finger tendon	90	\$469		
26471		Fusion of finger tendons	90	\$857		
26474		Fusion of finger tendons	90	\$865		
26476		Tendon lengthening....	90	\$738		
26477		Tendon shortening....	90	\$806		
26478		Lengthening of hand tendon	90	\$883		
26479		Shortening of hand tendon	90	\$941		
26480		Transplant hand tendon	90	\$1,157		
26483		Transplant/graft hand tendon	90	\$1,258		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
26485		Transplant palm tendon	90	\$1,249		
26489		Transplant/graft palm tendon	90	\$915		
26490		Revise thumb tendon...	90	\$1,315		
26492		Tendon transfer with graft	90	\$1,479		
26494		Hand tendon/muscle transfer	90	\$1,172		
26496		Revise thumb tendon	90	\$1,376		
26497		Finger tendon transfer	90	\$1,459		
26498		Finger tendon transfer	90	\$1,937		
26499		Revision of finger	90	\$1,244		
26500		Hand tendon reconstruction	90	\$846		
26502		Hand tendon reconstruction	90	\$917		
26508		Release thumb contracture	90	\$885		
26510		Thumb tendon transfer	90	\$699		
26516		Fusion of knuckle joint	90	\$974		
26517		Fusion of knuckle joints	90	\$1,178		
26518		Fusion of knuckle joints	90	\$1,151		
26520		Release knuckle contracture	90	\$900		
26525		Release finger contracture	90	\$852		
26530		Revise knuckle joint..	90	\$1,057		
26531		Revise knuckle with implant	90	\$1,271		
26535		Revise finger joint...	90	\$811		
26536		Revise/implant finger joint	90	\$1,148		
26540		Repair hand joint.....	90	\$1,086		
26541		Repair hand joint with graft	90	\$1,416		
26542		Repair hand joint with graft	90	\$922		
26545		Reconstruct finger joint	90	\$900		
26546		Repair nonunion hand..	90	\$1,388		
26548		Reconstruct finger joint	90	\$1,019		
26550		Construct thumb replacement	90	-		
26551		Great toe-hand transfer	90	\$6,628		
26553		Single transfer, toe- hand	90	\$6,438		
26554		Double transfer, toe- hand	90	\$7,744		
26555		Positional change of finger	90	\$2,481		
26556		Toe joint transfer....	90	\$6,561		
26560		Repair of web finger	90	\$747		
26561		Repair of web finger	90	\$1,484		
26562		Repair of web finger	90	\$1,488		
26565		Correct metacarpal flaw	90	\$1,057		
26567		Correct finger deformity	90	\$955		
26568		Lengthen metacarpal/finger	90	\$1,405		
26580		Repair hand deformity	90	-		
26587		Reconstruct extra finger	90	-		
26590		Repair finger deformity	90	-		
26590		Repair finger deformity		\$2,635		
26591		Repair muscles of hand	90	\$558		
26593		Release muscles of hand	90	\$825		
26596		Excision constricting tissue	90	\$1,291		
26597		Release of scar contracture	90	\$1,328		
26600		Treat metacarpal fracture	90	\$253		
26605		Treat metacarpal fracture	90	\$377		
26607		Treat metacarpal fracture	90	\$655		
26608		Treat metacarpal fracture	90	\$655		
26615		Repair metacarpal fracture	90	\$768		
26641		Treat thumb dislocation	90	\$353		
26645		Treat thumb fracture	90	\$479		
26650		Repair thumb fracture	90	\$718		
26665		Repair thumb fracture	90	\$1,035		
26670		Treat hand dislocation	90	\$326		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
26675		Treat hand dislocation	90	\$665		
26676		Pin hand dislocation	90	\$766		
26685		Repair hand dislocation	90	\$935		
26686		Repair hand dislocation	90	\$1,050		
26700		Treat knuckle dislocation	90	\$320		
26705		Treat knuckle dislocation	90	\$427		
26706		Pin knuckle dislocation	90	\$733		
26715		Repair knuckle dislocation	90	\$728		
26720		Treat finger fracture, each	90	\$199		
26725		Treat finger fracture, each	90	\$351		
26727		Treat finger fracture, each	90	\$549		
26735		Repair finger fracture, each	90	\$712		
26740		Treat finger fracture, each	90	\$222		
26742		Treat finger fracture, each	90	\$425		
26746		Repair finger fracture, each	90	\$786		
26750		Treat finger fracture, each	90	\$180		
26755		Treat finger fracture, each	90	\$297		
26756		Pin finger fracture, each	90	\$455		
26765		Repair finger fracture, each	90	\$506		
26770		Treat finger dislocation	90	\$264		
26775		Treat finger dislocation	90	\$341		
26776		Pin finger dislocation	90	\$497		
26785		Repair finger dislocation	90	\$534		
26820		Thumb fusion with graft	90	\$1,100		
26841		Fusion of thumb	90	\$989		
26842		Thumb fusion with graft	90	\$1,254		
26843		Fusion of hand joint	90	\$1,039		
26844		Fusion/graft of hand joint	90	\$1,188		
26850		Fusion of knuckle	90	\$847		
26852		Fusion of knuckle with graft	90	\$1,040		
26860		Fusion of finger joint	90	\$671		
26861		Fusion of finger jnt, add-on		\$275		
26862		Fusion/graft of finger joint	90	\$926		
26863		Fuse/graft added joint		\$538		
26910		Amputate metacarpal bone	90	\$940		
26951		Amputation of finger/thumb	90	\$551		
26952		Amputation of finger/thumb	90	\$759		
26989		Hand/finger surgery		BR		
26990		Drainage of pelvis lesion	90	\$735		
26991		Drainage of pelvis bursa	90	\$577		
26992		Drainage of bone lesion	90	\$1,633		
27000		Incision of hip tendon	90	\$618		
27001		Incision of hip tendon	90	\$760		
27003		Incision of hip tendon	90	\$1,018		
27005		Incision of hip tendon	90	\$1,055		
27006		Incision of hip tendons	90	\$1,138		
27025		Incision of hip/thigh fascia	90	\$1,225		
27027		Buttock fasciotomy		\$1,765		
27030		Drainage of hip joint	90	\$1,851		
27033		Exploration of hip joint	90	\$1,882		
27035		Denervation of hip joint	90	\$2,197		
27036		Excision of hip joint/muscle	90	\$1,851		
27040		Biopsy of soft tissues	10	\$290		
27041		Biopsy of soft tissues	90	\$988		
27043		Exc hip pelvis les sc 3 cm/>		\$976		
27045		Exc hip/pelv tum deep 5 cm/>		\$1,555		
27047		Remove hip/pelvis lesion	90	\$765		
27048		Remove hip/pelvis lesion	90	\$768		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27049		Remove tumor, hip/pelvis	90	\$1,819		
27050		Biopsy of sacroiliac joint	90	\$723		
27052		Biopsy of hip joint	90	\$1,132		
27054		Removal of hip joint lining	90	\$1,415		
27057		Buttock fasciotomy w/dbrdmt		\$1,980		
27059		Resect hip/pelv tum 5 cm/>		\$3,735		
27060		Removal of ischial bursa	90	\$661		
27062		Remove femur lesion/bursa	90	\$685		
27065		Removal of hip bone lesion	90	\$812		
27066		Removal of hip bone lesion	90	\$1,300		
27067		Remove/graft hip bone lesion	90	\$1,855		
27070		Partial removal of hip bone	90	\$1,519		
27071		Partial removal of hip bone	90	\$1,654		
27075		Extensive hip surgery	90	\$2,340		
27076		Extensive hip surgery	90	\$2,613		
27077		Extensive hip surgery	90	\$3,080		
27078		Extensive hip surgery	90	\$1,609		
27080		Removal of tail bone	90	\$798		
27086		Remove hip foreign body	10	\$175		
27087		Remove hip foreign body	90	\$968		
27090		Removal of hip prosthesis	90	\$1,596		
27091		Removal of hip prosthesis	90	\$3,108		
27093		Injection for hip X-ray	0	\$158		
27095		Injection for hip X-ray	0	\$182		
27096		Inject sacroiliac joint	0	BR		
27097		Revision of hip tendon	90	\$1,263		
27098		Transfer tendon to pelvis	90	\$1,268		
27100		Transfer of abdominal muscle	90	\$1,393		
27105		Transfer of spinal muscle	90	\$1,312		
27110		Transfer of iliopsoas muscle	90	\$1,767		
27111		Transfer of iliopsoas muscle	90	\$1,750		
27120		Reconstruction of hip socket	90	\$2,653		
27122		Reconstruction of hip socket	90	\$2,366		
27125		Partial hip replacement	90	\$2,324		
27130		Total hip replacement	90	\$3,500		
27132		Total hip replacement	90	\$3,936		
27134		Revise hip joint replacement	90	\$4,573		
27137		Revise hip joint replacement	90	\$3,583		
27138		Revise hip joint replacement	90	\$3,524		
27140		Transplant of femur ridge	90	\$1,713		
27146		Incision of hip bone	90	\$1,837		
27147		Revision of hip bone	90	\$2,642		
27151		Incision of hip bones	90	\$2,775		
27156		Revision of hip bones	90	\$2,941		
27158		Revision of pelvis....	90	\$2,620		
27161		Incision of neck of femur	90	\$2,253		
27165		Incision/fixation of femur	90	\$2,520		
27170		Repair/graft femur head/neck	90	\$2,404		
27175		Treat slipped epiphysis	90	\$609		
27176		Treat slipped epiphysis	90	\$1,627		
27177		Repair slipped epiphysis	90	\$1,996		
27178		Repair slipped epiphysis	90	\$1,613		
27179		Revise head/neck of femur	90	\$1,746		
27181		Repair slipped epiphysis	90	\$2,060		
27185		Revision of femur epiphysis	90	\$845		
27187		Reinforce hip bones	90	\$2,229		
27193		Treat pelvic ring fracture	90	\$527		
27194		Treat pelvic ring fracture	90	\$930		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27200		Treat tail bone fracture	90	\$243		
27202		Repair tail bone fracture	90	\$960		
27215		Pelvic fracture(s) treatment	90	\$1,768		
27216		Treat pelvic ring fracture	90	\$1,357		
27217		Treat pelvic ring fracture	90	\$2,129		
27218		Treat pelvic ring fracture	90	\$2,528		
27220		Treat hip socket fracture	90	\$720		
27222		Treat hip socket fracture	90	\$1,299		
27226		Treat hip wall fracture	90	\$2,282		
27227		Treat hip fracture(s)	90	\$2,711		
27228		Treat hip fracture(s)	90	\$2,906		
27230		Treat fracture of thigh	90	\$613		
27232		Treat fracture of thigh	90	\$1,399		
27235		Repair of thigh fracture	90	\$2,024		
27236		Repair of thigh fracture	90	\$2,390		
27238		Treatment of thigh fracture	90	\$756		
27240		Treatment of thigh fracture	90	\$1,564		
27244		Repair of thigh fracture	90	\$2,355		
27245		Repair of thigh fracture	90	\$2,665		
27246		Treatment of thigh fracture	90	\$626		
27248		Repair of thigh fracture	90	\$1,720		
27250		Treat hip dislocation	90	\$705		
27252		Treat hip dislocation	90	\$1,027		
27253		Repair of hip dislocation	90	\$1,928		
27254		Repair of hip dislocation	90	\$2,338		
27256		Treatment of hip dislocation	10	\$418		
27257		Treatment of hip dislocation	10	\$720		
27258		Repair of hip dislocation	90	\$2,150		
27259		Repair of hip dislocation	90	\$2,693		
27265		Treatment of hip dislocation	90	\$679		
27266		Treatment of hip dislocation	90	\$913		
27267		Cltx thigh fx		\$906		
27268		Cltx thigh fx w/mnpj		\$1,115		
27269		Optx thigh fx		\$2,585		
27275		Manipulation of hip joint	10	\$296		
27280		Fusion of sacroiliac joint	90	\$1,673		
27282		Fusion of pubic bones	90	\$1,506		
27284		Fusion of hip joint...	90	\$2,372		
27286		Fusion of hip joint	90	\$2,344		
27290		Amputation of leg at hip	90	\$3,665		
27295		Amputation of leg at hip	90	\$2,605		
27299		Pelvis/hip joint surgery		BR		
27301		Drain thigh/knee lesion	90	\$793		
27303		Drainage of bone lesion	90	\$1,171		
27305		Incise thigh tendon & fascia	90	\$701		
27306		Incision of thigh tendon	90	\$555		
27307		Incision of thigh tendons	90	\$715		
27310		Exploration of knee joint	90	\$1,434		
27323		Biopsy thigh soft tissues	10	\$263		
27324		Biopsy, thigh soft tissues.	90	\$608		
27325		Neurectomy hamstring		\$1,050		
27326		Neurectomy popliteal		\$1,063		
27327		Removal of thigh lesion	90	\$497		
27328		Removal of thigh lesion	90	\$717		
27329		Remove tumor, thigh/knee	90	\$1,810		
27330		Biopsy, knee joint lining	90	\$819		
27331		Explore/treat knee joint	90	\$975		
27332		Removal of knee cartilage	90	\$1,320		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27333		Removal of knee cartilage	90	\$1,613		
27334		Remove knee joint lining	90	\$1,397		
27335		Remove knee joint lining	90	\$1,634		
27337		Exc thigh/knee les sc 3 cm/>		\$872		
27339		Exc thigh/knee tum dep 5cm/>		\$1,556		
27340		Removal of kneecap bursa	90	\$594		
27345		Removal of knee cyst..	90	\$896		
27347		Remove knee cyst.....	90	\$630		
27350		Removal of kneecap	90	\$1,307		
27355		Remove femur lesion	90	\$1,123		
27356		Remove femur lesion/graft	90	\$1,284		
27357		Remove femur lesion/graft	90	\$1,407		
27358		Remove femur lesion/fixation		\$678		
27360		Partial removal, leg bone(s)	90	\$1,583		
27364		Resect thigh/knee tum 5 cm/>		\$3,238		
27365		Extensive leg surgery	90	\$2,285		
27370		Injection for knee X-ray	0	\$115		
27372		Removal of foreign body	90	\$621		
27380		Repair of kneecap tendon	90	\$1,123		
27381		Repair/graft kneecap tendon	90	\$1,611		
27385		Repair of thigh muscle tendon	90	\$1,235		
27386		Repair/graft of thigh muscle	90	\$1,712		
27390		Incision of thigh tendon	90	\$770		
27391		Incision of thigh tendons	90	\$989		
27392		Incision of thigh tendons	90	\$1,308		
27393		Lengthening of thigh tendon	90	\$947		
27394		Lengthening of thigh	90	\$1,124		
27395		Lengthening of thigh tendon	90	\$1,701		
27396		Transplant of thigh tendon	90	\$1,160		
27397		Transplants of thigh tendon	90	\$1,548		
27400		Revise thigh muscles/tendon	90	\$1,293		
27403		Repair of knee cartilage	90	\$1,294		
27405		Repair of knee ligament	90	\$1,403		
27407		Repair of knee ligament	90	\$1,398		
27409		Repair of knee ligaments	90	\$2,080		
27412		Autochondrocyte implant knee		\$3,438		
27415		Osteochondral knee allograft		\$2,854		
27416		Osteochondral knee autograft		\$2,034		
27418		Repair degenerated kneecap	90	\$1,708		
27420		Revision of unstable kneecap	90	\$1,549		
27422		Revision of unstable kneecap	90	\$1,547		
27424		Revision/removal of kneecap	90	\$1,607		
27425		Lateral retinacular release	90	\$891		
27427		Reconstruction, knee	90	\$1,676		
27428		Reconstruction, knee	90	\$2,014		
27429		Reconstruction, knee	90	\$1,767		
27430		Revision of thigh muscles	90	\$1,437		
27435		Incision of knee joint	90	\$1,269		
27437		Revise kneecap	90	\$1,360		
27438		Revise kneecap with implant	90	\$1,809		
27440		Revision of knee joint	90	\$1,658		
27441		Revision of knee joint	90	\$1,449		
27442		Revision of knee joint	90	\$1,924		
27443		Revision of knee joint	90	\$2,219		
27445		Revision of knee joint	90	\$2,810		
27446		Revision of knee joint	90	\$2,907		
27447		Total knee replacement	90	\$3,735		
27448		Incision of thigh	90	\$1,784		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27450		Incision of thigh	90	\$2,144		
27454		Realignment of thigh bone	90	\$2,521		
27455		Realignment of knee	90	\$1,838		
27457		Realignment of knee	90	\$1,985		
27465		Shortening of thigh bone	90	\$1,917		
27466		Lengthening of thigh bone	90	\$2,180		
27468		Shorten/lengthen thighs	90	\$2,637		
27470		Repair of thigh	90	\$2,413		
27472		Repair/graft of thigh	90	\$2,791		
27475		Surgery to stop leg growth	90	\$1,244		
27477		Surgery to stop leg growth	90	\$1,879		
27479		Surgery to stop leg growth	90	\$1,820		
27485		Surgery to stop leg growth	90	\$1,286		
27486		Revise knee joint replace	90	\$3,198		
27487		Revise/replace knee joint	90	\$3,983		
27488		Removal of knee prosthesis	90	\$2,382		
27495		Reinforce thigh	90	\$2,457		
27496		Decompression of thigh/knee	90	\$710		
27497		Decompression of thigh/knee	90	\$868		
27498		Decompression of thigh/knee	90	\$990		
27499		Decompression of thigh/knee	90	\$1,140		
27500		Treatment of thigh fracture	90	\$816		
27501		Treatment of thigh fracture	90	\$816		
27502		Treatment of thigh fracture	90	\$1,302		
27503		Treatment of thigh fracture	90	\$1,302		
27506		Repair of thigh fracture	90	\$2,443		
27507		Treatment of thigh fracture	90	\$2,225		
27508		Treatment of thigh fracture	90	\$714		
27509		Treatment of thigh fracture	90	\$825		
27510		Treatment of thigh fracture	90	\$1,140		
27511		Treatment of thigh fracture	90	\$2,199		
27513		Treatment of thigh fracture	90	\$2,504		
27514		Repair of thigh fracture	90	\$2,427		
27516		Repair of thigh growth plate	90	\$740		
27517		Repair of thigh growth plate	90	\$1,225		
27519		Repair of thigh growth plate	90	\$2,021		
27520		Treat kneecap fracture	90	\$437		
27524		Repair of kneecap fracture	90	\$1,513		
27530		Treatment of knee fracture	90	\$507		
27532		Treatment of knee fracture	90	\$949		
27535		Treatment of knee fracture	90	\$1,694		
27536		Repair of knee fracture	90	\$1,988		
27538		Treat knee fracture(s)	90	\$604		
27540		Repair of knee fracture	90	\$1,775		
27550		Treat knee dislocation	90	\$599		
27552		Treat knee dislocation	90	\$804		
27556		Repair of knee dislocation	90	\$1,975		
27557		Repair of knee dislocation	90	\$2,324		
27558		Repair of knee dislocation	90	\$2,392		
27560		Treat kneecap dislocation	90	\$371		
27562		Treat kneecap dislocation	90	\$809		
27566		Repair kneecap dislocation	90	\$1,680		
27570		Fixation of knee joint	10	\$262		
27580		Fusion of knee.....	90	\$2,659		
27590		Amputate leg at thigh	90	\$1,497		
27591		Amputate leg at thigh	90	\$1,767		
27592		Amputate leg at thigh	90	\$1,308		
27594		Amputation follow-up surgery	90	\$753		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27596		Amputation follow-up surgery	90	\$1,305		
27598		Amputate lower leg at knee	90	\$1,514		
27599		Leg surgery procedure		BR		
27600		Decompression of lower leg	90	\$642		
27601		Decompression of lower leg	90	\$640		
27602		Decompression of lower leg	90	\$810		
27603		Drain lower leg lesion	90	\$510		
27604		Drain lower leg bursa	90	\$382		
27605		Incision of achilles tendon	10	\$438		
27606		Incision of achilles tendon	10	\$448		
27607		Treat lower leg bone lesion	90	\$1,154		
27610		Explore/treat ankle joint	90	\$1,220		
27612		Exploration of ankle joint	90	\$1,157		
27613		Biopsy lower leg soft tissue	10	\$205		
27614		Biopsy lower leg soft tissue	90	\$686		
27615		Remove tumor, lower leg	90	\$1,518		
27616		Resect leg/ankle tum 5 cm/>		\$2,641		
27618		Remove lower leg lesion	90	\$636		
27619		Remove lower leg lesion	90	\$1,023		
27620		Explore, treat ankle joint	90	\$898		
27625		Remove ankle joint lining	90	\$1,285		
27626		Remove ankle joint lining	90	\$1,458		
27630		Removal of tendon lesion	90	\$581		
27632		Exc leg/ankle les sc 3 cm/>		\$868		
27634		Exc leg/ankle tum dep 5 cm/>		\$1,430		
27635		Remove lower leg bone lesion	90	\$1,175		
27637		Remove/graft leg bone lesion	90	\$1,346		
27638		Remove/graft leg bone lesion	90	\$1,456		
27640		Partial removal of tibia	90	\$1,690		
27641		Partial removal of fibula	90	\$1,180		
27645		Extensive lower leg surgery	90	\$2,012		
27646		Extensive lower leg surgery	90	\$1,710		
27647		Extensive ankle/heel surgery	90	\$1,593		
27648		Injection for ankle X-ray	0	\$109		
27650		Repair achilles tendon	90	\$1,378		
27652		Repair/graft achilles tendon	90	\$1,529		
27654		Repair of achilles tendon	90	\$1,560		
27656		Repair leg fascia defect	90	\$570		
27658		Repair of leg tendon, each	90	\$733		
27659		Repair of leg tendon, each	90	\$971		
27664		Repair of leg tendon, each	90	\$722		
27665		Repair of leg tendon, each	90	\$867		
27675		Repair lower leg tendons	90	\$1,000		
27676		Repair lower leg tendons	90	\$1,173		
27680		Release of lower leg tendon	90	\$778		
27681		Release of lower leg tendons	90	\$986		
27685		Revision of lower leg tendons	90	\$811		
27686		Revise lower leg tendons	90	\$1,073		
27687		Revision of calf tendon	90	\$853		
27690		Revise lower leg tendon	90	\$1,113		
27691		Revise lower leg tendon	90	\$1,374		
27692		Revise additional leg tendons		\$283		
27695		Repair of ankle ligament	90	\$1,065		
27696		Repair of ankle ligaments	90	\$1,129		
27698		Repair of ankle ligament	90	\$1,481		
27700		Revision of ankle joint	90	\$1,517		
27702		Reconstruct ankle joint	90	\$2,702		
27703		Reconstruction, ankle joint	90	\$2,193		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27704		Removal of ankle implant	90	\$993		
27705		Incision of tibia	90	\$1,567		
27707		Incision of fibula	90	\$655		
27709		Incision of tibia & fibula	90	\$1,659		
27712		Realignment of lower leg	90	\$1,913		
27715		Revision of lower leg	90	\$2,049		
27720		Repair of tibia	90	\$1,924		
27722		Repair/graft of tibia	90	\$1,633		
27724		Repair/graft of tibia	90	\$2,212		
27725		Repair of lower leg	90	\$1,629		
27726		Repair fibula nonunion		\$2,021		
27727		Repair of lower leg	90	\$1,706		
27730		Repair of tibia epiphysis	90	\$1,029		
27732		Repair of fibula epiphysis	90	\$757		
27734		Repair lower leg epiphyses	90	\$1,179		
27740		Repair of leg epiphyses	90	\$1,261		
27742		Repair of leg epiphyses	90	\$1,454		
27745		Reinforce tibia	90	\$1,398		
27750		Treatment of tibia fracture	90	\$486		
27752		Treatment of tibia fracture	90	\$784		
27756		Repair of tibia fracture	90	\$1,199		
27758		Repair of tibia fracture	90	\$1,854		
27759		Repair of tibia fracture	90	\$2,021		
27760		Treatment of ankle fracture	90	\$408		
27762		Treatment of ankle fracture	90	\$614		
27766		Repair of ankle fracture	90	\$1,185		
27767		Cltx post ankle fx		\$589		
27768		Cltx post ankle fx w/mnpj		\$912		
27769		Optx post ankle fx		\$1,529		
27780		Treatment of fibula fracture	90	\$333		
27781		Treatment of fibula fracture	90	\$566		
27784		Repair of fibula fracture	90	\$914		
27786		Treatment of ankle fracture	90	\$394		
27788		Treatment of ankle fracture	90	\$569		
27792		Repair of ankle fracture	90	\$1,104		
27808		Treatment of ankle fracture	90	\$411		
27810		Treatment of ankle fracture	90	\$756		
27814		Repair of ankle fracture	90	\$1,520		
27816		Treatment of ankle fracture	90	\$483		
27818		Treatment of ankle fracture	90	\$896		
27822		Repair of ankle fracture	90	\$1,497		
27823		Repair of ankle fracture	90	\$1,822		
27824		Treat lower leg fracture	90	\$483		
27825		Treat lower leg fracture	90	\$896		
27826		Treat lower leg fracture	90	\$1,412		
27827		Treat lower leg fracture	90	\$1,663		
27828		Treat lower leg fracture	90	\$1,923		
27829		Treat lower leg joint	90	\$985		
27830		Treat lower leg dislocation	90	\$511		
27831		Treat lower leg dislocation	90	\$626		
27832		Repair lower leg dislocation	90	\$889		
27840		Treat ankle dislocation	90	\$450		
27842		Treat ankle dislocation	90	\$586		
27846		Repair ankle dislocation	90	\$1,346		
27848		Repair ankle dislocation	90	\$1,425		
27860		Fixation of ankle joint	10	\$278		
27870		Fusion of ankle joint	90	\$1,839		
27871		Fusion of tibiofibular joint	90	\$1,243		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
27880		Amputation of lower leg	90	\$1,462		
27881		Amputation of lower leg	90	\$1,669		
27882		Amputation of lower leg	90	\$1,174		
27884		Amputation follow-up surgery	90	\$806		
27886		Amputation follow-up surgery	90	\$1,193		
27888		Amputation of foot at ankle	90	\$1,461		
27889		Amputation of foot at ankle	90	\$1,331		
27892		Decompression of leg	90	\$713		
27893		Decompression of leg	90	\$712		
27894		Decompression of leg	90	\$882		
27899		Leg/ankle surgery procedure		BR		
28001		Drainage of bursa of foot	10	\$291		
28002		Treatment of foot infection	10	\$553		
28003		Treatment of foot infection	90	\$820		
28005		Treat foot bone lesion	90	\$1,019		
28008		Incision of foot fascia	90	\$507		
28010		Incision of toe tendon	90	\$506		
28011		Incision of toe tendons	90	\$509		
28020		Exploration of foot joint	90	\$753		
28022		Exploration of a foot joint	90	\$528		
28024		Exploration of a toe joint	90	\$479		
28035		Decompression of tibia nerve	90	\$860		
28039		Exc foot/toe tum sc 1.5 cm/>		\$1,097		
28041		Exc foot/toe tum dep 1.5cm/>		\$980		
28043		Excision of foot lesion	90	\$446		
28045		Excision of foot lesion	90	\$631		
28046		Resection of tumor, foot	90	\$1,101		
28047		Resect foot/toe tumor 3 cm/>		\$2,147		
28050		Biopsy of foot joint lining	90	\$650		
28052		Biopsy of foot joint lining	90	\$563		
28054		Biopsy of toe joint lining	90	\$406		
28055		Neurectomy foot		\$781		
28060		Partial removal, foot fascia	90	\$736		
28062		Removal of foot fascia	90	\$1,002		
28070		Removal of foot joint lining	90	\$686		
28072		Removal of foot joint lining	90	\$563		
28080		Removal of foot lesion	90	\$596		
28086		Excise foot tendon sheath	90	\$574		
28088		Excise foot tendon sheath	90	\$541		
28090		Removal of foot lesion	90	\$591		
28092		Removal of toe lesions	90	\$481		
28100		Removal of ankle/heel lesion	90	\$745		
28102		Remove/graft foot lesion	90	\$1,062		
28103		Remove/graft foot lesion	90	\$878		
28104		Removal of foot lesion	90	\$686		
28106		Remove/graft foot lesion	90	\$988		
28107		Remove/graft foot lesion	90	\$744		
28108		Removal of toe lesions	90	\$608		
28110		Part removal of metatarsal	90	\$544		
28111		Part removal of metatarsal	90	\$732		
28112		Part removal of metatarsal	90	\$612		
28113		Part removal of metatarsal	90	\$639		
28114		Removal of metatarsal heads	90	\$1,450		
28116		Revision of foot	90	\$866		
28118		Removal of heel bone	90	\$845		
28119		Removal of heel spur	90	\$787		
28120		Part removal of ankle/heel	90	\$843		
28122		Partial removal of foot bone	90	\$927		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
28124		Partial removal of toe	90	\$699		
28126		Partial removal of toe	90	\$586		
28130		Removal of ankle bone	90	\$1,079		
28140		Removal of metatarsal	90	\$850		
28150		Removal of toe.....	90	\$596		
28153		Partial removal of toe	90	\$595		
28160		Partial removal of toe	90	\$613		
28171		Extensive foot surgery	90	\$1,286		
28173		Extensive foot surgery	90	\$1,038		
28175		Extensive foot surgery	90	\$818		
28190		Removal of foot foreign body	10	\$176		
28192		Removal of foot foreign body	90	\$473		
28193		Removal of foot foreign body	90	\$575		
28200		Repair of foot tendon	90	\$732		
28202		Repair/graft of foot tendon	90	\$918		
28208		Repair of foot tendon	90	\$573		
28210		Repair/graft of foot tendon	90	\$861		
28220		Release of foot tendon	90	\$654		
28222		Release of foot tendons	90	\$891		
28225		Release of foot tendon	90	\$493		
28226		Release of foot tendons	90	\$629		
28230		Incision of foot tendon(s)	90	\$540		
28232		Incision of toe tendon	90	\$428		
28234		Incision of foot tendon	90	\$425		
28238		Revision of foot tendon	90	\$1,120		
28240		Release of big toe	90	\$459		
28250		Revision of foot fascia	90	\$798		
28260		Release of midfoot joint	90	\$879		
28261		Revision of foot tendon	90	\$1,092		
28262		Revision of foot and ankle	90	\$2,038		
28264		Release of midfoot joint	90	\$1,469		
28270		Release of foot contracture	90	\$596		
28272		Release of toe joint, each	90	\$479		
28280		Fusion of toes.....	90	\$620		
28285		Repair of hammertoe...	90	\$691		
28286		Repair of hammertoe...	90	\$644		
28288		Partial removal of foot bone	90	\$673		
28289		Repair hallux rigidus	90	\$717		
28290		Correction of bunion..	90	\$849		
28292		Correction of bunion	90	\$994		
28293		Correction of bunion	90	\$1,330		
28294		Correction of bunion..	90	\$1,296		
28296		Correction of bunion	90	\$1,309		
28297		Correction of bunion	90	\$1,328		
28298		Correction of bunion	90	\$1,218		
28299		Correction of bunion	90	\$1,393		
28300		Incision of heel bone.	90	\$1,292		
28302		Incision of ankle bone	90	\$1,355		
28304		Incision of midfoot bones	90	\$1,186		
28305		Incise/graft midfoot bones	90	\$1,617		
28306		Incision of metatarsal	90	\$798		
28307		Incision of metatarsal	90	\$916		
28308		Incision of metatarsal	90	\$814		
28309		Incision of metatarsals	90	\$1,486		
28310		Revision of big toe...	90	\$745		
28312		Revision of toe	90	\$659		
28313		Repair deformity of toe	90	\$625		
28315		Removal of sesamoid bone	90	\$655		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
28320		Repair of foot bones..	90	\$1,324		
28322		Repair of metatarsals	90	\$936		
28340		Resect enlarged toe tissue	90	\$979		
28341		Resect enlarged toe	90	\$1,167		
28344		Repair extra toe(s)	90	\$580		
28345		Repair webbed toe(s)	90	\$821		
28360		Reconstruct cleft foot	90	-		
28400		Treatment of heel fracture	90	\$353		
28405		Treatment of heel fracture	90	\$621		
28406		Treatment of heel fracture	90	\$909		
28415		Repair of heel fracture	90	\$1,678		
28420		Repair/graft heel fracture	90	\$2,005		
28430		Treatment of ankle fracture	90	\$337		
28435		Treatment of ankle fracture	90	\$504		
28436		Treatment of ankle fracture	90	\$657		
28445		Repair of ankle fracture	90	\$1,344		
28446		Osteochondral talus autograft		\$2,544		
28450		Treat midfoot fracture, each	90	\$276		
28455		Treat midfoot fracture, each	90	\$412		
28456		Repair midfoot fracture	90	\$357		
28465		Repair midfoot fracture, each	90	\$913		
28470		Treat metatarsal fracture	90	\$269		
28475		Treat metatarsal fracture	90	\$381		
28476		Repair metatarsal fracture	90	\$494		
28485		Repair metatarsal fracture	90	\$750		
28490		Treat big toe fracture	90	\$143		
28495		Treat big toe fracture	90	\$194		
28496		Repair big toe fracture	90	\$322		
28505		Repair big toe fracture	90	\$493		
28510		Treatment of toe fracture	90	\$141		
28515		Treatment of toe fracture	90	\$184		
28525		Repair of toe fracture	90	\$384		
28530		Treat sesamoid bone fracture	90	\$150		
28531		Treat sesamoid bone fracture	90	\$300		
28540		Treat foot dislocation	90	\$181		
28545		Treat foot dislocation	90	\$257		
28546		Treat foot dislocation	90	\$430		
28555		Repair foot dislocation	90	\$860		
28570		Treat foot dislocation	90	\$236		
28575		Treat foot dislocation	90	\$432		
28576		Treat foot dislocation	90	\$491		
28585		Repair foot dislocation	90	\$919		
28600		Treat foot dislocation	90	\$179		
28605		Treat foot dislocation	90	\$356		
28606		Treat foot dislocation	90	\$604		
28615		Repair foot dislocation	90	\$770		
28630		Treat toe dislocation	10	\$198		
28635		Treat toe dislocation	10	\$248		
28636		Treat toe dislocation	10	\$400		
28645		Repair toe dislocation	90	\$537		
28660		Treat toe dislocation	10	\$133		
28665		Treat toe dislocation	10	\$210		
28666		Treat toe dislocation	10	\$383		
28675		Repair of toe dislocation	90	\$431		
28705		Fusion of foot bones..	90	\$2,250		
28715		Fusion of foot bones..	90	\$1,912		
28725		Fusion of foot bones..	90	\$1,590		
28730		Fusion of foot bones	90	\$1,433		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
28735		Fusion of foot bones..	90	\$1,542		
28737		Revision of foot bones	90	\$1,388		
28740		Fusion of foot bones	90	\$854		
28750		Fusion of big toe joint	90	\$773		
28755		Fusion of big toe joint	90	\$611		
28760		Fusion of big toe joint	90	\$1,006		
28800		Amputation of midfoot	90	\$1,141		
28805		Amputation thru metatarsal	90	\$1,067		
28810		Amputation toe & metatarsal	90	\$721		
28820		Amputation of toe	90	\$468		
28825		Partial amputation of toe	90	\$420		
28890		High energy eswt plantar f			\$696	\$467
28899		Foot/toes surgery procedure		BR		
29000		Application of body cast	0	\$305		
29010		Application of body cast	0	\$335		
29015		Application of body cast	0	\$360		
29020		Application of body cast	0	\$294		
29025		Application of body cast	0	\$234		
29035		Application of body cast	0	\$286		
29040		Application of body cast	0	\$321		
29044		Application of body cast	0	\$322		
29046		Application of body cast	0	\$354		
29049		Application of shoulder cast	0	\$97		
29055		Application of shoulder cast	0	\$223		
29058		Application of shoulder cast	0	\$145		
29065		Application of long arm cast	0	\$128		
29075		Application of forearm cast	0	\$105		
29085		Apply hand/wrist cast	0	\$103		
29086		Apply finger cast			\$163	\$107
29105		Apply long arm splint	0	\$103		
29125		Apply forearm splint	0	\$72		
29126		Apply forearm splint	0	\$87		
29130		Application of finger splint	0	\$49		
29131		Application of finger splint	0	\$71		
29200		Strapping of chest	0	\$68		
29220		Strapping of low back	0	\$76		
29240		Strapping of shoulder	0	\$72		
29260		Strapping of elbow or wrist	0	\$58		
29280		Strapping of hand or finger	0	\$53		
29305		Application of hip cast	0	\$299		
29325		Application of hip casts	0	\$322		
29345		Application of long leg cast	0	\$183		
29355		Application of long leg cast	0	\$199		
29358		Apply long leg cast brace	0	\$259		
29365		Application of long leg cast	0	\$154		
29405		Apply short leg cast	0	\$126		
29425		Apply short leg cast	0	\$150		
29435		Apply short leg cast	0	\$180		
29440		Addition of walker to cast	0	\$59		
29445		Apply rigid leg cast	0	\$263		
29450		Application of leg cast	0	\$103		
29505		Application long leg splint	0	\$95		
29515		Application lower leg splint	0	\$90		
29520		Strapping of hip	0	\$66		
29530		Strapping of knee	0	\$69		
29540		Strapping of ankle	0	\$60		
29550		Strapping of toes	0	\$56		
29580		Application of paste boot	0	\$100		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
29581		Apply multilay comprs lwr leg			\$126	\$26
29582		Apply multilay comprs upr leg			\$143	\$32
29583		Apply multilay comprs upr arm			\$89	\$23
29584		Appl multilay comprs arm/hand			\$143	\$32
29590		Application of foot splint	0	\$76		
29700		Removal/revision of cast	0	\$89		
29705		Removal/revision of cast	0	\$108		
29710		Removal/revision of cast	0	\$132		
29715		Removal/revision of cast	0	\$136		
29720		Repair of body cast	0	\$68		
29730		Windowing of cast	0	\$75		
10022		Fna w/image		\$278		
29740		Wedging of cast	0	\$110		
29750		Wedging of clubfoot cast	0	\$130		
29799		Casting/strapping procedure		BR		
29800		Jaw arthroscopy/surgery	90	\$691		
29804		Jaw arthroscopy/surgery	90	\$1,635		
29805		Shoulder arthroscopy dx		\$981		
29806		Shoulder arthroscopy/surgery		\$2,210		
29807		Shoulder arthroscopy/surgery		\$2,152		
29819		Shoulder arthroscopy/surgery	90	\$1,329		
29820		Shoulder arthroscopy/surgery	90	\$1,282		
29821		Shoulder arthroscopy/surgery	90	\$1,515		
29822		Shoulder arthroscopy/surgery	90	\$1,328		
29823		Shoulder arthroscopy/surgery	90	\$1,622		
29824		Shoulder arthroscopy/surgery		\$1,412		
29825		Shoulder arthroscopy/surgery	90	\$1,466		
29826		Shoulder arthroscopy/surgery	90	\$1,687		
29827		Arthroscop rotator cuff repr		\$2,241		
29828		Arthroscopy biceps tenodesis		\$1,926		
29830		Elbow arthroscopy	90	\$834		
29834		Elbow arthroscopy/surgery	90	\$916		
29835		Elbow arthroscopy/surgery	90	\$945		
29836		Elbow arthroscopy/surgery	90	\$1,101		
29837		Elbow arthroscopy/surgery	90	\$1,004		
29838		Elbow arthroscopy/surgery	90	\$1,105		
29840		Wrist arthroscopy	90	\$654		
29843		Wrist arthroscopy/surgery	90	\$876		
29844		Wrist arthroscopy/surgery	90	\$903		
29845		Wrist arthroscopy/surgery	90	\$1,097		
29846		Wrist arthroscopy/surgery	90	\$1,391		
29847		Wrist arthroscopy/surgery	90	\$1,040		
29848		Wrist endoscopy/ surgery	90	\$756		
29850		Knee arthroscopy/surgery	90	\$1,409		
29851		Knee arthroscopy/surgery	90	\$1,775		
29855		Tibial arthroscopy/surgery	90	\$1,632		
29856		Tibial arthroscopy/surgery	90	\$1,901		
29860		Hip arthroscopy, dx...	90	\$996		
29861		Hip arthroscopy/ surgery	90	\$1,402		
29862		Hip arthroscopy/ surgery	90	\$1,536		
29863		Hip arthroscopy/ surgery	90	\$1,431		
29866		Autgrft implnt knee w/scope		\$2,181		
29867		Allgrft implnt knee w/scope		\$2,657		
29868		Meniscal trnspl knee w/scpe		\$3,481		
29870		Knee arthroscopy, diagnostic	90	\$679		
29871		Knee arthroscopy/drainage	90	\$993		
29873		Knee arthroscopy/surgery		\$1,089		
29874		Knee arthroscopy/surgery	90	\$1,229		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
29875		Knee arthroscopy/surgery	90	\$1,193		
29876		Knee arthroscopy/surgery	90	\$1,443		
29877		Knee arthroscopy/surgery	90	\$1,348		
29879		Knee arthroscopy/ surgery	90	\$1,315		
29880		Knee arthroscopy/surgery	90	\$1,606		
29881		Knee arthroscopy/surgery	90	\$1,387		
29882		Knee arthroscopy/surgery	90	\$1,488		
29883		Knee arthroscopy/surgery	90	\$1,905		
29884		Knee arthroscopy/surgery	90	\$1,235		
29885		Knee arthroscopy/surgery	90	\$1,289		
29886		Knee arthroscopy/surgery	90	\$1,066		
29887		Knee arthroscopy/surgery	90	\$1,474		
29888		Knee arthroscopy/surgery	90	\$2,463		
29889		Knee arthroscopy/surgery	90	\$1,607		
29891		Ankle arthroscopy/ surgery	90	\$1,323		
29892		Ankle arthroscopy/ surgery	90	\$1,370		
29893		Scope, plantar fasciotomy	90	\$764		
29894		Ankle arthroscopy/surgery	90	\$1,285		
29895		Ankle arthroscopy/surgery	90	\$1,221		
29897		Ankle arthroscopy/surgery	90	\$1,316		
29898		Ankle arthroscopy/surgery	90	\$1,510		
29899		Ankle arthroscopy/surgery		\$2,165		
29900		Mcp joint arthroscopy dx		\$1,000		
29901		Mcp joint arthroscopy surg		\$1,133		
29902		Mcp joint arthroscopy surg		\$1,253		
29904		Subtalar arthro w/fb rmvl		\$1,324		
29905		Subtalar arthro w/exc		\$1,434		
29906		Subtalar arthro w/deb		\$1,509		
29907		Subtalar arthro w/fusion		\$1,820		
29914		Hip arthro w/femoroplasty		\$2,112		
29915		Hip arthro acetabuloplasty		\$2,152		
29916		Hip arthro w/labral repair		\$2,152		
30000		Drainage of nose lesion	10	\$143		
30020		Drainage of nose lesion	10	\$145		
30100		Intranasal biopsy	0	\$122		
30110		Removal of nose polyp(s)	10	\$213		
30115		Removal of nose polyp(s)	90	\$521		
30117		Removal of intranasal lesion	90	\$439		
30118		Removal of intranasal lesion	90	\$1,286		
30120		Revision of nose	90	\$901		
30124		Removal of nose lesion	90	\$318		
30125		Removal of nose lesion	90	\$926		
30130		Removal of turbinate bones	90	\$413		
30140		Removal of turbinate bones	90	\$511		
30150		Partial removal of nose	90	\$1,237		
30160		Removal of nose	90	\$1,573		
30200		Injection treatment of nose	0	\$84		
30210		Nasal sinus therapy	10	\$94		
30220		Insert nasal septal button	10	\$224		
30300		Remove nasal foreign body	10	\$107		
30310		Remove nasal foreign body	10	\$263		
30320		Remove nasal foreign body	90	\$645		
30400		Reconstruction of nose	90	-		
30410		Reconstruction of nose	90	-		
30420		Reconstruction of nose	90	-		
30430		Revision of nose	90	-		
30435		Revision of nose	90	-		
30450		Revision of nose	90	-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
30460		Revision of nose	90	\$1,345		
30462		Revision of nose	90	\$2,691		
30465		Repair nasal stenosis		\$2,084		
30520		Repair of nasal septum	90	\$1,022		
30540		Repair nasal defect	90	\$1,047		
30545		Repair nasal defect	90	\$1,603		
30560		Release of nasal adhesions	10	\$129		
30580		Repair upper jaw fistula	90	\$942		
30600		Repair mouth/nose fistula	90	\$708		
30620		Intranasal reconstruction	90	\$1,082		
30630		Repair nasal septum defect	90	\$976		
30801		Cauterization inner nose	10	\$110		
30802		Cauterization inner nose	10	\$215		
30901		Control of nosebleed	0	\$130		
30903		Control of nosebleed	0	\$175		
30905		Control of nosebleed	0	\$278		
30906		Repeat control of nosebleed	0	\$258		
30915		Ligation nasal sinus artery	90	\$863		
30920		Ligation upper jaw artery	90	\$1,404		
30930		Therapy fracture of nose	10	\$142		
30999		Nasal surgery procedure		BR		
31000		Irrigation maxillary sinus	10	\$112		
31002		Irrigation sphenoid sinus	10	\$168		
31020		Exploration maxillary sinus	90	\$408		
31030		Exploration maxillary sinus	90	\$989		
31032		Explore sinus, remove polyps	90	\$1,118		
31040		Exploration behind upper jaw	90	\$1,251		
31050		Exploration sphenoid sinus	90	\$827		
31051		Sphenoid sinus surgery	90	\$1,120		
31070		Exploration of frontal sinus	90	\$654		
31075		Exploration of frontal sinus	90	\$1,429		
31080		Removal of frontal sinus	90	\$1,491		
31081		Removal of frontal sinus	90	\$1,666		
31084		Removal of frontal sinus	90	\$2,060		
31085		Removal of frontal sinus	90	\$2,180		
31086		Removal of frontal sinus	90	\$1,699		
31087		Removal of frontal sinus	90	\$1,689		
31090		Exploration of sinuses	90	\$1,529		
31200		Removal of ethmoid sinus	90	\$693		
31201		Removal of ethmoid sinus	90	\$1,110		
31205		Removal of ethmoid sinus	90	\$1,309		
31225		Removal of upper jaw	90	\$2,620		
31230		Removal of upper jaw	90	\$3,205		
31231		Nasal endoscopy, dx	0	\$129		
31233		Nasal/sinus endoscopy, dx	0	\$268		
31235		Nasal/sinus endoscopy, dx	0	\$469		
31237		Nasal/sinus endoscopy, surg	0	\$322		
31238		Nasal/sinus endoscopy, surg	0	\$559		
31239		Nasal/sinus endoscopy, surg	10	\$1,455		
31240		Nasal/sinus endoscopy, surg	0	\$448		
31254		Revision of ethmoid sinus	0	\$790		
31255		Removal of ethmoid sinus	0	\$1,191		
31256		Exploration maxillary sinus	0	\$523		
31267		Endoscopy, maxillary sinus	0	\$805		
31276		Sinus surgical endoscopy	0	\$1,041		
31287		Nasal/sinus endoscopy, surg	0	\$671		
31288		Nasal/sinus endoscopy, surg	0	\$784		
31290		Nasal/sinus endoscopy, surg	10	\$2,204		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
31291		Nasal/sinus endoscopy, surg	10	\$2,315		
31292		Nasal/sinus endoscopy, surg	10	\$1,790		
31293		Nasal/sinus endoscopy, surg	10	\$1,958		
31294		Nasal/sinus endoscopy, surg	10	\$2,238		
31295		Sinus endo w/balloon dil			\$4,436	\$353
31296		Sinus endo w/balloon dil			\$4,496	\$420
31297		Sinus endo w/balloon dil			\$4,422	\$346
31299		Sinus surgery procedure		BR		
31300		Removal of larynx lesion	90	\$1,851		
31320		Diagnostic incision larynx	90	\$630		
31360		Removal of larynx	90	\$2,601		
31365		Removal of larynx	90	\$3,685		
31367		Partial removal of larynx	90	\$2,695		
31368		Partial removal of larynx	90	\$3,790		
31370		Partial removal of larynx	90	\$2,659		
31375		Partial removal of larynx	90	\$2,471		
31380		Partial removal of larynx	90	\$2,665		
31382		Partial removal of larynx	90	\$2,573		
31390		Removal of larynx & pharynx	90	\$4,009		
31395		Reconstruct larynx & pharynx	90	\$4,622		
31400		Revision of larynx	90	\$1,259		
31420		Removal of epiglottis	90	\$1,273		
31500		Insert emergency airway	0	\$256		
31502		Change of windpipe airway	0	\$93		
31505		Diagnostic laryngoscopy	0	\$95		
31510		Laryngoscopy with biopsy	0	\$180		
31511		Remove foreign body, larynx	0	\$228		
31512		Removal of larynx lesion	0	\$287		
31513		Injection into vocal cord	0	\$396		
31515		Laryngoscopy for Aspiration	0	\$217		
31520		Diagnostic laryngoscopy	0	\$311		
31525		Diagnostic laryngoscopy	0	\$358		
31526		Diagnostic laryngoscopy	0	\$442		
31527		Laryngoscopy for treatment	0	\$465		
31528		Laryngoscopy and dilatation	0	\$378		
31529		Laryngoscopy and dilatation	0	\$382		
31530		Operative laryngoscopy	0	\$525		
31531		Operative laryngoscopy	0	\$671		
31535		Operative laryngoscopy	0	\$539		
31536		Operative laryngoscopy	0	\$619		
31540		Operative laryngoscopy	0	\$711		
31541		Operative laryngoscopy	0	\$737		
31545		Remove vc lesion w/scope		\$776		
31546		Remove vc lesion scope/graft		\$1,179		
31560		Operative laryngoscopy	0	\$777		
31561		Operative laryngoscopy	0	\$1,044		
31570		Laryngoscopy with injection	0	\$690		
31571		Laryngoscopy with injection	0	\$702		
31575		Diagnostic laryngoscopy	0	\$201		
31576		Laryngoscopy with biopsy	0	\$357		
31577		Remove foreign body, larynx	0	\$440		
31578		Removal of larynx lesion	0	\$531		
31579		Diagnostic laryngoscopy.	0	\$346		
31580		Revision of larynx	90	\$1,911		
31582		Revision of larynx	90	BR		
31584		Repair of larynx fracture	90	\$2,305		
31587		Revision of larynx	90	\$1,132		
31588		Revision of larynx	90	-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
31590		Reinnervate larynx	90	-		
31595		Larynx nerve surgery	90	\$1,074		
31599		Larynx surgery procedure		BR		
31600		Incision of windpipe	0	\$588		
31601		Incision of windpipe	0	\$719		
31603		Incision of windpipe	0	\$641		
31605		Incision of windpipe	0	\$586		
31610		Incision of windpipe	90	\$1,095		
31611		Surgery/speech prosthesis	90	\$1,020		
31612		Puncture/clear windpipe	0	\$161		
31613		Repair windpipe opening	90	\$476		
31614		Repair windpipe opening	90	\$962		
31615		Visualization of windpipe	0	\$301		
31620		Endobronchial us add-on			\$574	\$139
31622		Dx bronchoscope/wash..	0	\$435		
31623		Dx bronchoscope/brush	0	\$465		
31624		Dx bronchoscope/lavage	0	\$468		
31625		Bronchoscopy with biopsy	0	\$535		
31626		Bronchoscopy w/markers			\$928	\$425
31627		Navigational bronchoscopy			\$2,700	\$196
31628		Bronchoscopy with biopsy	0	\$642		
31629		Bronchoscopy with biopsy	0	\$568		
31630		Bronchoscopy with repair	0	\$570		
31631		Bronchoscopy with dilation	0	\$623		
31632		Bronchoscopy/lung bx addl			\$148	\$102
31633		Bronchoscopy/needle bx addl			\$181	\$131
31634		Bronch w/balloon occlusion		\$4,535		
31634		Bronch w/balloon occlusion			\$4,534	\$443
31635		Remove foreign body, airway	0	\$619		
31636		Bronchoscopy bronch stents		\$469		
31637		Bronchoscopy stent add-on		\$159		
31638		Bronchoscopy revise stent		\$540		
31640		Bronchoscopy & remove lesion	0	\$753		
31641		Bronchoscopy, treat blockage	0	\$928		
31643		Diag bronchoscope/catheter	0	\$498		
31645		Bronchoscopy, clear airways	0	\$502		
31646		Bronchoscopy,reclear airways	0	\$428		
31656		Bronchoscopy, inject for X-ray	0	\$393		
31715		Injection for bronchus x-ray	0	\$116		
31717		Bronchial brush biopsy	0	\$206		
31720		Clearance of airways..	0	\$155		
31725		Clearance of airways	0	\$250		
31730		Intro windpipe wire/tube	0	\$393		
31750		Repair of windpipe	90	\$1,347		
31755		Repair of windpipe	90	BR		
31755		Repair of windpipe		\$3,686		
31760		Repair of windpipe	90	\$2,432		
31766		Reconstruction of windpipe	90	\$3,421		
31770		Repair/graft of bronchus	90	\$2,712		
31775		Reconstruct bronchus	90	\$2,863		
31780		Reconstruct windpipe	90	\$2,516		
31781		Reconstruct windpipe	90	\$2,905		
31785		Remove windpipe lesion	90	\$1,857		
31786		Remove windpipe lesion	90	\$2,695		
31800		Repair of windpipe injury	90	\$1,023		
31805		Repair of windpipe injury	90	\$1,687		
31820		Closure of windpipe lesion	90	\$577		
31825		Repair of windpipe defect	90	\$843		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
31830		Revise windpipe scar	90	\$591		
31899		Airways surgical procedure		BR		
32035		Exploration of chest	90	\$1,031		
32036		Exploration of chest	90	\$1,133		
32096		Open wedge/bx lung infiltr		\$1,703		
32097		Open wedge/bx lung nodule		\$1,703		
32098		Open biopsy of lung pleura		\$1,601		
32100		Exploration/biopsy of chest	90	\$1,657		
32110		Explore/repair chest	90	\$1,790		
32120		Re-exploration of chest	90	\$1,473		
32124		Explore chest, free adhesions	90	\$1,704		
32140		Removal of lung lesion(s)	90	\$1,907		
32141		Remove/treat lung lesions	90	\$1,989		
32150		Removal of lung lesion(s)	90	\$1,754		
32151		Remove lung foreign body	90	\$1,624		
32160		Open chest heart massage	90	\$1,273		
32200		Drain, open, lung lesion	90	\$1,760		
32201		Drain, percut, lung lesion	0	\$653		
32215		Treat chest lining	90	\$1,342		
32220		Release of lung	90	\$2,580		
32225		Partial release of lung	90	\$1,856		
32310		Removal of chest lining	90	\$1,945		
32320		Free/remove chest lining	90	\$2,877		
32400		Needle biopsy chest lining	0	\$238		
32405		Biopsy, lung or mediastinum	0	\$299		
32420		Puncture/clear lung	0	\$270		
32421		Thoracentesis for aspiration			\$308	\$155
32422		Thoracentesis w/tube insert			\$391	\$249
32440		Removal of lung	90	\$2,921		
32442		Sleeve pneumonectomy	90	\$3,265		
32445		Removal of lung	90	\$3,377		
32480		Partial removal of lung	90	\$2,635		
32482		Bilobectomy	90	\$2,756		
32484		Segmentectomy	90	\$2,825		
32486		Sleeve lobectomy	90	\$3,010		
32488		Completion pneumonectomy	90	\$3,229		
32491		Lung volume reduction	90	\$2,823		
32501		Repair bronchus add-on		\$642		
32503		Resect apical lung tumor		\$3,845		
32504		Resect apical lung tum/chest		\$4,313		
32505		Wedge resect of lung initial		\$1,965		
32506		Wedge resect of lung add-on		\$332		
32507		Wedge resect of lung diag		\$332		
32520		Remove lung & revise chest	90	\$3,116		
32522		Remove lung & revise chest	90	\$3,400		
32525		Remove lung & revise chest	90	\$3,712		
32540		Removal of lung lesion	90	\$1,914		
32550		Insert pleural cath			\$1,624	\$461
32551		Insertion of chest tube		\$354		
32552		Remove lung catheter			\$396	\$344
32553		Ins mark thor for rt perq			\$1,209	\$428
32560		Treat pleurodesis w/agent			\$507	\$163
32561		Lyse chest fibrin init day			\$194	\$146
32562		Lyse chest fibrin subq day			\$175	\$131
32601		Thoracoscopy, diagnostic	0	\$673		
32604		Thoracoscopy, diagnostic	0	\$941		
32606		Thoracoscopy, diagnostic	0	\$914		
32607		Thoracoscopy w/bx infiltrate		\$653		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
32608		Thoracoscopy w/bx nodule		\$802		
32609		Thoracoscopy w/bx pleura		\$554		
32653		Thoracoscopy, surgical	90	\$1,754		
32654		Thoracoscopy, surgical	90	\$1,790		
32655		Thoracoscopy, surgical	90	\$2,009		
32656		Thoracoscopy, surgical	90	\$1,970		
32657		Thoracoscopy, surgical	90	\$2,063		
32658		Thoracoscopy, surgical	90	\$1,902		
32659		Thoracoscopy, surgical	90	\$1,946		
32661		Thoracoscopy, surgical	90	\$1,658		
32662		Thoracoscopy, surgical	90	\$2,340		
32663		Thoracoscopy, surgical	90	\$2,677		
32664		Thoracoscopy, surgical	90	\$1,858		
32665		Thoracoscopy, surgical	90	\$2,244		
32666		Thoracoscopy w/wedge resect		\$1,837		
32667		Thoracoscopy w/w resect addl		\$332		
32668		Thoracoscopy w/w resect diag		\$334		
32669		Thoracoscopy remove segment		\$2,831		
32670		Thoracoscopy bilobectomy		\$3,379		
32671		Thoracoscopy pneumonectomy		\$3,751		
32672		Thoracoscopy for lvrs		\$3,208		
32673		Thoracoscopy w/thymus resect		\$2,530		
32674		Thoracoscopy lymph node exc		\$455		
32900		Removal of rib(s)	90	\$1,999		
32905		Revise & repair chest wall	90	\$2,441		
32906		Revise & repair chest wall	90	\$3,080		
32940		Revision of lung	90	\$2,213		
32960		Therapeutic pneumothorax	0	\$206		
32997		Total lung lavage.....	0	-		
32998		Perq rf ablate tx pul tumor		\$5,948		
32999		Chest surgery procedure		BR		
33010		Drainage of heart sac	0	\$278		
33011		Repeat drainage of heart sac	0	\$245		
33015		Incision of heart sac	90	\$745		
33020		Incision of heart sac	90	\$1,902		
33025		Incision of heart sac	90	\$1,946		
33030		Partial removal of heart sac	90	\$2,985		
33031		Partial removal of heart sac	90	\$2,506		
33050		Removal of heart sac lesion	90	\$1,658		
33120		Removal of heart lesion	90	\$4,009		
33130		Removal of heart lesion	90	\$2,495		
33140		Heart revascularize (tmr)	90	-		
33141		Heart tmr w/other procedure		\$280		
33202		Insert epicard eltrd open		\$1,635		
33203		Insert epicard eltrd endo		\$1,686		
33206		Insertion of heart pacemaker	90	\$1,101		
33207		Insertion of heart pacemaker	90	\$1,247		
33208		Insertion of heart pacemaker	90	\$1,377		
33210		Insertion of heart electrode	0	\$487		
33211		Insertion of heart electrode	0	\$494		
33212		Insertion of pulse generator	90	\$812		
33213		Insertion of pulse generator	90	\$879		
33214		Upgrade of pacemaker system	90	\$983		
33215		Reposition pacing-defib lead	90	\$619		
33216		Revise eltrd pacing- defib	90	\$769		
33217		Revise eltrd pacing- defib	90	\$806		
33218		Revise eltrd pacing- defib	90	\$748		
33220		Revise eltrd pacing- defib	90	\$760		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
33221		Insert pulse gen mult leads		\$739		
33222		Pacemaker aicd pocket	90	\$800		
33223		Revise pocket, pacing-defib	90	\$928		
33224		Insert pacing lead & connect		\$1,034		
33225		L ventric pacing lead add-on		\$928		
33226		Reposition l ventric lead		\$995		
33227		Remove&replace pm gen singl		\$705		
33228		Remv&replc pm gen dual lead		\$735		
33229		Remv&replc pm gen mult leads		\$766		
33230		Insrt pulse gen w/dual leads		\$795		
33231		Insrt pulse gen w/mult leads		\$825		
33233		Removal of pacemaker system	90	\$440		
33234		Removal of pacemaker system	90	\$814		
33235		Removal pacemaker electrode	90	\$960		
33236		Remove electrode/thoracotomy	90	\$1,155		
33237		Removeelectrode/thoracotomy	90	\$1,680		
33238		Remove electrode/thoracotomy	90	\$1,872		
33240		Insert pulse generator	90	\$986		
33241		Remove pulse generator	90	\$436		
33243		Remove eltrd/ thoracotomy	90	\$2,408		
33244		Remove eltrd, transven	90	\$1,333		
33249		Eltrd/insert pace- defib	90	\$2,100		
33250		Ablate heart dysrhythm focus	90	\$2,263		
33251		Ablate heart dysrhythm focus	90	\$2,987		
33254		Ablate atria lmtd		\$2,902		
33255		Ablate atria w/o bypass ext		\$3,473		
33256		Ablate atria w/bypass exten		\$4,150		
33257		Ablate atria lmtd add-on		\$1,237		
33258		Ablate atria x10sv add-on		\$1,387		
33259		Ablate atria w/bypass add-on		\$1,796		
33261		Ablate heart dysrhythm focus	90	\$3,134		
33262		Remv&replc cvd gen sing lead		\$766		
33263		Remv&replc cvd gen dual lead		\$797		
33264		Remv&replc cvd gen mult lead		\$827		
33265		Ablate atria lmtd endo		\$2,870		
33266		Ablate atria x10sv endo		\$3,914		
33282		Implant pat-active ht record	90	-		
33284		Remove pat-active ht record	90	-		
33300		Repair of heart wound	90	\$2,347		
33305		Repair of heart wound	90	\$2,809		
33310		Exploratory heart surgery	90	\$2,147		
33315		Exploratory heart surgery	90	\$2,633		
33320		Repair major blood vessel(s)	90	\$2,382		
33321		Repair major vessel	90	\$3,087		
33322		Repair major blood vessel(s)	90	\$3,097		
33330		Insert major vessel graft	90	\$2,651		
33332		Insert major vessel graft	90	\$2,797		
33335		Insert major vessel graft	90	\$3,195		
33400		Repair of aortic valve	90	\$3,695		
33401		Valvuloplasty, open	90	\$2,971		
33403		Valvuloplasty, w/cp bypass	90	\$3,100		
33404		Prepare heart-aorta conduit	90	\$3,522		
33405		Replacement of aortic valve	90	\$4,607		
33406		Replacement, aortic valve	90	\$4,746		
33410		Replacement of aortic valve	90	-		
33411		Replacement of aortic valve	90	\$5,413		
33412		Replacement of aortic valve	90	\$4,217		
33413		Replacement, aortic valve	90	\$4,521		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
33414		Repair, aortic valve	90	\$3,874		
33415		Revision, subvalvular tissue	90	\$3,262		
33416		Revise ventricle muscle	90	\$4,341		
33417		Repair of aortic valve	90	-		
33420		Revision of mitral valve	90	\$3,041		
33422		Revision of mitral valve	90	\$4,387		
33425		Repair of mitral valve	90	\$4,407		
33426		Repair of mitral valve	90	\$4,518		
33427		Repair of mitral valve	90	\$5,173		
33430		Replacement of mitral valve	90	\$4,982		
33460		Revision of tricuspid valve	90	\$3,709		
33463		Valvuloplasty, tricuspid	90	\$3,197		
33464		Valvuloplasty, tricuspid	90	\$3,423		
33465		Replace tricuspid valve	90	\$4,615		
33468		Revision of tricuspid valve	90	\$3,664		
33470		Revision of pulmonary valve	90	-		
33471		Valvotomy, pulmonary valve	90	\$2,797		
33472		Revision of pulmonary valve	90	-		
33474		Revision of pulmonary valve	90	\$2,539		
33475		Replacement, pulmonary valve	90	\$3,617		
33476		Revision of heart chamber	90	-		
33478		Revision of heart chamber	90	-		
33496		Repair, prosth valve clot	90	\$4,301		
33500		Repair heart vessel fistula	90	\$2,993		
33501		Repair heart vessel fistula	90	\$2,443		
33502		Coronary artery correction	90	\$2,474		
33503		Coronary artery graft	90	\$2,460		
33504		Coronary artery graft	90	\$2,777		
33505		Repair artery w/tunnel	90	\$3,357		
33506		Repair artery, translocation	90	\$3,357		
33507		Repair art intramural		\$3,634		
33508		Endoscopic vein harvest		\$34		
33510		Cabg, vein, single	90	\$4,109		
33511		Cabg, vein, two	90	\$4,510		
33512		Cabg, vein, three	90	\$4,912		
33513		Cabg, vein, four	90	\$5,312		
33514		Cabg, vein, five	90	\$5,713		
33516		Cabg, vein, six+	90	\$6,114		
33517		Cabg, artery-vein, single		\$402		
33518		Cabg, artery-vein, two		\$803		
33519		Cabg, artery-vein, three		\$1,204		
33521		Cabg, artery-vein, four		\$1,605		
33522		Cabg, artery-vein, five		\$2,007		
33523		Cabg, artery-vein, six+		\$2,408		
33530		Coronary artery, bypass/reop		\$1,305		
33533		Cabg, arterial, single	90	\$4,234		
33534		Cabg, arterial, two	90	\$4,761		
33535		Cabg, arterial, three	90	\$5,288		
33536		Cabg, arterial, four+	90	\$5,815		
33542		Removal of heart lesion	90	\$4,448		
33545		Repair of heart damage	90	\$5,320		
33548		Restore/remodel ventricle		\$6,318		
33572		Open coronary endarterectomy		\$582		
33600		Closure of valve	90	\$3,746		
33602		Closure of valve	90	\$3,617		
33606		Anastomosis/artery-aorta	90	\$3,874		
33608		Repair anomaly w/conduit	90	\$3,972		
33610		Repair by enlargement	90	\$3,874		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
33611		Repair double ventricle	90	\$4,133		
33612		Repair double ventricle	90	\$4,243		
33615		Repair (simple fontan)	90	\$4,035		
33617		Repair by modified fontan	90	\$4,262		
33619		Repair single ventricle	90	\$4,682		
33620		Apply r&l pulm art bands		\$3,513		
33621		Transthor cath for stent		\$1,888		
33622		Redo compl cardiac anomaly		\$7,398		
33641		Repair heart septum defect	90	\$3,574		
33645		Revision of heart veins	90	\$2,978		
33647		Repair heart septum defects	90	-		
33660		Repair of heart defects	90	-		
33665		Repair of heart defects	90	-		
33670		Repair of heart chambers	90	-		
33675		Close mult vsd		\$4,197		
33676		Close mult vsd w/resection		\$4,483		
33677		CI mult vsd w/rem pul band		\$4,659		
33681		Repair heart septum defect	90	-		
33684		Repair heart septum defect	90	-		
33688		Repair heart septum defect	90	-		
33690		Reinforce pulmonary artery	90	-		
33692		Repair of heart defects	90	\$3,874		
33694		Repair of heart defects	90	BR		
33694		Repair of heart defects		\$4,153		
33697		Repair of heart defects.	90	\$5,344		
33702		Repair of heart defects	90	-		
33710		Repair of heart defects	90	-		
33720		Repair of heart defect	90	-		
33722		Repair of heart defect	90	\$3,617		
33724		Repair venous anomaly		\$3,253		
33726		Repair pul venous stenosis		\$4,343		
33730		Repair heart-vein defect(s)	90	-		
33732		Repair heart-vein defect	90	\$3,584		
33735		Revision of heart chamber	90	-		
33736		Revision of heart chamber	90	\$2,643		
33737		Revision of heart chamber	90	-		
33750		Major vessel shunt	90	-		
33755		Major vessel shunt	90	-		
33762		Major vessel shunt	90	-		
33764		Major vessel shunt & graft	90	-		
33766		Major vessel shunt	90	\$2,842		
33767		Atrial septectomy/septostomy	90	\$3,100		
33768		Cavopulmonary shunting		\$930		
33770		Repair great vessels defect	90	\$4,229		
33771		Repair great vessels defect	90	\$4,392		
33774		Repair great vessels defect	90	-		
33775		Repair great vessels defect	90	-		
33776		Repair great vessels defect	90	-		
33777		Repair great vessels defect	90	-		
33778		Repair great vessels defect	90	-		
33779		Repair great vessels defect	90	-		
33780		Repair great vessels defect	90	-		
33781		Repair great vessels defect	90	-		
33782		Nikaidoh proc		\$6,807		
33783		Nikaidoh proc w/ostia implt		\$7,371		
33786		Repair arterial trunk	90	-		
33788		Revision of pulmonary	90	-		
33800		Aortic suspension	90	\$2,009		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
33802		Repair vessel defect	90	-		
33803		Repair vessel defect	90	-		
33813		Repair septal defect	90	-		
33814		Repair septal defect	90	-		
33820		Revise major vessel	90	-		
33822		Revise major vessel	90	-		
33824		Revise major vessel	90	-		
33840		Remove aorta constriction	90	-		
33845		Remove aorta constriction	90	-		
33851		Remove aorta constriction	90	-		
33852		Repair septal defect	90	-		
33853		Repair septal defect	90	\$4,004		
33860		Ascending aorta graft	90	\$5,106		
33863		Ascending aorta graft	90	\$5,382		
33864		Ascending aortic graft		\$6,833		
33870		Transverse aortic arch graft	90	\$6,376		
33875		Thoracic aorta graft	90	\$4,515		
33877		Thoracoabdominal graft	90	\$6,567		
33880		Endovasc taa repr incl subcl		\$3,852		
33881		Endovasc taa repr w/o subcl		\$3,319		
33884		Endovasc prosth taa add-on		\$879		
33886		Endovasc prosth delayed		\$2,087		
33889		Artery transpose/endovasc taa		\$1,715		
33910		Remove lung artery emboli	90	\$2,780		
33915		Remove lung artery emboli	90	\$2,341		
33916		Surgery of great vessel	90	\$3,198		
33917		Repair pulmonary artery	90	\$3,100		
33920		Repair pulmonary atresia	90	\$4,067		
33922		Transect pulmonary artery	90	\$2,971		
33924		Remove pulmonary shunt		\$700		
33925		Rpr pul art unifocal w/o cpb		\$3,622		
33926		Repr pul art unifocal w/cpb		\$5,187		
33930		Removal of donorheart/lung		BR		
33935		Transplantation, heart/lung	90	-		
33940		Removal of donor heart		BR		
33945		Transplantation of heart	90	BR		
33960		External circulation assist		\$1,934		
33961		External circulation assist.		\$1,378		
33967		Insert ia percut device		\$539		
33968		Remove aortic assist device	90	-		
33970		Aortic circulation assist	0	\$1,174		
33971		Aortic circulation assist	90	\$717		
33973		Insert balloon device	0	\$1,295		
33974		Remove intra-aortic balloon	90	\$1,356		
33975		Implant ventricular device		\$2,583		
33976		Implant ventricular device		\$3,519		
33977		Remove ventricular device	90	\$2,260		
33978		Remove ventricular device	90	\$2,583		
33979		Insert intracorporeal device		\$4,139		
33980		Remove intracorporeal device		\$3,791		
33981		Replace vad pump ext		\$1,784		
33982		Replace vad intra w/o bp		\$4,175		
33983		Replace vad intra w/bp		\$4,902		
33999		Cardiac surgery procedure		BR		
34001		Removal of artery clot	90	\$1,638		
34051		Removal of artery clot	90	\$1,701		
34101		Removal of artery clot	90	\$1,330		
34111		Removal of arm artery clot	90	\$1,158		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
34151		Removal of artery clot	90	\$2,094		
34201		Removal of artery clot	90	\$1,326		
34203		Removal of leg artery clot	90	\$1,516		
34401		Removal of vein clot	90	\$1,494		
34421		Removal of vein clot	90	\$1,264		
34451		Removal of vein clot	90	\$1,838		
34471		Removal of vein clot	90	\$934		
34490		Removal of vein clot	90	\$1,085		
34501		Repair valve, femoral vein	90	-		
34502		Reconstruct, vena cava	90	\$3,394		
34510		Transposition of vein valve	90	-		
34520		Cross-over vein graft	90	-		
34530		Leg vein fusion	90	-		
34800		Endovas aaa repr w/sm tube		\$2,424		
34802		Endovas aaa repr w/2-p part		\$2,684		
34803		Endovas aaa repr w/3-p part		\$2,766		
34804		Endovas aaa repr w/1-p part		\$2,684		
34805		Endovas aaa repr w/long tube		\$2,573		
34806		Aneurysm press sensor add-on		\$220		
34808		Endovas iliac a device addon		\$442		
34812		Xpose for endoprosth femorl		\$727		
34813		Femoral endovas graft add-on		\$511		
34820		Xpose for endoprosth iliac		\$1,046		
34825		Endovasc extend prosth init		\$1,502		
34826		Endovasc exten prosth addl		\$441		
34830		Open aortic tube prosth repr		\$3,839		
34831		Open aortoiliac prosth repr		\$4,128		
34832		Open aortofemor prosth repr		\$4,128		
34833		Xpose for endoprosth iliac		\$1,312		
34834		Xpose endoprosth brachial		\$591		
34900		Endovasc iliac repr w/graft		\$1,917		
35001		Repair defect of artery	90	\$2,625		
35002		Repair artery rupture, neck	90	\$2,441		
35005		Repair defect of artery	90	\$2,123		
35011		Repair defect of artery	90	\$1,803		
35013		Repair artery rupture, arm	90	\$2,385		
35021		Repair defect of artery	90	\$2,763		
35022		Repair artery rupture, chest	90	\$2,742		
35045		Repair defect of arm artery	90	\$1,737		
35081		Repair defect of artery	90	\$3,651		
35082		Repair artery rupture, aorta	90	\$3,986		
35091		Repair defect of artery	90	\$4,299		
35092		Repair artery rupture, aorta	90	\$4,781		
35102		Repair defect of artery	90	\$3,912		
35103		Repair artery rupture, groin	90	\$4,437		
35111		Repair defect of artery	90	\$2,514		
35112		Repair artery rupture,	90	\$2,127		
35121		Repair defect of artery	90	\$3,334		
35122		Repair artery rupture, belly	90	\$3,820		
35131		Repair defect of artery	90	\$2,553		
35132		Repair artery rupture, groin	90	\$3,020		
35141		Repair defect of artery	90	\$2,146		
35142		Repair artery rupture, thigh	90	\$2,404		
35151		Repair defect of artery	90	\$2,393		
35152		Repair artery rupture, knee	90	\$1,888		
35180		Repair blood vessel lesion	90	\$1,488		
35182		Repair blood vessel lesion	90	\$2,009		
35184		Repair blood vessel lesion	90	\$1,592		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
35188		Repair blood vessel lesion	90	\$1,615		
35189		Repair blood vessel lesion	90	\$2,170		
35190		Repair blood vessel lesion	90	\$1,718		
35201		Repair blood vessel lesion	90	\$1,480		
35206		Repair blood vessel lesion	90	\$1,463		
35207		Repair blood vessel lesion	90	\$1,543		
35211		Repair blood vessel lesion	90	\$2,557		
35216		Repair blood vessel lesion	90	\$2,115		
35221		Repair blood vessel lesion	90	\$2,010		
35226		Repair blood vessel lesion	90	\$1,444		
35231		Repair blood vessel lesion	90	\$2,009		
35236		Repair blood vessel lesion	90	\$1,697		
35241		Repair blood vessel lesion	90	\$2,637		
35246		Repair blood vessel lesion	90	\$2,636		
35251		Repair blood vessel lesion	90	\$1,953		
35256		Repair blood vessel lesion	90	\$1,765		
35261		Repair blood vessel lesion	90	\$1,856		
35266		Repair blood vessel lesion	90	\$1,633		
35271		Repair blood vessel lesion	90	\$2,495		
35276		Repair blood vessel lesion	90	\$2,140		
35286		Repair blood vessel lesion	90	\$1,757		
35301		Rechanneling of artery	90	\$2,352		
35302		Rechanneling of artery		\$2,457		
35303		Rechanneling of artery		\$2,704		
35304		Rechanneling of artery		\$2,779		
35305		Rechanneling of artery		\$2,684		
35306		Rechanneling of artery		\$971		
35311		Rechanneling of artery	90	\$3,489		
35321		Rechanneling of artery	90	\$1,892		
35331		Rechanneling of artery	90	\$2,701		
35341		Rechanneling of artery	90	\$3,155		
35351		Rechanneling of artery	90	\$2,624		
35355		Rechanneling of artery	90	\$2,373		
35361		Rechanneling of artery	90	\$3,214		
35363		Rechanneling of artery	90	\$3,563		
35371		Rechanneling of artery	90	\$1,806		
35372		Rechanneling of artery	90	\$1,824		
35381		Rechanneling of artery	90	\$2,186		
35390		Reoperation, carotid add-on		\$366		
35400		Angioscopy.....		\$378		
35450		Repair arterial blockage	0	\$1,723		
35452		Repair arterial blockage	0	\$841		
35458		Repair arterial blockage	0	\$1,424		
35460		Repair venous blockage	0	\$705		
35471		Repair arterial blockage	0	\$1,723		
35472		Repair arterial blockage	0	\$805		
35475		Repair arterial blockage	0	\$1,424		
35476		Repair venous blockage	0	\$705		
35500		Harvest vein for bypass		-		
35501		Artery bypass graft	90	\$2,908		
35506		Artery bypass graft	90	\$2,905		
35508		Artery bypass graft	90	\$2,743		
35509		Artery bypass graft	90	\$2,798		
35510		Artery bypass graft		\$2,681		
35511		Artery bypass graft	90	\$1,962		
35512		Artery bypass graft		\$2,630		
35515		Artery bypass graft	90	\$2,157		
35516		Artery bypass graft	90	\$2,534		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
35518		Artery bypass graft	90	\$2,471		
35521		Artery bypass graft	90	\$2,525		
35522		Artery bypass graft		\$2,551		
35523		Artery bypass graft		\$2,776		
35526		Artery bypass graft	90	\$2,408		
35531		Artery bypass graft	90	\$3,421		
35533		Artery bypass graft	90	\$3,158		
35535		Artery bypass graft		\$3,730		
35536		Artery bypass graft	90	\$3,341		
35537		Artery bypass graft		\$4,543		
35538		Artery bypass graft		\$5,086		
35539		Artery bypass graft		\$4,778		
35540		Artery bypass graft		\$5,573		
35556		Artery bypass graft	90	\$2,682		
35558		Artery bypass graft	90	\$2,298		
35560		Artery bypass graft	90	\$3,275		
35563		Artery bypass graft	90	\$1,688		
35565		Artery bypass graft	90	\$2,480		
35566		Artery bypass graft	90	\$3,179		
35570		Artery bypass graft		\$3,014		
35571		Artery bypass graft	90	\$2,824		
35572		Harvest femoropopliteal vein		\$747		
35583		Vein bypass graft	90	\$2,870		
35585		Vein bypass graft	90	\$3,301		
35587		Vein bypass graft	90	\$3,024		
35600		Harvest art for cabg add-on		\$546		
35601		Artery bypass graft	90	\$2,715		
35606		Artery bypass graft	90	\$2,723		
35612		Artery bypass graft	90	\$2,439		
35616		Artery bypass graft	90	\$2,450		
35621		Artery bypass graft	90	\$2,454		
35623		Bypass graft, not vein	90	\$1,795		
35626		Artery bypass graft	90	\$3,317		
35631		Artery bypass graft	90	\$3,157		
35632		Artery bypass graft		\$3,542		
35633		Artery bypass graft		\$3,919		
35634		Artery bypass graft		\$3,574		
35636		Artery bypass graft...	90	\$2,677		
35637		Artery bypass graft		\$3,776		
35638		Artery bypass graft		\$3,848		
35642		Artery bypass graft	90	\$2,069		
35645		Artery bypass graft	90	\$2,080		
35646		Artery bypass graft	90	\$3,717		
35647		Artery bypass graft		\$3,369		
35650		Artery bypass graft	90	\$2,359		
35654		Artery bypass graft	90	\$3,125		
35656		Artery bypass graft	90	\$2,491		
35661		Artery bypass graft	90	\$2,165		
35663		Artery bypass graft	90	\$2,373		
35665		Artery bypass graft	90	\$2,507		
35666		Artery bypass graft	90	\$2,833		
35671		Artery bypass graft	90	\$2,484		
35681		Composite bypass graft		\$854		
35682		Composite bypass graft		\$1,260		
35683		Composite bypass graft		\$1,360		
35685		Bypass graft patency/patch		\$432		
35686		Bypass graft/av fist patency		\$359		
35691		Arterial transposition	90	\$2,841		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
35693		Arterial transposition	90	\$1,792		
35694		Arterial transposition	90	\$2,075		
35695		Arterial transposition	90	\$2,075		
35697		Reimplant artery each		\$321		
35700		Reoperation, bypass graft		\$359		
35701		Exploration, carotid artery	90	\$851		
35721		Exploration, femoral artery	90	\$794		
35741		Exploration popliteal artery	90	\$808		
35761		Exploration of artery/vein	90	\$813		
35800		Explore neck vessels	90	\$871		
35820		Explore chest vessels	90	\$1,487		
35840		Explore abdominal vessels	90	\$1,225		
35860		Explore limb vessels	90	\$814		
35870		Repair vessel graft defect	90	-		
35875		Removal of clot in graft	90	\$1,369		
35876		Removal of clot in graft	90	\$1,612		
35879		Revise graft w/vein...	90	BR		
35879		Revise graft w/vein		\$2,022		
35881		Revise graft w/vein...	90	-		
35883		Revise graft w/nonauto graft		\$2,634		
35884		Revise graft w/vein		\$2,704		
35901		Excision, graft, neck	90	\$1,125		
35903		Excision, graft, extremity	90	\$1,223		
35905		Excision, graft, thorax	90	\$1,808		
35907		Excision, graft, abdomen	90	\$1,864		
36000		Place needle in vein		\$44		
36002		Pseudoaneurysm injection trt			\$331	\$220
36005		Injection, venography	0	\$104		
36010		Place catheter in vein		\$343		
36011		Place catheter in vein		\$372		
36012		Place catheter in vein		\$461		
36013		Place catheter in artery		\$350		
36014		Place catheter in artery		\$395		
36015		Place catheter in artery		\$461		
36100		Establish access to artery		\$420		
36120		Establish access to artery		\$328		
36140		Establish access to artery		\$259		
36147		Access av dial grft for eval			\$1,800	\$387
36148		Access av dial grft for proc			\$554	\$102
36160		Establish access to aorta		\$368		
36200		Place catheter in aorta		\$427		
36215		Place catheter in artery		\$530		
36216		Place catheter in artery		\$626		
36217		Place catheter in artery		\$746		
36218		Place catheter in artery.		\$136		
36245		Place catheter in artery		\$601		
36246		Place catheter in artery		\$626		
36247		Place catheter in artery		\$746		
36248		Place catheter in artery.		\$136		
36251		Ins cath ren art 1st unilat			\$3,016	\$578
36252		Ins cath ren art 1st bilat			\$3,310	\$753
36253		Ins cath ren art 2nd+ unilat			\$4,614	\$804
36254		Ins cath ren art 2nd+ bilat			\$4,801	\$868
36260		Insertion of infusion pump	90	\$1,234		
36261		Revision of infusion pump	90	\$544		
36262		Removal of infusion pump	90	\$427		
36299		Vessel injection procedure		BR		
36400		Drawing blood		\$20		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
36405		Drawing blood		\$47		
36406		Drawing blood		\$25		
36410		Drawing blood		\$30		
36415		Drawing blood		BR		
36420		Establish access to vein		\$112		
36425		Establish access to vein		\$61		
36430		Blood transfusion service		\$73		
36440		Blood transfusion service		\$145		
36450		Exchange transfusion service		\$304		
36455		Exchange transfusion service		\$349		
36460		Transfusion service, fetal		-		
36468		Injection(s);spider veins		BR		
36469		Injection(s);spider veins		BR		
36470		Injection therapy of vein	10	\$94		
36471		Injection therapy of veins	10	\$137		
36475		Endovenous rf 1st vein			\$3,670	\$740
36476		Endovenous rf vein add-on			\$826	\$364
36478		Endovenous laser 1st vein			\$2,867	\$737
36479		Endovenous laser vein addon			\$858	\$365
36481		Insertion of catheter, vein	0	\$914		
36500		Insertion of catheter, vein	0	\$256		
36510		Insertion of catheter, vein	0	\$103		
36511		Apheresis wbc		\$199		
36512		Apheresis rbc		\$191		
36513		Apheresis platelets		\$210		
36514		Apheresis plasma			\$1,047	\$192
36515		Apheresis adsorp/reinfuse			\$4,529	\$195
36516		Apheresis selective			\$4,112	\$144
36520		Plasma and/or cell exchange	0	\$250		
36522		Photopheresis	0	\$438		
36555		Insert non-tunnel cv cath			\$557	\$249
36556		Insert non-tunnel cv cath			\$485	\$252
36557		Insert tunneled cv cath			\$2,127	\$681
36558		Insert tunneled cv cath			\$1,604	\$576
36560		Insert tunneled cv cath			\$2,829	\$760
36561		Insert tunneled cv cath			\$2,463	\$739
36563		Insert tunneled cv cath			\$2,817	\$792
36565		Insert tunneled cv cath			\$2,090	\$734
36566		Insert tunneled cv cath			\$11,204	\$795
36568		Insert picc cath			\$579	\$196
36569		Insert picc cath			\$493	\$186
36570		Insert picvad cath			\$2,415	\$637
36571		Insert picvad cath			\$2,697	\$670
36575		Repair tunneled cv cath			\$339	\$73
36576		Repair tunneled cv cath			\$784	\$404
36578		Replace tunneled cv cath			\$1,065	\$448
36580		Replace cvad cath			\$432	\$137
36581		Replace tunneled cv cath			\$1,555	\$406
36582		Replace tunneled cv cath			\$2,299	\$637
36583		Replace tunneled cv cath			\$2,483	\$670
36584		Replace picc cath			\$403	\$135
36585		Replace picvad cath			\$2,315	\$578
36589		Removal tunneled cv cath			\$343	\$289
36590		Removal tunneled cv cath			\$611	\$428
36591		Draw blood off venous device		\$46		
36592		Collect blood from picc		\$52		
36593		Declot vascular device		\$61		
36595		Mech remov tunneled cv cath			\$1,139	\$379

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
36596		Mech remov tunneled cv cath			\$271	\$92
36597		Reposition venous catheter			\$251	\$124
36598		Inj w/fluor eval cv device			\$225	\$74
36600		Withdrawal of arterial blood		\$44		
36620		Insertion catheter, artery	0	\$138		
36625		Insertion catheter, artery	0	\$223		
36640		Insertion catheter, artery	0	\$341		
36660		Insertion catheter, artery	0	\$138		
36680		Insert needle, bone cavity	0	\$180		
36800		Insertion of cannula..	0	\$338		
36810		Insertion of cannula	0	\$677		
36815		Insertion of cannula	0	\$474		
36818		Av fuse uppr arm cephalic		\$1,441		
36819		Av fusion by basilic vein	90	-		
36820		Av fusion/forearm vein		\$1,734		
36821		Av fusion direct any site	90	\$1,202		
36822		Insertion of cannula(s)	90	\$870		
36823		Insertion of cannula(s)		-		
36825		Artery-vein graft.....	90	\$1,522		
36830		Artery-vein graft	90	\$1,465		
36831		Av fistula excision...	90	\$824		
36832		Av fistula revision...	90	\$1,372		
36833		Av fistula revision...	90	\$1,248		
36835		Artery to vein shunt..	90	\$811		
36838		Dist revas ligation hemo		\$2,480		
36860		External cannula declotting	0	\$356		
36861		Cannula declotting	0	\$555		
36870		Percut thrombect av fistula			\$3,924	\$623
37140		Revision of circulation	90	\$2,948		
37145		Revision of circulation	90	\$2,974		
37160		Revision of circulation	90	\$2,950		
37180		Revision of circulation	90	\$2,840		
37181		Splice spleen/kidney veins	90	\$3,192		
37182		Insert hepatic shunt (tips)		\$1,731		
37183		Remove hepatic shunt (tips)			\$11,797	\$807
37184		Prim art mech thrombectomy			\$4,710	\$939
37185		Prim art m-thrombect add-on			\$1,532	\$347
37186		Sec art m-thrombect add-on			\$2,965	\$526
37187		Venous mech thrombectomy			\$4,459	\$843
37188		Venous m-thrombectomy add-on			\$3,745	\$600
37191		Ins endovas vena cava filtr			\$5,485	\$494
37192		Redo endovas vena cava filtr			\$3,678	\$764
37193		Rem endovas vena cava filter			\$3,510	\$764
37195		Thrombolytic therapy, stroke		\$605		
37200		Transcatheter biopsy	0	\$445		
37201		Transcatheter therapy infuse	0	\$948		
37202		Transcatheter therapy	0	\$742		
37203		Transcatheter retrieval	0	\$658		
37204		Transcatheter occlusion	0	\$2,371		
37205		Transcatheter stent	0	\$981		
37206		Transcatheter stent add-on.		\$487		
37207		Transcatheter stent	0	\$981		
37208		Transcatheter stent add-on		\$479		
37209		Exchange arterial catheter	0	\$174		
37210		Embolization uterine fibroid			\$7,372	\$1,071
37215		Transcath stent cca w/eps		\$2,269		
37216		Transcath stent cca w/o eps		\$2,111		
37220		Iliac revasc			\$6,769	\$875

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
37221		Iliac revasc w/stent			\$10,110	\$1,066
37222		Iliac revasc add-on			\$1,941	\$397
37223		Iliac revasc w/stent add-on			\$5,541	\$450
37224		Fem/popl revas w/tla			\$8,142	\$963
37225		Fem/popl revas w/ather			\$23,125	\$1,301
37226		Fem/popl revasc w/stent			\$19,512	\$1,073
37227		Fem/popl revasc stnt & ather			\$31,278	\$1,571
37228		Tib/per revasc w/tla			\$11,636	\$1,178
37229		Tib/per revasc w/ather			\$22,868	\$1,523
37230		Tib/per revasc w/stent			\$18,117	\$1,469
37231		Tib/per revasc stent & ather			\$29,130	\$1,597
37232		Tib/per revasc add-on			\$2,601	\$426
37233		Tibper revasc w/ather add-on			\$3,157	\$701
37234		Revasc opn/prq tib/pero stent			\$8,335	\$583
37235		Tib/per revasc stnt & ather			\$8,890	\$828
37250		Iv us first vessel add on		\$249		
37251		Iv us each add vessel add-on		\$193		
37500		Endoscopy ligate perf veins		\$1,483		
37565		Ligation of neck vein	90	\$616		
37600		Ligation of neck artery	90	\$737		
37605		Ligation of neck artery	90	\$795		
37606		Ligation of neck artery	90	\$816		
37607		Ligation of fistula	90	\$681		
37609		Temporal artery procedure	10	\$345		
37615		Ligation of neck artery	90	\$833		
37616		Ligation of chest artery	90	\$1,397		
37617		Ligation of abdomen artery	90	\$1,680		
37618		Ligation of extremity artery	90	\$704		
37619		Ligation of inf vena cava		\$3,429		
37650		Revision of major vein	90	\$676		
37660		Revision of major vein	90	\$1,242		
37700		Revise leg vein	90	\$559		
37718		Ligate/strip short leg vein		\$943		
37722		Ligate/strip long leg vein		\$1,042		
37735		Removal of leg veins/lesion	90	\$1,410		
37760		Revision of leg veins	90	\$1,338		
37761		Ligate leg veins open		\$1,186		
37765		Stab phleb veins xtr 10-20		\$1,413		
37766		Phleb veins - extrem 20+			\$1,660	\$1,173
37780		Revision of leg vein	90	\$408		
37785		Revise secondary varicosity	90	\$334		
37788		Revascularization, penis	90	-		
37790		Penile venous occlusion	90	\$861		
37799		Vascular surgery procedure		BR		
38100		Removal of spleen, total	90	\$1,582		
38101		Removal of spleen, partial	90	\$1,494		
38102		Removal of spleen, total		\$546		
38115		Repair of ruptured spleen	90	\$1,538		
38120		Laparoscopy, splenectomy		-		
38129		Laparoscope proc, spleen		BR		
38200		Injection for spleen X-ray	0	\$319		
38204		Bl donor search management		\$209		
38205		Harvest allogenic stem cells		\$163		
38206		Harvest auto stem cells		\$168		
38207		Cryopreserve stem cells		\$92		
38208		Thaw preserved stem cells		\$59		
38209		Wash harvest stem cells		\$25		
38210		T-cell depletion of harvest		\$164		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
38211		Tumor cell deplete of harvst		\$149		
38212		Rbc depletion of harvest		\$97		
38213		Platelet deplete of harvest		\$25		
38214		Volume deplete of harvest		\$84		
38215		Harvest stem cell concentrte		\$97		
38220		Bone marrow aspiration			\$324	\$124
38221		Bone marrow biopsy			\$332	\$152
38230		Bone marrow collection	10	\$436		
38232		Bone marrow harvest autolog		\$383		
38240		Bone marrow/stem transplant		\$308		
38241		Bone marrow transplantation		\$312		
38242		Lymphocyte infuse transplant		\$196		
38300		Drainage lymph node lesion	10	\$154		
38305		Drainage lymph node lesion	90	\$465		
38308		Incision of lymph channels	90	\$593		
38380		Thoracic duct procedure	90	\$831		
38381		Thoracic duct procedure	90	\$1,498		
38382		Thoracic duct procedure	90	\$1,076		
38500		Biopsy/removal,lymph node(s)	10	\$335		
38505		Needle biopsy, lymph node(s)	0	\$172		
38510		Biopsy/removal,lymph node(s)	90	\$488		
38520		Biopsy/removal,lymph node(s)	90	\$595		
38525		Biopsy/removal,lymph node(s)	90	\$531		
38530		Biopsy/removal,lymph node(s)	90	\$683		
38542		Explore deep node(s), neck	90	\$727		
38550		Removal, neck/armpit lesion	90	\$750		
38555		Removal, neck/armpit lesion	90	\$1,649		
38562		Removal, pelvic lymph nodes	90	\$1,256		
38564		Removal, abdomen lymph nodes	90	\$1,338		
38570		Laparoscopy, lymph node biop	10	-		
38571		Laparoscopy, lymphadenectomy	10	-		
38572		Laparoscopy, lymphadenectomy	10	-		
38589		Laparoscope proc, lymphatic		BR		
38700		Removal of lymph nodes, neck	90	\$1,310		
38720		Removal of lymph nodes, neck	90	\$2,128		
38724		Removal of lymph nodes, neck	90	\$2,094		
38740		Remove armpit lymph nodes	90	\$850		
38745		Remove armpits lymph nodes	90	\$1,283		
38746		Remove thoracic lymph nodes		\$508		
38747		Remove abdominal lymph v		\$560		
38760		Remove groin lymph nodes	90	\$1,145		
38765		Remove groin lymph nodes	90	\$2,129		
38770		Remove pelvis lymph nodes	90	\$2,069		
38780		Remove abdomen lymph nodes	90	\$2,432		
38790		Inject for lymphatic X ray	0	\$757		
38790		Inject for lymphatic X ray	0	\$757		
38792		Identify sentinel node	0	-		
38794		Access thoracic lymph duct	90	\$515		
38900		Io map of sent lymph node		\$279		
38999		Blood/lymph system procedure		BR		
39000		Exploration of chest..	90	\$982		
39010		Exploration of chest..	90	\$1,790		
39200		Removal chest lesion	90	\$1,849		
39220		Removal chest lesion	90	\$2,402		
39400		Visualization of chest	10	\$792		
39499		Chest procedure		BR		
39501		Repair diaphragm laceration	90	\$1,800		
39503		Repair of diaphragm hernia	90	\$4,342		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
39540		Repair of diaphragm hernia	90	\$1,882		
39541		Repair of diaphragm hernia	90	\$1,957		
39545		Revision of diaphragm	90	\$1,624		
39560		Resect diaphragm, simple	90	-		
39561		Resect diaphragm, complex	90	-		
39599		Diaphragm surgery procedure		BR		
40490		Biopsy of lip	0	\$144		
40500		Partial excision of lip	90	\$797		
40510		Partial excision of lip	90	\$796		
40520		Partial excision of lip	90	\$689		
40525		Reconstruct lip with flap	90	\$1,274		
40527		Reconstruct lip with flap	90	\$1,524		
40530		Partial removal of lip	90	\$778		
40650		Repair lip	90	\$610		
40652		Repair lip	90	\$716		
40654		Repair lip	90	\$899		
40700		Repair cleft lip/nasal	90	\$1,541		
40701		Repair cleft lip/nasal	90	\$2,553		
40702		Repair cleft lip/nasal	90	\$1,615		
40720		Repair cleft lip/nasal	90	\$1,720		
40761		Repair cleft lip/nasal	90	\$1,882		
40799		Lip surgery procedure		BR		
40800		Drainage of mouth lesion	10	\$137		
40801		Drainage of mouth lesion	10	\$308		
40804		Removal foreign body, mouth	10	\$130		
40805		Removal foreign body, mouth	10	\$385		
40806		Incision of lip fold	0	\$49		
40808		Biopsy of mouth lesion	10	\$124		
40810		Excision of mouth lesion	10	\$180		
40812		Excise/repair mouth lesion	10	\$277		
40814		Excise/repair mouth lesion	90	\$483		
40816		Excision of mouth lesion	90	\$501		
40818		Excise oral mucosa for graft	90	\$334		
40819		Excise lip or cheek fold	90	\$257		
40820		Treatment of mouth lesion	10	\$129		
40830		Repair mouth laceration	10	\$174		
40831		Repair mouth laceration	10	\$323		
40840		Reconstruction of mouth	90	-	\$1,672	\$1,282
40842		Reconstruction of mouth	90	-	\$1,683	\$1,341
40843		Reconstruction of mouth	90	-	\$2,291	\$1,825
40844		Reconstruction of mouth	90	-	\$2,851	\$2,321
40845		Reconstruction of mouth	90	-	\$3,084	\$2,582
40899		Mouth surgery procedure		BR		
41000		Drainage of mouth lesion	10	\$148		
41005		Drainage of mouth lesion	10	\$135		
41006		Drainage of mouth lesion	90	\$294		
41007		Drainage of mouth lesion	90	\$431		
41008		Drainage of mouth lesion	90	\$307		
41009		Drainage of mouth lesion	90	\$496		
41010		Incision of tongue fold	10	\$113		
41015		Drainage of mouth lesion	90	\$332		
41016		Drainage of mouth lesion	90	\$551		
41017		Drainage of mouth lesion	90	\$373		
41018		Drainage of mouth lesion	90	\$641		
41019		Place needles h&n for rt		\$941		
41100		Biopsy of tongue	10	\$175		
41105		Biopsy of tongue	10	\$179		
41108		Biopsy of floor of mouth	10	\$138		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
41110		Excision of tongue lesion	10	\$206		
41112		Excision of tongue lesion	90	\$372		
41113		Excision of tongue lesion	90	\$486		
41114		Excision of tongue lesion	90	\$1,062		
41115		Excision of tongue fold	10	\$258		
41116		Excision of mouth lesion	90	\$363		
41120		Partial removal of tongue	90	\$1,203		
41130		Partial removal of tongue	90	\$1,449		
41135		Tongue and neck surgery	90	\$2,578		
41140		Removal of tongue	90	\$3,171		
41145		Tongue removal; neck surgery	90	\$3,774		
41150		Tongue, mouth, jaw surgery	90	\$2,887		
41153		Tongue, mouth, neck surgery	90	\$3,484		
41155		Tongue, jaw, & neck surgery	90	\$4,042		
41250		Repair tongue laceration	10	\$215		
41251		Repair tongue laceration	10	\$318		
41252		Repair tongue laceration	10	\$392		
41500		Fixation of tongue	90	\$500		
41510		Tongue to lip surgery	90	\$446		
41512		Tongue suspension		\$1,348		
41520		Reconstruction, tongue fold	90	\$410		
41530		Tongue base vol reduction			\$7,038	\$872
41599		Tongue and mouth surgery		BR		
41800		Drainage of gum lesion	10	\$133		
41805		Removal foreign body, gum	10	\$150		
41806		Removal foreign body, jawbone	10	\$314		
41820		Excision, gum, each quadrant		BR		
41821		Excision of gum flap		BR		
41822		Excision of gum lesion	10	-	\$605	\$382
41823		Excision of gum lesion	90	-	\$891	\$677
41825		Excision of gum lesion	10	\$205		
41826		Excision of gum lesion	10	\$320		
41827		Excision of gum lesion	90	\$526		
41828		Excision of gum lesion	10	\$509		
41830		Removal of gum tissue	10	-	\$817	\$593
41850		Treatment of gum lesion		BR		
41870		Gum graft		BR		
41872		Repair gum.....	90	\$397		
41874		Repair tooth socket...	90	\$467		
41899		Dental surgery procedure		BR		
42000		Drainage mouth roof lesion	10	\$132		
42100		Biopsy roof of mouth	10	\$151		
42104		Excision lesion, mouth roof	10	\$240		
42106		Excision lesion, mouth roof	10	\$358		
42107		Excision lesion, mouth roof	90	\$681		
42120		Remove palate/lesion	90	\$999		
42140		Excision of uvula	90	\$215		
42145		Repair, palate, pharynx/uvula	90	\$1,449		
42160		Treatment mouth roof lesion	10	\$244		
42180		Repair palate	10	\$350		
42182		Repair palate	10	\$540		
42200		Reconstruct cleft palate	90	\$1,241		
42205		Reconstruct cleft palate	90	\$1,456		
42210		Reconstruct cleft palate	90	\$1,662		
42215		Reconstruct cleft palate	90	\$1,201		
42220		Reconstruct cleft palate	90	\$910		
42225		Reconstruct cleft palate	90	\$1,208		
42226		Lengthening of palate	90	\$1,286		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
42227		Lengthening of palate	90	\$1,181		
42235		Repair palate	90	\$959		
42260		Repair nose to lip fistula	90	\$608		
42280		Preparation, palate mold	10	\$259		
42281		Insertion, palate prosthesis	10	\$241		
42299		Palate/uvula surgery		BR		
42300		Drainage of salivary gland	10	\$210		
42305		Drainage of salivary gland	90	\$569		
42310		Drainage of salivary gland	10	\$189		
42320		Drainage of salivary gland	10	\$308		
42330		Removal of salivary stone	10	\$239		
42335		Removal of salivary stone	90	\$422		
42340		Removal of salivary stone	90	\$650		
42400		Biopsy of salivary gland	0	\$119		
42405		Biopsy of salivary gland	10	\$353		
42408		Excision of salivary cyst	90	\$569		
42409		Drainage of salivary cyst	90	\$412		
42410		Excise parotid gland/lesion	90	\$1,115		
42415		Excise parotid gland/lesion	90	\$2,158		
42420		Excise parotid gland/lesion	90	\$2,500		
42425		Excise parotid gland/lesion	90	\$1,762		
42426		Excise parotid gland/lesion	90	\$3,342		
42440		Excision submaxillary gland	90	\$1,103		
42450		Excision sublingual gland	90	\$577		
42500		Repair salivary duct	90	\$650		
42505		Repair salivary duct	90	\$1,000		
42507		Parotid duct diversion	90	\$799		
42508		Parotid duct diversion	90	\$1,217		
42509		Parotid duct diversion	90	\$1,389		
42510		Parotid duct diversion	90	\$1,148		
42550		Injection for salivary X-ray	0	\$122		
42600		Closure of salivary fistula	90	\$633		
42650		Dilation of salivary duct	0	\$85		
42660		Dilation of salivary duct	0	\$120		
42665		Ligation of salivary duct	90	\$334		
42699		Salivary surgery procedure		BR		
42700		Drainage of tonsil abscess	10	\$179		
42720		Drainage of throat abscess	10	\$334		
42725		Drainage of throat abscess	90	\$891		
42800		Biopsy of throat	10	\$153		
42802		Biopsy of throat	10	\$187		
42804		Biopsy of upper nose/throat	10	\$171		
42806		Biopsy of upper nose/throat	10	\$220		
42808		Excise pharynx lesion	10	\$358		
42809		Remove pharynx foreign body	10	\$189		
42810		Excision of neck cyst	90	\$483		
42815		Excision of neck cyst	90	\$1,157		
42820		Remove tonsils and adenoids	90	\$500		
42821		Remove tonsils and adenoids	90	\$602		
42825		Removal of tonsils	90	\$438		
42826		Removal of tonsils	90	\$530		
42830		Removal of adenoids	90	\$327		
42831		Removal of adenoids	90	\$370		
42835		Removal of adenoids	90	\$296		
42836		Removal of adenoids	90	\$439		
42842		Extensive surgery of throat	90	\$1,101		
42844		Extensive surgery of throat	90	\$1,759		
42845		Extensive surgery of throat	90	\$3,024		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
42860		Excision of tonsil tags	90	\$300		
42870		Excision of lingual tonsil	90	\$549		
42890		Partial removal of pharynx	90	\$1,536		
42892		Revision of pharyngeal walls	90	\$1,850		
42894		Revision of pharyngeal walls	90	\$2,730		
42900		Repair throat wound	10	\$689		
42950		Reconstruction of throat	90	\$1,321		
42953		Repair throat, esophagus	90	\$1,096		
42955		Surgical opening of throat	90	\$726		
42960		Control throat bleeding	10	\$247		
42961		Control throat bleeding	90	\$504		
42962		Control throat bleeding	90	\$942		
42970		Control nose/throat bleeding	90	\$418		
42971		Control nose/throat bleeding	90	\$623		
42972		Control nose/throat bleeding	90	\$838		
42999		Throat surgery procedure		BR		
43020		Incision of esophagus	90	\$1,063		
43030		Throat muscle surgery	90	\$1,240		
43045		Incision of esophagus.	90	\$2,471		
43100		Excision of esophagus lesion	90	\$1,208		
43101		Excision of esophagus lesion	90	\$1,957		
43107		Removal of esophagus	90	\$3,788		
43108		Removal of esophagus	90	\$4,388		
43112		Removal of esophagus	90	\$3,888		
43113		Removal of esophagus	90	\$4,457		
43116		Partial removal of esophagus	90	\$4,180		
43117		Partial removal of esophagus	90	\$4,096		
43118		Partial removal of esophagus	90	\$4,318		
43121		Partial removal of esophagus	90	\$3,727		
43122		Partial removal of esophagus	90	\$3,727		
43123		Partial removal of esophagus	90	\$4,318		
43124		Removal of esophagus	90	\$3,616		
43130		Removal of esophagus pouch	90	\$1,614		
43135		Removal of esophagus pouch	90	\$2,053		
43200		Esophagus endoscopy	0	\$301		
43201		Esoph scope w/submucous inj			\$654	\$267
43202		Esophagus endoscopy, biopsy	0	\$362		
43204		Esophagus endoscopy & inject	0	\$639		
43205		Esophagus endoscopy/ligation	0	\$469		
43215		Esophagus endoscopy	0	\$494		
43216		Esophagus endoscopy/ligation	0	\$512		
43217		Esophagus endoscopy	0	\$512		
43219		Esophagus endoscopy	0	\$484		
43220		Esophagus endoscopy, dilation	0	\$364		
43226		Esophagus endoscopy, dilation	0	\$428		
43227		Esophagus endoscopy, repair	0	\$605		
43228		Esophagus endoscopy, ablation	0	\$633		
43231		Esoph endoscopy w/us exam		\$401		
43232		Esoph endoscopy w/us fn bx		\$546		
43234		Upper gi endoscopy, exam	0	\$360		
43235		Upper gi endoscopy, diagnosis	0	\$427		
43236		Uppr gi scope w/submuc inj			\$795	\$364
43237		Endoscopic us exam esoph		\$490		
43238		Uppr gi endoscopy w/us fn bx		\$612		
43239		Upper gi endoscopy, biopsy	0	\$486		
43240		Esoph endoscope w/drain cyst		\$831		
43241		Upper gi endoscopy with Tube	0	\$502		
43242		Uppr gi endoscopy w/us fn bx		\$887		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
43243		Upper gi endoscopy & inject	0	\$749		
43244		Upper gi endoscopy/ligation	0	\$569		
43245		Operative upper gi endoscopy	0	\$580		
43246		Place gastrostomy tube	0	\$738		
43247		Operative upper gi endoscopy	0	\$582		
43248		Upper gi endoscopy/guidewire	0	\$392		
43249		Esophagus endoscopy, dilation	0	\$485		
43250		Upper gi endoscopy/tumor	0	\$634		
43251		Operative upper gi endoscopy	0	\$634		
43255		Operative upper gi endoscopy	0	\$737		
43256		Uppr gi endoscopy w/stent		\$532		
43257		Uppr gi scope w/thrml txmnt		\$679		
43258		Operative upper gi endoscopy	0	\$732		
43259		Endoscopic ultrasound exam	0	\$486		
43260		Endoscopy,bile duct/pancreas	0	\$873		
43261		Endoscopy,bile duct/pancreas	0	\$895		
43262		Endoscopy,bile duct/pancreas	0	\$1,202		
43263		Endoscopy,bile duct/pancreas	0	\$878		
43264		Endoscopy,bile duct/pancreas	0	\$1,305		
43265		Endoscopy,bile duct/pancreas	0	\$1,148		
43267		Endoscopy,bile duct/pancreas	0	\$1,082		
43268		Endoscopy,bile duct/pancreas	0	\$1,181		
43269		Endoscopy,bile duct/pancreas	0	\$985		
43271		Endoscopy,bile duct/pancreas	0	\$1,099		
43272		Endoscopy,bile duct/pancreas	0	\$949		
43273		Endoscopic pancreatoscopy		\$264		
43279		Lap myotomy heller		\$2,691		
43280		Laparoscopy, fundoplasty	90	-		
43281		Lap paraesophag hern repair		\$3,211		
43282		Lap paraesoph her rpr w/mesh		\$3,611		
43283		Lap esoph lengthening		\$333		
43289		Laparoscope proc, esoph		BR		
43300		Repair of esophagus	90	\$1,533		
43305		Repair esophagus and fistula	90	\$2,239		
43310		Repair of esophagus	90	\$3,145		
43312		Repair esophagus and fistula	90	\$3,064		
43313		Esophagoplasty congenital		\$6,062		
43314		Tracheo-esophagoplasty cong		\$6,054		
43320		Fuse esophagus & stomach.	90	\$2,087		
43325		Revise esophagus & stomach	90	\$2,020		
43327		Esoph fundoplasty lap		\$1,698		
43328		Esoph fundoplasty thor		\$2,484		
43330		Repair of esophagus...	90	\$2,075		
43331		Repair of esophagus	90	\$2,244		
43332		Transab esoph hiat hern rpr		\$2,418		
43333		Transab esoph hiat hern rpr		\$2,625		
43334		Transthor diaphrag hern rpr		\$2,647		
43335		Transthor diaphrag hern rpr		\$2,850		
43336		Thorabd diaphr hern repair		\$3,126		
43337		Thorabd diaphr hern repair		\$3,421		
43338		Esoph lengthening		\$273		
43340		Fuse esophagus & intestine	90	\$2,062		
43341		Fuse esophagus & intestine	90	\$1,892		
43350		Surgical opening, esophagus	90	\$1,436		
43351		Surgical opening, esophagus	90	\$1,680		
43352		Surgical opening, esophagus	90	\$1,505		
43360		Gastrointestinal repair	90	\$3,613		
43361		Gastrointestinal repair	90	\$4,180		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
43400		Ligate esophagus veins	90	\$1,982		
43401		Esophagus surgery for veins	90	\$1,967		
43405		Ligate/staple esophagus	90	\$2,227		
43410		Repair esophagus wound	90	\$1,420		
43415		Repair esophagus wound	90	\$2,251		
43420		Repair esophagus opening	90	\$1,193		
43425		Repair esophagus opening	90	\$2,029		
43450		Dilate esophagus	0	\$150		
43453		Dilate esophagus	0	\$222		
43456		Dilate esophagus	0	\$441		
43458		Dilation of esophagus	0	\$269		
43460		Pressure treatment esophagus	0	\$398		
43496		Free jejunum flap, microvasc	90	BR		
43499		Esophagus surgery procedure		BR		
43500		Surgical opening of stomach	90	\$1,057		
43501		Surgical repair of stomach	90	\$1,794		
43502		Surgical repair of stomach	90	\$1,836		
43510		Surgical opening of stomach	90	\$1,327		
43520		Incision of pyloric muscle	90	\$875		
43605		Biopsy of stomach	90	\$1,092		
43610		Excision of stomach lesion	90	\$1,415		
43611		Excision of stomach lesion	90	\$1,580		
43620		Removal of stomach	90	\$2,803		
43621		Removal of stomach	90	\$2,835		
43622		Removal of stomach	90	\$2,930		
43631		Removal of stomach, partial	90	\$2,349		
43632		Removal stomach, partial	90	\$2,349		
43633		Removal stomach, partial	90	\$2,380		
43634		Removal stomach, partial	90	\$3,206		
43635		Partial removal of stomach		\$241		
43640		Vagotomy & pylorus repair	90	\$1,827		
43641		Vagotomy & pylorus repair	90	\$1,826		
43644		Lap gastric bypass/roux-en-y		\$3,594		
43645		Lap gastr bypass incl smll i		\$3,848		
43651		Laparoscopy, vagus nerve	90	-		
43652		Laparoscopy, vagus nerve	90	-		
43653		Laparoscopy, gastrostomy	90	-		
43659		Laparoscope proc, stom		BR		
43752		Nasal/orogastric w/stent		\$83		
43753		Tx gastro intub w/asp		\$43		
43754		Dx gastr intub w/asp spec			\$174	\$66
43755		Dx gastr intub w/asp specs			\$263	\$119
43756		Dx duod intub w/asp spec			\$484	\$107
43757		Dx duod intub w/asp specs			\$683	\$162
43760		Change gastrostomy tube	0	\$133		
43761		Reposition gastrostomy tube	0	\$226		
43770		Lap place gastr adj device		\$2,322		
43771		Lap revise gastr adj device		\$2,637		
43772		Lap rmvl gastr adj device		\$1,981		
43773		Lap replace gastr adj device		\$2,635		
43774		Lap rmvl gastr adj all parts		\$1,995		
43775		Lap sleeve gastrectomy		\$2,653		
43800		Reconstruction of pylorus	90	\$1,256		
43810		Fusion of stomach and bowel	90	\$1,363		
43820		Fusion of stomach and bowel	90	\$1,499		
43825		Fusion of stomach and bowel	90	\$1,888		
43830		Place gastrostomy tube	90	\$1,003		
43831		Place gastrostomy tube	90	\$888		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
43832		Place gastrostomy tube	90	\$1,474		
43840		Repair of stomach lesion	90	\$1,413		
43842		Gastroplasty for obesity	90	\$2,126		
43843		Gastroplasty for obesity	90	\$2,131		
43845		Gastroplasty duodenal switch		\$4,059		
43846		Gastric bypass for obesity	90	\$2,556		
43847		Gastric bypass for obesity	90	\$2,147		
43848		Revision gastroplasty	90	\$2,814		
43850		Revise stomach-bowel fusion	90	\$2,267		
43855		Revise stomach-bowel fusion	90	\$2,257		
43860		Revise stomach-bowel fusion	90	\$2,273		
43865		Revise stomach-bowel fusion	90	\$2,514		
43870		Repair stomach opening	90	\$953		
43880		Repair stomach-bowel fistula	90	\$1,993		
43886		Revise gastric port open		\$754		
43887		Remove gastric port open		\$681		
43888		Change gastric port open		\$954		
43999		Stomach surgery procedure		BR		
44005		Freeing of bowel adhesion	90	\$1,596		
44010		Incision of small bowel	90	\$1,244		
44015		Insert needle cath bowel		\$390		
44020		Exploration of small bowel	90	\$1,427		
44021		Decompress small bowel	90	\$1,368		
44025		Incision of large bowel	90	\$1,446		
44050		Reduce bowel obstruction	90	\$1,378		
44055		Correct malrotation of bowel	90	\$1,500		
44100		Biopsy of bowel	0	\$250		
44110		Excision of bowel lesion(s)	90	\$1,293		
44111		Excision of bowel lesion(s)	90	\$1,618		
44120		Removal of small intestine	90	\$1,793		
44121		Removal of small intestine		\$508		
44125		Removal of small intestine	90	\$1,916		
44126		Enterectomy w/o taper cong		\$5,115		
44127		Enterectomy w/taper cong		\$5,912		
44128		Enterectomy cong add-on		\$504		
44130		Bowel to bowel fusion	90	\$1,575		
44139		Mobilization of colon		\$257		
44140		Partial removal of colon	90	\$2,189		
44141		Partial removal of colon	90	\$2,261		
44143		Partial removal of colon	90	\$2,128		
44144		Partial removal of colon	90	\$2,107		
44145		Partial removal of colon	90	\$2,707		
44146		Partial removal of colon	90	\$2,921		
44147		Partial removal of colon	90	\$2,534		
44150		Removal of colon	90	\$2,623		
44151		Removal of colon/ileostomy	90	\$2,150		
44155		Removal of colon	90	\$2,991		
44156		Removal of colon/ileostomy	90	\$2,436		
44157		Colectomy w/ileoanal anast		\$4,527		
44160		Removal of colon	90	\$2,068		
44180		Lap enterolysis		\$1,910		
44186		Lap jejunostomy		\$1,355		
44187		Lap ileo/jejuno-stomy		\$2,311		
44188		Lap colostomy		\$2,557		
44202		Laparo, resect intestine	90	BR		
44203		Lap resect s/intestine addl		\$504		
44204		Laparo partial colectomy		\$3,206		
44205		Lap colectomy part w/ileum		\$2,789		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
44206		Lap part colectomy w/stoma		\$3,658		
44207		L colectomy/coloproctostomy		\$3,811		
44208		L colectomy/coloproctostomy		\$4,148		
44210		Laparo total proctocolectomy		\$3,748		
44211		Lap colectomy w/proctectomy		\$4,693		
44212		Laparo total proctocolectomy		\$4,313		
44213		Lap mobil splenic fl add-on		\$393		
44227		Lap close enterostomy		\$3,476		
44300		Open bowel to skin	90	\$1,069		
44310		Ileostomy/jejunostomy	90	\$1,389		
44312		Revision of ileostomy	90	\$628		
44314		Revision of ileostomy	90	\$1,250		
44316		Devise bowel pouch	90	\$1,746		
44320		Colostomy	90	\$1,446		
44322		Colostomy with biopsies	90	\$1,505		
44340		Revision of colostomy	90	\$492		
44345		Revision of colostomy	90	\$1,127		
44346		Revision of colostomy	90	\$1,356		
44360		Small bowel endoscopy	0	\$494		
44361		Small bowel endoscopy, biopsy	0	\$567		
44363		Small bowel endoscopy	0	\$516		
44364		Small bowel endoscopy	0	\$679		
44365		Small bowel endoscopy	0	\$671		
44366		Small bowel endoscopy	0	\$799		
44369		Small bowel endoscopy	0	\$866		
44370		Small bowel endoscopy/stent		\$600		
44372		Small bowel endoscopy	0	\$812		
44373		Small bowel endoscopy	0	\$682		
44376		Small bowel endoscopy	0	\$668		
44377		Small bowel endoscopy	0	\$707		
44378		Small bowel endoscopy	0	\$922		
44379		S bowel endoscope w/stent		\$921		
44380		Small bowel endoscopy	0	\$278		
44382		Small bowel endoscopy	0	\$355		
44383		Ileoscopy w/stent		\$339		
44385		Endoscopy of bowel pouch	0	\$348		
44386		Endoscopy, bowel pouch, biops	0	\$270		
44388		Colon endoscopy	0	\$491		
44389		Colonoscopy with biopsy	0	\$537		
44390		Colonoscopy for foreign body	0	\$477		
44391		Colonoscopy for bleeding	0	\$717		
44392		Colonoscopy & polypectomy	0	\$707		
44393		Colonoscopy, lesion removal	0	\$775		
44394		Colonoscopy w/snare	0	\$707		
44397		Colonoscopy w/stent		\$579		
44500		Intro, gastrointestinal tube	0	\$46		
44602		Suture, small intestine	90	\$1,345		
44603		Suture, small intestine	90	\$1,698		
44604		Suture, large intestine	90	\$1,592		
44605		Repair of bowel lesion	90	\$1,790		
44615		Intestinal stricturoplasty	90	\$1,323		
44620		Repair bowel opening	90	\$1,195		
44625		Repair bowel opening..	90	\$1,716		
44626		Repair bowel opening..	90	\$2,541		
44640		Repair bowel-skin fistula	90	\$1,503		
44650		Repair bowel fistula	90	\$1,596		
44660		Repair bowel-bladder fistula	90	\$1,606		
44661		Repair bowel-bladder fistula	90	\$2,259		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
44680		Surgical revision, intestine	90	\$1,718		
44700		Suspend bowel w/prosthesis	90	\$1,923		
44701		Intraop colon lavage add-on		\$348		
44720		Prep donor intestine/venous		\$507		
44721		Prep donor intestine/artery		\$798		
44799		Intestine surgery procedure		BR		
44800		Excision of bowel pouch	90	\$1,164		
44820		Excision of mesentery lesion	90	\$1,155		
44850		Repair of mesentery	90	\$1,092		
44899		Bowel surgery procedure		BR		
44900		Drain app abscess, open	90	\$1,004		
44901		Drain app abscess, percut	0	\$457		
44950		Appendectomy	90	\$847		
44955		Appendectomy add-on...		\$248		
44960		Appendectomy	90	\$1,197		
44970		Laparoscopy, appendectomy	90	-		
44979		Laparoscope proc, app.		BR		
45000		Drainage of pelvic abscess	90	\$433		
45005		Drainage of rectal abscess	10	\$245		
45020		Drainage of rectal abscess	90	\$533		
45100		Biopsy of rectum	90	\$397		
45108		Removal of anorectal lesion	90	\$530		
45110		Removal of rectum.....	90	\$2,993		
45111		Partial removal of rectum.	90	\$2,121		
45112		Removal of rectum.....	90	\$3,139		
45113		Partial proctectomy	90	\$3,088		
45114		Partial removal of rectum	90	\$2,886		
45116		Partial removal of rectum	90	\$2,280		
45119		Remove rectum w/reservoir	90	\$3,158		
45120		Removal of rectum.....	90	\$3,066		
45121		Removal of rectum and colon	90	\$2,852		
45123		Partial proctectomy	90	\$1,927		
45126		Pelvic exenteration...	90	\$4,017		
45130		Excision of rectal prolapse	90	\$1,680		
45135		Excision of rectal prolapse	90	\$2,464		
45136		Excise ileoanal reservior		\$3,800		
45150		Excision of rectal stricture	90	\$657		
45160		Excision of rectal lesion	90	\$1,541		
45171		Exc rect tum transanal part		\$1,254		
45172		Exc rect tum transanal full		\$1,696		
45190		Destruction rectal tumor	90	\$984		
45300		Proctosigmoidoscopy	0	\$94		
45303		Proctosigmoidoscopy	0	\$96		
45305		Proctosigmoidoscopy; biopsy	0	\$141		
45307		Proctosigmoidoscopy	0	\$224		
45308		Proctosigmoidoscopy	0	\$229		
45309		Proctosigmoidoscopy	0	\$229		
45315		Proctosigmoidoscopy	0	\$239		
45317		Proctosigmoidoscopy	0	\$296		
45320		Proctosigmoidoscopy	0	\$360		
45321		Proctosigmoidoscopy	0	\$273		
45327		Proctosigmoidoscopy w/stent		\$254		
45330		Sigmoidoscopy, diagnostic	0	\$164		
45331		Sigmoidoscopy and biopsy	0	\$215		
45332		Sigmoidoscopy	0	\$275		
45333		Sigmoidoscopy & polypectomy	0	\$330		
45334		Sigmoidoscopy for bleeding	0	\$420		
45335		Sigmoidoscopy w/submuc inj		\$585		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
45337		Sigmoidoscopy, decompression	0	\$417		
45338		Sigmoidoscopy	0	\$330		
45339		Sigmoidoscopy	0	\$474		
45340		Sig w/balloon dilation			\$1,036	\$242
45341		Sigmoidoscopy w/ultrasound		\$329		
45342		Sigmoidoscopy w/us guide bx		\$502		
45345		Sigmoidoscopy w/stent		\$365		
45355		Surgical colonoscopy	0	\$339		
45378		Diagnostic colonoscopy	0	\$582		
45379		Colonoscopy	0	\$744		
45380		Colonoscopy and biopsy	0	\$651		
45381		Colonoscopy submucous inj			\$984	\$512
45382		Colonoscopy,control bleeding	0	\$850		
45383		Colonoscopy, lesion removal	0	\$871		
45384		Colonoscopy	0	\$880		
45385		Colonoscopy, lesion removal	0	\$880		
45386		Colonoscopy dilate stricture			\$1,412	\$554
45387		Colonoscopy w/stent		\$725		
45391		Colonoscopy w/endoscope us		\$619		
45392		Colonoscopy w/endoscopic fnb		\$797		
45395		Lap removal of rectum		\$4,152		
45397		Lap remove rectum w/pouch		\$4,490		
45400		Laparoscopic proc		\$2,409		
45402		Lap proctopexy w/sig resect		\$3,193		
45500		Repair of rectum	90	\$973		
45505		Repair of rectum	90	\$924		
45520		Treatment of rectal prolapse	0	\$90		
45540		Correct rectal prolapse	90	\$1,697		
45541		Correct rectal prolapse	90	\$1,557		
45550		Repair rectum;remove sigmoid	90	\$1,930		
45560		Repair of rectocele	90	\$938		
45562		Exploration/repair of rectum	90	\$1,456		
45563		Exploration/repair of rectum	90	\$2,297		
45800		Repair rectumbladder fistula	90	\$1,701		
45805		Repair fistula; colostomy	90	\$2,110		
45820		Repair rectourethral fistula	90	\$1,665		
45825		Repair fistula; colostomy	90	\$1,910		
45900		Reduction of rectal prolapse	10	\$168		
45905		Dilation of anal sphincter	10	\$166		
45910		Dilation of rectal narrowing	10	\$203		
45915		Remove rectal obstruction	10	\$210		
45990		Surg dx exam anorectal		\$222		
45999		Rectum surgery procedure		BR		
46020		Placement of seton			\$573	\$487
46030		Removal of rectal marker	10	\$118		
46040		Incision of rectal abscess	90	\$490		
46045		Incision of rectal abscess	90	\$434		
46050		Incision of anal abscess	10	\$131		
46060		Incision of rectal abscess	90	\$815		
46070		Incision of anal septum	90	\$307		
46080		Incision of anal sphincter	10	\$348		
46083		Incise external hemorrhoid	10	\$146		
46200		Removal of anal fissure	90	\$494		
46220		Removal of anal tab	10	\$161		
46221		Ligation of hemorrhoid(s)	10	\$155		
46230		Removal of anal tabs	10	\$246		
46250		Hemorrhoidectomy	90	\$542		
46255		Hemorrhoidectomy	90	\$745		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
46257		Remove hemorrhoids & fissure	90	\$863		
46258		Remove hemorrhoids & fistula	90	\$945		
46260		Hemorrhoidectomy	90	\$992		
46261		Remove hemorrhoids & fissure	90	\$1,026		
46262		Remove hemorrhoids & fistula	90	\$1,054		
46270		Removal of anal fistula	90	\$407		
46275		Removal of anal fistula	90	\$777		
46280		Removal of anal fistula	90	\$917		
46285		Removal of anal fistula	90	\$467		
46288		Repair of anal fistula	90	\$786		
46320		Removal of hemorrhoid clot	10	\$170		
46505		Chemodenervation anal musc			\$594	\$498
46600		Diagnostic anoscopy	0	\$58		
46604		Anoscopy and dilation	0	\$124		
46606		Anoscopy and biopsy	0	\$87		
46608		Anoscopy;remove foreign body	0	\$192		
46610		Anoscopy; remove lesion	0	\$178		
46611		Anoscopy	0	\$178		
46612		Anoscopy; remove lesions	0	\$227		
46614		Anoscopy; control bleeding	0	\$270		
46615		Anoscopy	0	\$318		
46700		Repair of anal stricture	90	\$976		
46705		Repair of anal stricture	90	\$761		
46706		Repr of anal fistula w/glue		\$347		
46707		Repair anorectal fist w/plug		\$963		
46710		Repr per/vag pouch sngl proc		\$2,270		
46712		Repr per/vag pouch dbl proc		\$4,249		
46715		Repair of anovaginal fistula	90	\$783		
46716		Repair of anovaginal fistula	90	\$1,348		
46730		Construction of absent anus	90	\$2,392		
46735		Construction of absent anus	90	\$2,901		
46740		Construction of absent anus	90	\$2,571		
46742		Repair, imperforated anus	90	\$3,504		
46744		Repair, cloacal anomaly	90	\$3,934		
46746		Repair, cloacal anomaly	90	\$4,304		
46748		Repair, cloacal anomaly	90	\$4,795		
46750		Repair of anal sphincter	90	\$1,032		
46751		Repair of anal sphincter	90	\$907		
46753		Reconstruction of anus	90	\$846		
46754		Removal of suture from anus	10	\$234		
46760		Repair of anal sphincter	90	\$1,333		
46761		Repair of anal sphincter	90	\$1,299		
46762		Implant artificial sphincter	90	\$1,146		
46900		Destruction, anal lesion(s)	10	\$160		
46910		Destruction, anal lesion(s)	10	\$180		
46916		Cryosurgery, anal lesion(s)	10	\$180		
46917		Laser surgery,anal lesion(s)	10	\$287		
46922		Excision of anal lesion(s)	10	\$235		
46924		Destruction, anal lesion(s)	10	\$406		
46930		Destroy internal hemorrhoids			\$422	\$306
46940		Treatment of anal fissure	10	\$206		
46942		Treatment of anal fissure	10	\$181		
46945		Ligation of hemorrhoids	90	\$270		
46946		Ligation of hemorrhoids	90	\$364		
46947		Hemorrhoidopexy by stapling		\$797		
46999		Anus surgery procedure		BR		
47000		Needle biopsy of liver	0	\$342		
47001		Needle biopsy, liver add-on		\$234		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
47010		Open drainage, liver lesion	90	\$1,302		
47011		Percut drain, liver lesion	0	\$538		
47015		Inject/aspirate liver cyst	90	\$1,166		
47100		Wedge biopsy of liver	90	\$833		
47120		Partial removal of liver	90	\$2,440		
47122		Extensive removal of liver	90	\$3,802		
47125		Partial removal of liver	90	\$3,519		
47130		Partial removal of liver	90	\$3,867		
47133		Removal of donor liver		BR		
47135		Transplantation of liver	90	\$10,022		
47136		Transplantation of liver	90	\$7,373		
47140		Partial removal donor liver		\$7,241		
47141		Partial removal donor liver		\$8,173		
47142		Partial removal donor liver		\$9,745		
47146		Prep donor liver/venous		\$683		
47147		Prep donor liver/arterial		\$796		
47300		Surgery for liver lesion	90	\$1,276		
47350		Repair liver wound....	90	\$1,509		
47360		Repair liver wound....	90	\$2,128		
47361		Repair liver wound....	90	\$3,402		
47362		Repair liver wound....	90	\$1,333		
47370		Laparo ablate liver tumor rf		\$2,552		
47371		Laparo ablate liver cryosurg		\$2,606		
47380		Open ablate liver tumor rf		\$2,954		
47381		Open ablate liver tumor cryo		\$3,070		
47399		Liver surgery procedure		BR		
47400		Incision of liver duct	90	\$2,038		
47420		Incision of bile duct	90	\$1,975		
47425		Incision of bile duct	90	\$2,049		
47460		Incise bile duct sphincter	90	\$2,187		
47480		Incision of gallbladder	90	\$1,221		
47490		Incision of gallbladder	90	\$707		
47500		Injection for liver X-rays	0	\$256		
47505		Injection for liver X-rays	0	\$158		
47510		Insert catheter, bile duct	90	\$744		
47511		Insert bile duct drain	90	\$922		
47525		Change bile duct catheter	10	\$507		
47530		Revise/reinsert bile tube	90	\$589		
47550		Bile duct endoscopy add-on		\$341		
47552		Biliary endoscopy, thru skin	0	\$539		
47553		Biliary endoscopy, thru skin	0	\$763		
47554		Biliary endoscopy, thru skin	0	\$967		
47555		Biliary endoscopy, thru skin	0	\$742		
47556		Biliary endoscopy, thru skin	0	\$814		
47560		Laparoscopy w/cholangio	90	-		
47561		Laparo w/cholangio/biopsy	0	-		
47562		Laparoscopic cholecystectomy	90	-		
47563		Laparo cholecystectomy graph	90	-		
47564		Laparo cholecystectomy explr	90	-		
47570		Laparo cholecystoenterostomy	90	-		
47579		Laparoscope proc, biliary		BR		
47600		Removal of gallbladder	90	\$1,401		
47605		Removal of gallbladder	90	\$1,517		
47610		Removal of gallbladder	90	\$1,785		
47612		Removal of gallbladder	90	\$2,267		
47620		Removal of gallbladder	90	\$2,080		
47630		Remove bile duct stone	90	\$882		
47700		Exploration of bile ducts	90	\$1,625		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
47701		Bile duct revision	90	\$2,597		
47711		Excision of bile duct tumor	90	\$2,288		
47712		Excision of bile duct tumor	90	\$2,678		
47715		Excision of bile duct cyst	90	\$1,729		
47720		Fuse gallbladder & bowel	90	\$1,627		
47721		Fuse upper gi structures	90	\$2,004		
47740		Fuse gallbladder & bowel	90	\$1,860		
47741		Fuse gallbladder & bowel	90	\$2,352		
47760		Fuse bile ducts and bowel.	90	\$2,515		
47765		Fuse liver ducts & bowel.	90	\$2,668		
47780		Fuse bile ducts and bowel	90	\$2,563		
47785		Fuse bile ducts and bowel	90	\$2,815		
47800		Reconstruction of bile ducts	90	\$2,362		
47801		Placement, bile duct support	90	\$1,244		
47802		Fuse liver duct & intestine	90	\$1,984		
47900		Suture bile duct injury	90	\$2,190		
47999		Bile tract surgery procedure		BR		
48000		Drainage of abdomen	90	\$1,526		
48001		Placement of drain, pancreas	90	\$1,809		
48020		Removal of pancreatic stone	90	\$1,510		
48100		Biopsy of pancreas	90	\$1,076		
48102		Needle biopsy, pancreas	10	\$502		
48105		Resect/debride pancreas		\$5,918		
48120		Removal of pancreas lesion	90	\$1,740		
48140		Partial removal of pancreas	90	\$2,434		
48145		Partial removal of pancreas	90	\$2,687		
48146		Pancreatectomy	90	\$2,841		
48148		Removal of pancreatic duct	90	\$1,722		
48150		Partial removal of pancreas	90	\$4,350		
48152		Pancreatectomy	90	\$4,125		
48153		Pancreatectomy	90	\$4,350		
48154		Pancreatectomy	90	\$4,125		
48155		Removal of pancreas	90	\$3,122		
48160		Pancreas removal, transplant		BR		
48400		Injection, intraop add on		\$221		
48500		Surgery of pancreas cyst	90	\$1,573		
48510		Drain pancreatic pseudocyst	90	\$1,547		
48511		Drain pancreatic pseudocyst	0	\$551		
48520		Fuse pancreas cyst and bowel	90	\$1,890		
48540		Fuse pancreas cyst and bowel	90	\$2,201		
48545		Pancreatorrhaphy	90	\$1,706		
48547		Duodenal exclusion	90	\$2,467		
48548		Fuse pancreas and bowel		\$3,448		
48550		Donor pancreatectomy		BR		
48552		Prep donor pancreas/venous		\$488		
48554		Transplantallograft pancreas	90	-		
48556		Removal, allograft pancreas	90	-		
48999		Pancreas surgery procedure		BR		
49000		Exploration of abdomen	90	\$1,217		
49002		Reopening of abdomen	90	\$1,179		
49010		Exploration behind abdomen	90	\$1,377		
49020		Drain abdominal abscess	90	\$1,666		
49021		Drain abdominal abscess	0	\$596		
49040		Drain, open, abdom abscess	90	\$1,266		
49041		Drain, percut, abdom abscess	0	\$565		
49060		Drain, open, retroper abscess	90	\$1,324		
49061		Drain, percut, retroper abscess	0	\$531		
49062		Drain to peritoneal cavity	90	\$1,414		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
49082		Abd paracentesis			\$337	\$143
49084		Peritoneal lavage		\$204		
49180		Biopsy, abdominal mass	0	\$249		
49204		Exc abd tum over 5 cm		\$3,154		
49205		Exc abd tum over 10 cm		\$3,618		
49215		Excise sacral spine tumor	90	\$2,204		
49220		Multiple surgery, abdomen	90	\$2,017		
49250		Excision of umbilicus	90	\$913		
49255		Removal of omentum	90	\$733		
49320		Diag laparo separate proc	10	-		
49321		Laparoscopy, biopsy...	10	-		
49322		Laparoscopy, aspiration	10	-		
49323		Laparo drain lymphocele	90	-		
49324		Lap insert tunnel ip cath		\$820		
49325		Lap revision perm ip cath		\$875		
49326		Lap w/omentopexy add-on		\$393		
49327		Lap ins device for rt		\$269		
49329		Laparo proc, abdm/per/oment		BR		
49400		Air injection into abdomen	0	\$224		
49402		Remove foreign body abdomen		\$1,772		
49411		Ins mark abd/pel for rt perq		\$1,143		
49412		Ins device for rt guide open		\$167		
49418		Insert tun ip cath perc		\$3,273		
49419		Insert tun ip cath w/port		\$917		
49421		Insert abdominal drain	90	\$697		
49422		Remove perm cannula/catheter	10	\$756		
49423		Exchange drainage catheter	0	\$185		
49424		Assess cyst, contrast inject	0	\$98		
49425		Insert abdomen-venous drain	90	\$1,486		
49426		Revise abdomen-venous shunt	90	\$1,064		
49427		Injection, abdominal shunt	0	\$101		
49428		Ligation of shunt	10	\$228		
49429		Removal of shunt	10	\$731		
49435		Insert subq exten to ip cath		\$251		
49436		Embedded ip cath exit-site		\$385		
49440		Place gastrostomy tube perc		\$2,176		
49441		Place duod/jej tube perc			\$2,422	\$522
49442		Place cecostomy tube perc			\$1,916	\$443
49446		Change g-tube to g-j perc			\$2,051	\$332
49450		Replace g/c tube perc			\$1,357	\$136
49451		Replace duod/jej tube perc			\$1,483	\$187
49452		Replace g-j tube perc			\$1,823	\$287
49460		Fix g/colon tube w/device			\$1,528	\$99
49465		Fluoro exam of g/colon tube			\$351	\$62
49491		Rpr hern preemie reduc		\$1,590		
49492		Rpr ing hern premie blocked		\$1,983		
49495		Repair inguinal hernia, init	90	\$830		
49496		Repair inguinal hernia, init	90	\$1,026		
49500		Repair inguinal hernia	90	\$733		
49501		Repair inguinal hernia, init	90	\$948		
49505		Repair inguinal hernia	90	\$823		
49507		Repair, inguinal hernia	90	\$957		
49520		Rerepair inguinal hernia	90	\$1,006		
49521		Repair inguinal hernia, rec	90	\$1,101		
49525		Repair inguinal hernia	90	\$969		
49540		Repair lumbar hernia	90	\$1,008		
49550		Repair femoral hernia	90	\$898		
49553		Repair femoral hernia, init	90	\$919		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
49555		Repair femoral hernia	90	\$1,035		
49557		Repair femoral hernia, recur	90	\$1,137		
49560		Repair abdominal hernia	90	\$1,170		
49561		Repair incisional hernia	90	\$1,290		
49565		Rerepair abdominal hernia	90	\$1,228		
49566		Repair incisional hernia	90	\$1,356		
49568		Hernia repair w/mesh..		\$557		
49570		Repair epigastric hernia	90	\$691		
49572		Repair, epigastric hernia	90	\$859		
49580		Repair umbilical hernia	90	\$598		
49582		Repair umbilical hernia	90	\$756		
49585		Repair umbilical hernia	90	\$727		
49587		Repair umbilical hernia	90	\$797		
49590		Repair abdominal hernia	90	\$948		
49600		Repair umbilical lesion	90	\$1,099		
49605		Repair umbilical lesion	90	\$2,284		
49606		Repair umbilical lesion	90	\$1,925		
49610		Repair umbilical lesion	90	\$1,174		
49611		Repair umbilical lesion	90	\$1,263		
49650		Laparo hernia repair initial	90	-		
49651		Laparo hernia repair recur	90	-		
49652		Lap vent/abd hernia repair		\$1,433		
49653		Lap vent/abd hern proc comp		\$1,790		
49654		Lap inc hernia repair		\$1,627		
49655		Lap inc hern repair comp		\$1,989		
49656		Lap inc hernia repair recur		\$1,767		
49657		Lap inc hern recur comp		\$2,538		
49659		Laparo proc, hernia repair		BR		
49900		Repair of abdominal wall	90	\$634		
49904		Omental flap extra-abdom		\$3,019		
49905		Omental flap		\$763		
49906		Free omental flap, microvasc	90	BR		
49999		Abdomen surgery procedure		BR		
50010		Exploration of kidney	90	\$1,469		
50020		Renal abscess, open drain.	90	\$1,638		
50021		Renal abscess, percut drain	0	\$522		
50040		Drainage of kidney	90	\$1,529		
50045		Exploration of kidney	90	\$1,783		
50060		Removal of kidney stone	90	\$2,227		
50065		Incision of kidney	90	\$2,471		
50070		Incision of kidney	90	\$2,362		
50075		Removal of kidney stone	90	\$3,012		
50080		Removal of kidney stone	90	\$1,935		
50081		Removal of kidney stone	90	\$2,618		
50100		Revise kidney blood vessels	90	\$1,897		
50120		Exploration of kidney	90	\$1,922		
50125		Explore and drain kidney	90	\$1,955		
50130		Removal of kidney stone	90	\$2,136		
50135		Exploration of kidney	90	\$2,607		
50200		Biopsy of kidney	0	\$387		
50205		Biopsy of kidney	90	\$1,347		
50220		Removal of kidney	90	\$2,175		
50225		Removal of kidney	90	\$2,630		
50230		Removal of kidney	90	\$2,888		
50234		Removal of kidney & ureter	90	\$2,790		
50236		Removal of kidney & ureter	90	\$3,031		
50240		Partial removal of kidney	90	\$2,686		
50250		Cryoablate renal mass open		\$2,494		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
50280		Removal of kidney lesion	90	\$1,886		
50290		Removal of kidney lesion	90	\$1,681		
50300		Removal of donor kidney		BR		
50320		Removal of donor kidney	90	\$2,787		
50327		Prep renal graft/venous		\$448		
50328		Prep renal graft/arterial		\$391		
50329		Prep renal graft/ureteral		\$360		
50340		Removal of kidney	90	\$1,802		
50360		Transplantation of kidney	90	\$4,131		
50365		Transplantation of kidney	90	\$4,752		
50370		Remove transplanted kidney	90	\$1,840		
50380		Reimplantation of kidney	90	\$2,005		
50382		Change ureter stent percut			\$2,473	\$554
50384		Remove ureter stent percut			\$1,993	\$502
50385		Change stent via transureth			\$2,388	\$470
50386		Remove stent via transureth			\$1,555	\$355
50387		Change ext/int ureter stent			\$1,148	\$201
50389		Remove renal tube w/fluoro			\$606	\$110
50390		Drainage of kidney lesion	0	\$360		
50391		Instll rx agnt into renal tub			\$247	\$201
50392		Insert kidney drain	0	\$577		
50393		Insert ureteral tube	0	\$719		
50394		Injection for kidney X-ray	0	\$97		
50395		Create passage to kidney	0	\$621		
50396		Measure kidney pressure	0	\$187		
50398		Change kidney tube	0	\$145		
50400		Revision of kidney/ureter	90	\$2,343		
50405		Revision of kidney/ureter	90	\$2,936		
50500		Repair of kidney wound	90	\$2,292		
50520		Close kidney-skin fistula	90	\$1,967		
50525		Repair renal-abdomen fistula	90	\$2,491		
50526		Repair renal-abdomen fistula	90	\$2,256		
50540		Revision of horseshoe kidney	90	\$2,414		
50541		Laparo ablate renal cyst	90	BR		
50542		Laparo ablate renal mass		\$2,386		
50543		Laparo partial nephrectomy		\$3,048		
50544		Laparoscopy, pyeloplasty	90	-		
50545		Laparo radical nephrectomy		\$2,747		
50546		Laparoscopic nephrectomy	90	-		
50547		Laparo removal donor kidney	90	-		
50548		Laparo-asst remove k/ureter	90	-		
50549		Laparoscope proc, renal		BR		
50551		Kidney endoscopy	0	\$566		
50553		Kidney endoscopy	0	\$554		
50555		Kidney endoscopy & biopsy	0	\$827		
50557		Kidney endoscopy & treatment	0	\$837		
50561		Kidney endoscopy & treatment	0	\$935		
50562		Renal scope w/tumor resect		\$1,190		
50570		Kidney endoscopy	0	\$789		
50572		Kidney endoscopy	0	\$1,300		
50574		Kidney endoscopy & biopsy	0	\$1,327		
50575		Kidney endoscopy	0	\$1,762		
50576		Kidney endoscopy & treatment	0	\$1,448		
50580		Kidney endoscopy & treatment	0	\$1,118		
50590		Fragmenting of kidney stone	90	\$1,466		
50592		Perc rf ablate renal tumor			\$6,199	\$732
50593		Perc cryo ablate renal tum			\$9,224	\$978
50600		Exploration of ureter	90	\$1,804		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
50605		Insert ureteral support	90	\$1,495		
50610		Removal of ureter stone	90	\$1,968		
50620		Removal of ureter stone	90	\$1,899		
50630		Removal of ureter stone	90	\$1,976		
50650		Removal of ureter	90	\$2,098		
50660		Removal of ureter	90	\$2,299		
50684		Injection for ureter X-ray	0	\$93		
50686		Measure ureter pressure	0	\$136		
50688		Change of ureter tube	10	\$111		
50690		Injection for ureter X-ray	0	\$107		
50700		Revision of ureter	90	\$1,979		
50715		Release of ureter	90	\$2,148		
50722		Release of ureter	90	\$1,939		
50725		Release/revise ureter	90	\$2,189		
50727		Revise ureter	90	\$952		
50728		Revise ureter	90	\$1,402		
50740		Fusion of ureter & kidney	90	\$2,267		
50750		Fusion of ureter & kidney	90	\$2,367		
50760		Fusion of ureters	90	\$2,271		
50770		Splicing of ureters	90	\$2,471		
50780		Reimplant ureter in bladder	90	\$2,291		
50782		Reimplant ureter in bladder	90	\$2,369		
50783		Reimplant ureter in bladder	90	\$2,436		
50785		Reimplant ureter in bladder	90	\$2,574		
50800		Implant ureter in bowel	90	\$2,073		
50810		Fusion of ureter & bowel	90	\$2,298		
50815		Urine shunt to bowel	90	\$2,877		
50820		Construct bowel bladder	90	\$2,946		
50825		Construct bowel bladder	90	\$4,252		
50830		Revise urine flow	90	\$3,716		
50840		Replace ureter by bowel	90	\$2,323		
50845		Appendico-vesicostomy	90	\$2,460		
50860		Transplant ureter to skin	90	\$1,846		
50900		Repair of ureter	90	\$1,678		
50920		Closure ureter/skin fistula	90	\$1,680		
50930		Closure ureter/bowel fistula	90	\$2,218		
50940		Release of ureter	90	\$1,722		
50945		Laparoscopy ureterolithotomy	90	-		
50947		Laparo new ureter/bladder		\$2,829		
50948		Laparo new ureter/bladder		\$2,608		
50951		Endoscopy of ureter	0	\$544		
50953		Endoscopy of ureter	0	\$571		
50955		Ureter endoscopy & biopsy	0	\$677		
50957		Ureter endoscopy & treatment	0	\$676		
50961		Ureter endoscopy & treatment	0	\$633		
50970		Ureter endoscopy	0	\$909		
50972		Ureter endoscopy & catheter	0	\$609		
50974		Ureter endoscopy & biopsy	0	\$1,192		
50976		Ureter endoscopy & treatment	0	\$1,138		
50980		Ureter endoscopy & treatment	0	\$728		
51020		Incise & treat bladder	90	\$964		
51030		Incise & treat bladder	90	\$779		
51040		Incise & drain bladder	90	\$803		
51045		Incise bladder, drain ureter	90	\$815		
51050		Removal of bladder stone	90	\$982		
51060		Removal of ureter stone	90	\$1,443		
51065		Removal of ureter stone	90	\$1,122		
51080		Drainage of bladder abscess	90	\$791		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
51100		Drain bladder by needle			\$124	\$79
51101		Drain bladder by trocar/cath			\$255	\$108
51102		Drain bl w/cath insertion			\$458	\$295
51500		Removal of bladder cyst	90	\$1,247		
51520		Removal of bladder lesion	90	\$1,281		
51525		Removal of bladder lesion	90	\$1,735		
51530		Removal of bladder lesion	90	\$1,529		
51535		Repair of ureter lesion	90	\$1,440		
51550		Partial removal of bladder	90	\$1,856		
51555		Partial removal of bladder	90	\$2,348		
51565		Revise bladder & ureter(s)	90	\$2,656		
51570		Removal of bladder	90	\$2,792		
51575		Removal of bladder & nodes	90	\$3,755		
51580		Remove bladder; revise tract	90	\$3,552		
51585		Removal of bladder & nodes	90	\$4,231		
51590		Remove bladder; revise tract	90	\$4,056		
51595		Remove bladder; revise tract	90	\$5,054		
51596		Remove bladder, create pouch	90	\$5,281		
51597		Removal of pelvic structures	90	\$4,970		
51600		Injection for bladder X-ray	0	\$84		
51605		Preparation for bladder xray	0	\$103		
51610		Injection for bladder X-ray	0	\$133		
51700		Irrigation of bladder	0	\$80		
51701		Insert bladder catheter			\$110	\$56
51705		Change of bladder tube	10	\$100		
51715		Endoscopic injection/implant	0	\$472		
51720		Treatment of bladder lesion	0	\$175		
51725		Simple cystometrogram	0	\$187		
51725	26	Simple cystometrogram	0	\$157		
51725	TC	Simple cystometrogram	0	\$30		
51726		Complex cystometrogram	0	\$222		
51726	26	Complex cystometrogram	0	\$185		
51726	TC	Complex cystometrogram	0	\$38		
51727		Cystometrogram w/up		\$425		
51728		Cystometrogram w/vp		\$217		
51728		Cystometrogram w/vp		\$431		
51728		Cystometrogram w/vp		\$648		
51729		Cystometrogram w/vp&up		\$264		
51729		Cystometrogram w/vp&up		\$442		
51729		Cystometrogram w/vp&up		\$707		
51736		Urine flow measurement	0	\$91		
51736	26	Urine flow measurement	0	\$80		
51736	TC	Urine flow measurement	0	\$12		
51741		Electro-uroflowmetry, first	0	\$155		
51741	26	Electro-uroflowmetry, first	0	\$139		
51741	TC	Electro-uroflowmetry, first	0	\$17		
51784		Anal/urinary muscle study	0	\$188		
51784	26	Anal/urinary muscle study	0	\$158		
51784	TC	Anal/urinary muscle study	0	\$30		
51785		Anal/urinary muscle study	0	\$190		
51785	26	Anal/urinary muscle study	0	\$160		
51785	TC	Anal/urinary muscle study	0	\$31		
51792		Urinary reflex study	0	\$229		
51792	26	Urinary reflex study	0	\$124		
51792	TC	Urinary reflex study	0	\$105		
51797		Intraabdominal pressure test	0	\$189		
51797	26	Intraabdominal pressure test	0	\$154		
51797	TC	Intraabdominal pressure test	0	\$35		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
51800		Revision of bladder/urethra	90	\$2,110		
51820		Revision of urinary tract	90	\$1,797		
51840		Attach bladder/urethra	90	\$1,447		
51841		Attach bladder/urethra	90	\$1,741		
51845		Repair bladder neck	90	\$1,477		
51860		Repair of bladder wound	90	\$1,394		
51865		Repair of bladder wound	90	\$1,856		
51880		Repair of bladder opening	90	\$899		
51900		Repair bladder/vagina lesion	90	\$1,751		
51920		Close bladder-uterus fistula	90	\$1,332		
51925		Hysterectomy/bladder repair	90	\$1,876		
51940		Correction of bladder defect	90	\$3,268		
51960		Revision of bladder & bowel	90	\$3,174		
51980		Construct bladder opening	90	\$1,320		
51990		Laparo urethral suspension	90	-		
51992		Laparo sling operation	90	-		
52000		Cystoscopy	0	\$246		
52001		Cystoscopy removal of clots			\$743	\$582
52005		Cystoscopy & ureter catheter	0	\$339		
52007		Cystoscopy and biopsy	0	\$433		
52010		Cystoscopy & duct catheter	0	\$362		
52204		Cystoscopy	0	\$354		
52214		Cystoscopy and treatment	0	\$481		
52224		Cystoscopy and treatment	0	\$448		
52234		Cystoscopy and treatment	0	\$693		
52235		Cystoscopy and treatment	0	\$980		
52240		Cystoscopy and treatment	0	\$1,516		
52250		Cystoscopy & radiotracer	0	\$542		
52260		Cystoscopy & treatment	0	\$442		
52265		Cystoscopy & treatment	0	\$313		
52270		Cystoscopy & revise urethra	0	\$542		
52275		Cystoscopy & revise urethra	0	\$599		
52276		Cystoscopy and treatment	0	\$634		
52277		Cystoscopy and treatment	0	\$812		
52281		Cystoscopy and treatment	0	\$394		
52282		Cystoscopy, implant stent	0	\$845		
52283		Cystoscopy and treatment	0	\$383		
52285		Cystoscopy and treatment	0	\$485		
52290		Cystoscopy and treatment	0	\$508		
52300		Cystoscopy and treatment	0	\$623		
52301		Cystoscopy and treatment	0	\$639		
52305		Cystoscopy and treatment	0	\$649		
52310		Cystoscopy and treatment	0	\$432		
52315		Cystoscopy and treatment	0	\$686		
52317		Remove bladder stone..	0	\$1,205		
52318		Remove bladder stone	0	\$1,263		
52320		Cystoscopy and treatment	0	\$710		
52325		Cystoscopy, stone removal	0	\$981		
52327		Cystoscopy, inject material	0	\$647		
52330		Cystoscopy and treatment	0	\$628		
52332		Cystoscopy and treatment	0	\$451		
52334		Create passage to kidney	0	\$602		
52341		Cysto w/ureter stricture tx		\$592		
52343		Cysto w/renal stricture tx		\$716		
52344		Cysto/uretero stricture tx		\$778		
52345		Cysto/uretero w/up stricture		\$829		
52346		Cystouretero w/renal strict		\$938		
52351		Cystouretero & or pyeloscope		\$643		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
52352		Cystouretero w/stone remove		\$755		
52353		Cystouretero w/lithotripsy		\$867		
52354		Cystouretero w/biopsy		\$803		
52355		Cystouretero w/excise tumor		\$955		
52400		Cystouretero w/congen repr		\$977		
52402		Cystourethro cut ejacul duct		\$546		
52450		Incision of prostate	90	\$888		
52500		Revision of bladder neck	90	\$1,132		
52601		Prostatectomy (TURP)..	90	\$1,724		
52630		Remove prostate regrowth	90	\$1,269		
52640		Relieve bladder contracture	90	\$927		
52647		Laser surgery of prostate	90	\$1,432		
52648		Laser surgery of prostate	90	\$1,518		
52649		Prostate laser enucleation		\$1,666		
52700		Drainage of prostate abscess	90	\$705		
53000		Incision of urethra	10	\$279		
53010		Incision of urethra	90	\$489		
53020		Incision of urethra	0	\$190		
53025		Incision of urethra	0	\$143		
53040		Drainage of urethra abscess	90	\$570		
53060		Drainage of urethra abscess	10	\$224		
53080		Drainage of urinary leakage	90	\$729		
53085		Drainage of urinary leakage	90	\$1,213		
53200		Biopsy of urethra	0	\$270		
53210		Removal of urethra	90	\$1,347		
53215		Removal of urethra	90	\$1,809		
53220		Treatment of urethra lesion	90	\$838		
53230		Removal of urethra lesion	90	\$1,258		
53235		Removal of urethra lesion	90	\$1,071		
53240		Surgery for urethra pouch	90	\$766		
53250		Removal of urethra gland	90	\$717		
53260		Treatment of urethra lesion	10	\$298		
53265		Treatment of urethra lesion	10	\$366		
53270		Removal of urethra gland	10	\$280		
53275		Repair of urethra defect	10	\$495		
53400		Revise urethra, 1st stage	90	\$1,417		
53405		Revise urethra, 2nd stage	90	\$1,790		
53410		Reconstruction of urethra	90	\$1,769		
53415		Reconstruction of urethra	90	\$2,231		
53420		Reconstruct urethra, stage 1	90	\$1,785		
53425		Reconstruct urethra, stage 2	90	\$1,792		
53430		Reconstruction of urethra	90	\$1,661		
53431		Reconstruct urethra/bladder		\$2,359		
53440		Correct bladder function	90	\$1,843		
53442		Remove perineal prosthesis	90	\$1,004		
53444		Insert tandem cuff		\$1,620		
53445		Correct urine flow control	90	\$2,395		
53446		Remove uro sphincter		\$1,312		
53447		Remove artificial sphincter	90	\$1,587		
53448		Remov/reple ur sphinctr comp		\$2,616		
53449		Correct artificial sphincter	90	\$1,302		
53450		Revision of urethra	90	\$618		
53460		Revision of urethra	90	\$665		
53500		Urethrls transvag w/ scope		\$1,545		
53502		Repair of urethra injury	90	\$903		
53505		Repair of urethra injury	90	\$914		
53510		Repair of urethra injury	90	\$1,219		
53515		Repair of urethra injury	90	\$1,601		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
53520		Repair of urethra defect	90	\$1,039		
53600		Dilate urethra stricture	0	\$111		
53601		Dilate urethra stricture	0	\$92		
53605		Dilate urethra stricture	0	\$127		
53620		Dilate urethra stricture	0	\$152		
53621		Dilate urethra stricture	0	\$125		
53660		Dilation of urethra	0	\$73		
53661		Dilation of urethra	0	\$71		
53665		Dilation of urethra	0	\$82		
53850		Prostatic microwave thermotx	90	\$1,185		
53852		Prostatic rf thermotx	90	\$1,236		
53855		Insert prost urethral stent			\$1,553	\$167
53860		Transurethral rf treatment			\$3,129	\$480
53899		Urology surgery procedure		BR		
54000		Slitting of prepuce	10	\$156		
54001		Slitting of prepuce	10	\$217		
54015		Drain penis lesion	10	\$431		
54050		Destruction, penis lesion(s)	10	\$113		
54055		Destruction, penis lesion(s)	10	\$132		
54056		Cryosurgery, penis lesion(s)	10	\$125		
54057		Laser surg, penis lesion(s)	10	\$228		
54060		Excision of penis lesion(s)	10	\$224		
54065		Destruction, penis lesion(s)	10	\$361		
54100		Biopsy of penis.....	0	\$224		
54105		Biopsy of penis	10	\$324		
54110		Treatment of penis lesion	90	\$1,155		
54111		Treat penis lesion, graft	90	\$1,641		
54112		Treat penis lesion, graft	90	\$1,920		
54115		Treatment of penis lesion	90	\$729		
54120		Partial removal of penis	90	\$1,156		
54125		Removal of penis	90	\$1,807		
54130		Remove penis & nodes	90	\$2,470		
54135		Remove penis & nodes	90	\$3,150		
54150		Circumcision	10	\$168		
54160		Circumcision	10	\$305		
54161		Circumcision	10	\$398		
54162		Lysis penil circumic lesion			\$518	\$403
54163		Repair of circumcision		\$446		
54164		Frenulotomy of penis		\$394		
54200		Treatment of penis lesion	10	\$96		
54205		Treatment of penis lesion	90	\$908		
54220		Treatment of penis lesion	0	\$296		
54230		Prepare penis study	0	\$199		
54231		Dynamic cavernosometry	0	\$313		
54235		Penile injection	0	\$117		
54240		Penis study	0	\$172		
54240	26	Penis study	0	\$133		
54240	TC	Penis study	0	\$39		
54250		Penis study	0	\$220		
54250	26	Penis study	0	\$196		
54250	TC	Penis study	0	\$24		
54300		Revision of penis	90	\$1,260		
54304		Revision of penis	90	\$1,536		
54308		Reconstruction of urethra	90	\$1,286		
54312		Reconstruction of urethra	90	\$1,659		
54316		Reconstruction of urethra	90	\$2,013		
54318		Reconstruction of urethra	90	\$1,353		
54322		Reconstruction of urethra	90	\$1,465		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
54324		Reconstruction of urethra	90	\$1,948		
54326		Reconstruction of urethra	90	\$1,865		
54328		Revise penis, urethra	90	\$1,894		
54332		Revise penis, urethra	90	\$2,111		
54336		Revise penis, urethra	90	\$2,771		
54340		Secondary urethral surgery	90	\$1,078		
54344		Secondary urethral surgery	90	\$2,331		
54348		Secondary urethral surgery	90	\$2,062		
54352		Reconstruct urethra, penis	90	\$2,939		
54360		Penis plastic surgery	90	\$1,356		
54380		Repair penis	90	\$1,611		
54385		Repair penis	90	\$1,848		
54390		Repair penis and bladder	90	\$2,557		
54400		Insert semi-rigid prosthesis	90	\$1,544		
54401		Insert self-contd prosthesis	90	\$1,925		
54405		Insert multi-comp prosthesis	90	\$2,411		
54406		Remove muti-comp penis pros		\$1,492		
54408		Repair multi-comp penis pros		\$1,615		
54410		Remove/replace penis prosth		\$1,756		
54411		Remov/replc penis pros comp		\$2,095		
54415		Remove self-contd penis pros		\$1,080		
54416		Remv/repl penis contain pros		\$1,452		
54417		Remv/replc penis pros compl		\$1,837		
54420		Revision of penis	90	\$1,371		
54430		Revision of penis	90	\$1,221		
54435		Revision of penis	90	\$720		
54440		Repair of penis	90	BR		
54450		Preputial stretching	0	\$133		
54500		Biopsy of testis	0	\$127		
54505		Biopsy of testis	10	\$389		
54512		Excise lesion testis		\$1,106		
54520		Removal of testis	90	\$762		
54522		Orchiectomy partial		\$1,206		
54530		Removal of testis	90	\$1,142		
54535		Extensive testis surgery	90	\$1,486		
54550		Exploration for testis	90	\$936		
54560		Exploration for testis	90	\$1,310		
54600		Reduce testis torsion	90	\$828		
54620		Suspension of testis	10	\$591		
54640		Suspension of testis	90	\$1,082		
54650		Orchiopexy (fowler-stephens)	90	\$1,392		
54660		Revision of testis	90	\$605		
54670		Repair testis injury	90	-		
54680		Relocation of testis(es)	90	\$1,453		
54690		Laparoscopy, orchiectomy	90	-		
54692		Laparoscopy, orchiopexy	90	-		
54699		Laparoscope proc, testis		BR		
54700		Drainage of scrotum	10	\$311		
54800		Biopsy of epididymis	0	\$318		
54830		Remove epididymis lesion	90	\$635		
54840		Remove epididymis lesion	90	\$732		
54860		Removal of epididymis	90	\$828		
54861		Removal of epididymis	90	\$1,172		
54865		Explore epididymis		\$732		
54900		Fusion of spermatic ducts	90	\$1,588		
54901		Fusion of spermatic ducts	90	\$2,180		
55000		Drainage of hydrocele	0	\$133		
55040		Removal of hydrocele	90	\$749		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
55041		Removal of hydroceles	90	\$1,109		
55060		Repair of hydrocele	90	\$698		
55100		Drainage of scrotum abscess	10	\$194		
55110		Explore scrotum	90	\$647		
55120		Removal of scrotum lesion	90	\$480		
55150		Removal of scrotum	90	\$895		
55175		Revision of scrotum	90	\$701		
55180		Revision of scrotum	90	\$1,255		
55200		Incision of sperm duct	90	\$447		
55250		Removal of sperm duct(s)	90	\$434		
55300		Preparation, sperm duct X-ray	0	\$460		
55400		Repair of sperm duct	90	\$1,092		
55450		Ligation of sperm duct	10	\$484		
55500		Removal of hydrocele	90	\$716		
55520		Removal of sperm cord lesion	90	\$662		
55530		Revise spermatic cord veins	90	\$797		
55535		Revise spermatic cord veins	90	\$786		
55540		Revise hernia & sperm veins	90	\$899		
55550		Laparo ligate spermatic vein	90	-		
55559		Laparo proc, spermatic cord		BR		
55600		Incise sperm duct pouch	90	\$775		
55605		Incise sperm duct pouch	90	\$976		
55650		Remove sperm duct pouch	90	\$1,363		
55680		Remove sperm pouch lesion	90	\$682		
55700		Biopsy of prostate	0	\$229		
55705		Biopsy of prostate	10	\$575		
55706		Prostate saturation sampling		\$749		
55720		Drainage of prostate abscess	90	\$808		
55725		Drainage of prostate abscess	90	\$982		
55801		Removal of prostate	90	\$2,156		
55810		Extensive prostate surgery	90	\$2,893		
55812		Extensive prostate surgery	90	\$3,205		
55815		Extensive prostate surgery	90	\$3,971		
55821		Removal of prostate	90	\$1,977		
55831		Removal of prostate	90	\$2,145		
55840		Extensive prostate surgery	90	\$2,791		
55842		Extensive prostate surgery	90	\$3,096		
55845		Extensive prostate surgery	90	\$3,842		
55860		Surgical exposure, prostate	90	\$1,498		
55862		Extensive prostate surgery	90	\$2,122		
55865		Extensive prostate surgery	90	\$3,437		
55866		Laparo radical prostatectomy		\$3,553		
55870		Electroejaculation	0	-		
55873		Cryoablate prostate			\$13,774	\$1,548
55875		Transperi needle place pros		\$1,556		
55876		Place rt device/marker pros			\$270	\$202
55899		Genital surgery procedure		BR		
55920		Place needles pelvic for rt		\$894		
55970		Sex transformation, m to f		BR		
55980		Sex transformation, f to m		BR		
56405		I & d of vulva/perineum	10	\$164		
56420		Drainage of gland abscess	10	\$161		
56440		Surgery for vulva lesion	10	\$421		
56441		Lysis of labial lesion(s)	10	\$274		
56442		Hymenotomy		\$101		
56501		Destruction, vulva lesion(s)	10	\$152		
56515		Destruction, vulva lesion(s)	10	\$374		
56605		Biopsy of vulva/perineum	0	\$120		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
56606		Biopsy of vulva/ perineum		\$87		
56620		Partial removal of vulva	90	\$1,031		
56625		Complete removal of vulva	90	\$1,351		
56630		Extensive vulva surgery	90	\$2,016		
56631		Extensive vulva surgery	90	\$2,749		
56632		Extensive vulva surgery	90	\$3,008		
56633		Extensive vulva surgery	90	\$2,247		
56634		Extensive vulva surgery	90	\$2,994		
56637		Extensive vulva surgery	90	\$3,154		
56640		Extensive vulva surgery	90	\$3,143		
56700		Partial removal of hymen	10	\$325		
56720		Incision of hymen	0	\$91		
56740		Remove vagina gland lesion	10	\$497		
56800		Repair of vagina	10	\$511		
56805		Repair clitoris.....	90	\$2,203		
56810		Repair of perineum	10	\$503		
56820		Exam of vulva w/scope			\$231	\$179
56821		Exam/biopsy of vulva w/scope			\$305	\$240
57000		Exploration of vagina	10	\$375		
57010		Drainage of pelvic abscess	90	\$607		
57020		Drainage of pelvic fluid	0	\$163		
57022		I & d vaginal hematoma pp		\$355		
57023		I & d vag hematoma non-ob		\$657		
57061		Destruction vagina lesion(s)	10	\$155		
57065		Destruction vagina lesion(s)	10	\$467		
57100		Biopsy of vagina	0	\$122		
57105		Biopsy of vagina	10	\$251		
57106		Remove vagina wall, partial	90	\$680		
57107		Remove vagina tissue, part.	90	\$2,278		
57109		Vaginectomy partial w/nodes	90	\$2,800		
57110		Remove vagina wall, complete	90	\$1,666		
57111		Remove vagina tissue, complete	90	\$2,775		
57112		Vaginectomy w/nodes, complete	90	\$2,954		
57120		Closure of vagina	90	\$1,078		
57130		Remove vagina lesion	10	\$395		
57135		Remove vagina lesion	10	\$350		
57150		Treat vagina infection	0	\$83		
57155		Insert uteri tandems/ovoids		\$890		
57156		Ins vag brachytx device			\$391	\$291
57160		Insert pessary/other device	0	\$100		
57170		Fitting of diaphragm/cap	0	\$91		
57180		Treat vaginal bleeding	10	\$156		
57200		Repair of vagina	90	\$495		
57210		Repair vagina/perineum	90	\$613		
57220		Revision of urethra	90	\$645		
57230		Repair of urethral lesion	90	\$677		
57240		Repair bladder & vagina	90	\$997		
57250		Repair rectum & vagina	90	\$975		
57260		Repair of vagina	90	\$1,283		
57265		Extensive repair of vagina	90	\$1,337		
57267		Insert mesh/pelvic flr addon		\$539		
57268		Repair of bowel bulge	90	\$1,039		
57270		Repair of bowel pouch	90	\$1,107		
57280		Suspension of vagina	90	\$1,326		
57282		Repair of vaginal prolapse	90	\$1,322		
57283		Colpopexy intraperitoneal		\$1,455		
57284		Repair paravaginal defect.	90	\$1,535		
57285		Repair paravag defect vag		\$1,415		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
57287		Revise/remove sling repair		\$1,411		
57288		Repair bladder defect	90	\$1,729		
57289		Repair bladder & vagina	90	\$1,126		
57291		Construction of vagina	90	\$991		
57292		Construct vagina with graft	90	\$1,435		
57295		Revise vag graft via vagina		\$1,003		
57296		Revise vag graft open abd		\$2,011		
57300		Repair rectum-vagina fistula	90	\$1,160		
57305		Repair rectum-vagina fistula	90	\$1,260		
57307		Fistula repair & colostomy	90	\$1,235		
57308		Fistula repair, transperine	90	\$1,264		
57310		Repair urethrovaginal lesion	90	\$773		
57311		Repair urethrovaginal lesion	90	\$936		
57320		Repair bladder-vagina lesion	90	\$1,279		
57330		Repair bladder-vagina lesion	90	\$1,470		
57335		Repair vagina.....	90	\$1,899		
57400		Dilation of vagina	0	\$87		
57410		Pelvic examination	0	\$71		
57415		Removal vaginal foreign body	10	\$94		
57420		Exam of vagina w/scope			\$241	\$189
57421		Exam/biopsy of vag w/scope			\$324	\$257
57423		Repair paravag defect lap		\$1,938		
57425		Laparoscopy surg colpexy		\$2,045		
57426		Revise prosth vag graft lap		\$1,790		
57452		Examination of vagina	0	\$126		
57454		Vagina examination & biopsy	0	\$194		
57455		Biopsy of cervix w/scope		\$299		
57456		Endocerv curettage w/scope			\$280	\$217
57460		Cervix excision.....	0	\$371		
57461		Conz of cervix w/scope leep			\$664	\$395
57500		Biopsy of cervix	0	\$118		
57505		Endocervical curettage	10	\$131		
57510		Cauterization of cervix	10	\$175		
57511		Cryocautery of cervix	10	\$203		
57513		Laser surgery of cervix	10	\$376		
57520		Conization of cervix..	90	\$585		
57522		Conization of cervix	90	\$521		
57530		Removal of cervix	90	\$624		
57531		Removal of cervix, radical	90	\$3,399		
57540		Removal of residual cervix	90	\$1,010		
57545		Remove cervix, repair pelvis	90	\$866		
57550		Removal of residual cervix	90	\$935		
57555		Remove cervix, repair vagina	90	\$1,445		
57556		Remove cervix, repair bowel	90	\$1,340		
57558		D&c of cervical stump			\$260	\$238
57700		Revision of cervix	90	\$427		
57720		Revision of cervix	90	\$505		
57800		Dilation of cervical canal	0	\$96		
57820		D&c of residual cervix	10	\$308		
58100		Biopsy of uterus lining	0	\$113		
58110		Bx done w/colposcopy add-on			\$100	\$86
58120		Dilation and curettage (d&c)	10	\$405		
58140		Removal of uterus lesion	90	\$1,249		
58145		Removal of uterus lesion	90	\$1,214		
58146		Myomectomy abdom complex		\$2,444		
58150		Total hysterectomy	90	\$1,745		
58152		Total hysterectomy....	90	\$2,007		
58180		Partial hysterectomy	90	\$1,482		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
58200		Extensive hysterectomy	90	\$2,557		
58210		Extensive hysterectomy	90	\$3,229		
58240		Removal of pelvis contents	90	\$4,507		
58260		Vaginal hysterectomy	90	\$1,617		
58262		Vaginal hysterectomy	90	\$1,736		
58263		Vaginal hysterectomy	90	\$1,897		
58267		Hysterectomy & vagina repair	90	\$1,978		
58270		Hysterectomy & vagina repair	90	\$1,779		
58275		Hysterectomy, revise vagina	90	\$1,935		
58280		Hysterectomy, revise vagina	90	\$1,923		
58285		Extensive hysterectomy	90	\$2,247		
58290		Vag hyst complex		\$2,434		
58291		Vag hyst incl t/o complex		\$2,637		
58292		Vag hyst t/o & repair compl		\$2,785		
58294		Vag hyst w/enterocele compl		\$2,582		
58300		Insert intrauterine device		\$136		
58300		Insert intrauterine device		\$142		
58301		Remove intrauterine device	0	\$90		
58321		Artificial insemination	0	\$126		
58322		Artificial insemination	0	\$139		
58323		Sperm washing	0	\$26		
58340		Catheter for hystero-graphy	0	\$332		
58345		Reopen fallopian tube	10	\$602		
58346		Insert heyman uteri capsule		\$937		
58350		Reopen fallopian tube	10	\$150		
58353		Endometr ablate thermal			\$2,065	\$459
58356		Endometrial cryoablation			\$3,878	\$727
58400		Suspension of uterus	90	\$882		
58410		Suspension of uterus	90	\$931		
58520		Repair of ruptured uterus	90	\$820		
58540		Revision of uterus	90	\$1,143		
58541		Lsh uterus 250 g or less		\$1,828		
58542		Lsh w/t/o ut 250 g or less		\$2,042		
58543		Lsh uterus above 250 g		\$2,076		
58544		Lsh w/t/o uterus above 250 g		\$2,250		
58545		Laparoscopic myomectomy		\$1,893		
58546		Laparo-myomectomy complex		\$2,387		
58548		Lap radical hyst		\$3,841		
58550		Laparo-asst vag hysterectomy	10	-		
58550		Laparo-asst vag hysterectomy		\$1,867		
58552		Laparo-vag hyst incl t/o		\$2,076		
58553		Laparo-vag hyst complex		\$2,403		
58554		Laparo-vag hyst w/t/o compl		\$2,781		
58555		Hysteroscopy, dx, sep proc	0	-		
58555		Hysteroscopy dx sep proc			\$629	\$398
58558		Hysteroscopy, biopsy..	0	-	\$823	\$559
58559		Hysteroscopy, lysis...	0	-		
58560		Hysteroscopy, resect septum	0	-		
58561		Hysteroscopy, remove myoma	0	-		
58562		Hysteroscopy, remove fb	0	-	\$853	\$607
58563		Hysteroscopy, ablation	0	-	\$3,409	\$719
58565		Hysteroscopy sterilization			\$3,854	\$908
58570		Tlh uterus 250 g or less		\$1,966		
58571		Tlh w/t/o 250 g or less		\$2,191		
58572		Tlh uterus over 250 g		\$2,452		
58573		Tlh w/t/o uterus over 250 g		\$2,807		
58578		Laparo proc, uterus...		BR		
58579		Hysteroscope procedure		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
58600		Division of fallopian tube	90	\$800		
58605		Division of fallopian tube	90	\$629		
58611		Ligate oviduct(s) add- on		\$84		
58615		Occlude fallopian tube(s)	10	\$503		
58660		Laparoscopy, lysis....	90	-		
58661		Laparoscopy, remove adnexa	10	-		
58662		Laparoscopy, excise lesions	90	-		
58670		Laparoscopy, tubal cautery	90	-		
58671		Laparoscopy, tubal block.	90	-		
58672		Laparoscopy, fimbrioplasty	90	-		
58673		Laparoscopy, salpingostomy	90	-		
58679		Laparo proc, oviduct- ovary		BR		
58700		Removal of fallopian tube	90	\$960		
58720		Removal of ovary/tube(s)	90	\$1,085		
58740		Revise fallopian tube(s)	90	\$1,057		
58750		Repair oviduct(s)	90	\$1,175		
58752		Revise ovarian tube(s)	90	\$1,105		
58760		Remove tubal obstruction	90	\$953		
58770		Create new tubal opening	90	\$945		
58800		Drainage of ovarian cyst(s)	90	\$495		
58805		Drainage of ovarian cyst(s)	90	\$934		
58820		Drain ovary abscess, open	90	\$530		
58822		Drainage of ovarian abscess	90	\$747		
58823		Drain pelvic abscess, percut	0	\$441		
58825		Transposition, ovary(s)	90	\$749		
58900		Biopsy of ovary(s)	90	\$832		
58920		Partial removal of ovary(s)	90	\$1,025		
58925		Removal of ovarian cyst(s)	90	\$1,015		
58940		Removal of ovary(s)	90	\$1,016		
58943		Removal of ovary(s)	90	\$2,281		
58950		Resect ovarian malignancy	90	\$1,963		
58951		Resect ovarian malignancy	90	\$3,016		
58952		Resect ovarian malignancy	90	\$3,071		
58953		Tah rad dissect for debulk		\$4,122		
58954		Tah rad debulk/lymph remove		\$4,467		
58956		Bso omentectomy w/tah		\$2,813		
58957		Resect recurrent gyn mal		\$3,222		
58958		Resect recur gyn mal w/lym		\$3,541		
58960		Exploration of abdomen	90	\$1,845		
58970		Retrieval of oocyte	0	-		
58974		Transfer of embryo....	0	BR		
58976		Transfer of embryo....	0	\$494		
58999		Genital surgery procedure		BR		
59000		Amniocentesis	0	\$173		
59001		Amniocentesis therapeutic		\$382		
59012		Fetal cord puncture, prenatal	0	\$452		
59015		Chorion biopsy	0	\$248		
59020		Fetal contract stress test	0	\$164		
59020	26	Fetal contract stress test	0	\$122		
59020	TC	Fetal contract stress test	0	\$43		
59025		Fetal non-stress test	0	\$89		
59025	26	Fetal non-stress test	0	\$71		
59025	TC	Fetal non-stress test	0	\$19		
59030		Fetal scalp blood sample	0	\$268		
59050		Fetal monitor w/report		\$122		
59051		Fetal monitor/interpret only		\$119		
59070		Transabdom amnioinfus w/us			\$855	\$656
59072		Umbilical cord occlud w/us		\$1,098		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
59074		Fetal fluid drainage w/us			\$894	\$673
59076		Fetal shunt placement w/us		\$1,098		
59100		Remove uterus lesion	90	\$784		
59120		Treat ectopic pregnancy	90	\$1,167		
59121		Treat ectopic pregnancy	90	\$952		
59130		Treat ectopic pregnancy	90	\$1,030		
59135		Treat ectopic pregnancy	90	\$1,699		
59136		Treat ectopic pregnancy	90	\$1,158		
59140		Treat ectopic pregnancy	90	\$711		
59150		Treat ectopic pregnancy	90	\$844		
59151		Treat ectopic pregnancy	90	\$1,168		
59160		D & c after delivery..	10	\$439		
59200		Insert cervical dilator	0	\$103		
59300		Episiotomy or vaginal repair	0	\$248		
59320		Revision of cervix	0	\$331		
59325		Revision of cervix	0	\$514		
59350		Repair of uterus	0	\$659		
59400		Obstetrical care		\$2,793		
59409		Obstetrical care		\$1,767		
59410		Obstetrical care		\$1,921		
59412		Antepartum manipulation		\$228		
59414		Deliver placenta		\$215		
59425		Antepartum care only		\$537		
59426		Antepartum care only		\$920		
59430		Care after delivery		\$174		
59510		Cesarean delivery		\$3,149		
59514		Cesarean delivery only		\$2,048		
59515		Cesarean delivery		\$2,201		
59525		Remove uterus after cesarean		\$923		
59610		Vbac delivery.....		\$2,930		
59612		Vbac delivery only....		\$1,816		
59614		Vbac care after delivery		\$1,972		
59618		Attempted vbac delivery		\$3,311		
59620		Attempted vbac delivery only		\$2,110		
59622		Attempted vbac after care		\$2,277		
59812		Treatment of miscarriage	90	\$530		
59820		Care of miscarriage	90	\$584		
59821		Treatment of miscarriage	90	\$539		
59830		Treat uterus infection	90	\$780		
59840		Abortion	10	\$483		
59841		Abortion	10	\$549		
59850		Abortion	90	\$730		
59851		Abortion	90	\$763		
59852		Abortion	90	\$1,025		
59855		Abortion	90	\$624		
59856		Abortion	90	\$942		
59857		Abortion	90	\$1,146		
59866		Abortion (mpr).....	0	\$512		
59870		Evacuate mole of uterus	90	\$543		
59871		Remove cerclage suture	0	\$302		
59898		Laparo proc, ob care/deliver		BR		
59899		Maternity care procedure		BR		
60000		Drain thyroid/tongue cyst	10	\$171		
60100		Biopsy of thyroid.....	0	\$173		
60200		Remove thyroid lesion	90	\$1,125		
60210		Partial excision thyroid	90	\$1,459		
60212		Partial thyroid excision	90	\$1,838		
60220		Partial removal of thyroid	90	\$1,427		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
60225		Partial removal of thyroid	90	\$1,840		
60240		Removal of thyroid	90	\$1,996		
60252		Removal of thyroid	90	\$2,237		
60254		Extensive thyroid surgery	90	\$2,758		
60260		Repeat thyroid surgery	90	\$1,451		
60270		Removal of thyroid....	90	\$2,385		
60271		Removal of thyroid	90	\$1,999		
60280		Remove thyroid duct lesion	90	\$989		
60281		Remove thyroid duct lesion	90	\$991		
60300		Aspir/inj thyroid cyst			\$235	\$101
60500		Explore parathyroid glands	90	\$2,058		
60502		Re-explore parathyroids	90	\$2,334		
60505		Explore parathyroid glands	90	\$2,523		
60512		Autotransplant parathyroid		\$508		
60520		Removal of thymus gland	90	\$2,247		
60521		Removal thymus gland	90	\$2,366		
60522		Removal of thymus gland	90	\$2,643		
60540		Explore adrenal gland	90	\$2,112		
60545		Explore adrenal gland	90	\$2,487		
60600		Remove carotid body lesion	90	\$2,086		
60605		Remove carotid body lesion	90	\$2,203		
60650		Laparoscopy adrenalectomy		-		
60659		Laparo proc, endocrine		BR		
60699		Endocrine surgery procedure		BR		
61000		Remove cranial cavity fluid	0	\$200		
61001		Remove cranial cavity fluid	0	\$180		
61020		Remove brain cavity fluid	0	\$210		
61026		Injection into brain canal	0	\$279		
61050		Remove brain canal fluid	0	\$205		
61055		Injection into brain canal	0	\$295		
61070		Brain canal shunt procedure	0	\$101		
61105		Twist drill hole.....	90	\$813		
61107		Drill skull for implantation	0	\$847		
61108		Drill skull for drainage	90	\$1,774		
61120		Burr hole for puncture	90	\$1,112		
61140		Pierce skull for biopsy	90	\$2,232		
61150		Pierce skull for drainage	90	\$2,382		
61151		Pierce skull for drainage	90	\$984		
61154		Pierce skull, remove clot	90	\$2,438		
61156		Pierce skull for drainage	90	\$2,440		
61210		Pierce skull; implant device	0	\$971		
61215		Insert brain-fluid device	90	\$1,464		
61250		Pierce skull & explore	90	\$1,452		
61253		Pierce skull & explore	90	\$1,721		
61304		Open skull for exploration	90	\$3,641		
61305		Open skull for exploration	90	\$4,172		
61312		Open skull for drainage	90	\$3,478		
61313		Open skull for drainage	90	\$3,466		
61314		Open skull for drainage	90	\$3,757		
61315		Open skull for drainage	90	\$3,878		
61316		Implt cran bone flap to abdo		\$183		
61320		Open skull for drainage	90	\$3,258		
61321		Open skull for drainage	90	\$3,542		
61322		Decompressive craniotomy		\$4,954		
61323		Decompressive lobectomy		\$4,975		
61330		Decompress eye socket	90	\$2,112		
61332		Explore/biopsy eye socket	90	\$3,508		
61333		Explore orbit; remove lesion	90	\$3,573		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
61334		Explore orbit; remove object	90	\$2,374		
61340		Relieve cranial pressure	90	\$2,046		
61343		Incise skull, pressure relief	90	\$4,473		
61345		Relieve cranial pressure	90	\$3,397		
61440		Incise skull for surgery	90	\$3,436		
61450		Incise skull for surgery	90	\$3,409		
61458		Incise skull for brain wound	90	\$4,114		
61460		Incise skull for surgery	90	\$3,948		
61470		Incise skull for surgery	90	\$2,632		
61480		Incise skull for surgery	90	\$2,380		
61490		Incise skull for surgery	90	\$2,089		
61500		Removal of skull lesion	90	\$2,873		
61501		Remove infected skull bone	90	\$2,448		
61510		Removal of brain lesion	90	\$3,916		
61512		Remove brain lining lesion	90	\$4,145		
61514		Removal of brain abscess	90	\$3,804		
61516		Removal of brain lesion	90	\$3,814		
61517		Implt brain chemotx add-on		\$181		
61518		Removal of brain lesion	90	\$4,795		
61519		Remove brain lining lesion	90	\$5,014		
61520		Removal of brain lesion	90	\$5,528		
61521		Removal of brain lesion	90	\$5,543		
61522		Removal of brain abscess	90	\$3,631		
61524		Removal of brain lesion	90	\$4,150		
61526		Removal of brain lesion	90	\$4,849		
61530		Removal of brain lesion	90	-		
61531		Implant brain electrodes	90	\$2,636		
61533		Implant brain electrodes	90	\$3,098		
61534		Removal of brain lesion	90	\$1,948		
61535		Remove brain electrodes	90	\$1,355		
61536		Removal of brain lesion	90	\$3,920		
61537		Removal of brain tissue		\$5,128		
61538		Removal of brain tissue	90	\$4,396		
61539		Removal of brain tissue	90	\$4,041		
61540		Removal of brain tissue		\$4,552		
61541		Incision of brain tissue	90	\$3,577		
61542		Removal of brain tissue	90	\$3,624		
61543		Removal of brain tissue	90	\$2,856		
61544		Remove & treat brain lesion	90	\$3,822		
61545		Excision of brain tumor	90	\$4,598		
61546		Removal of pituitary gland	90	\$4,326		
61548		Removal of pituitary gland	90	\$3,465		
61550		Release of skull seams	90	\$1,923		
61552		Release of skull seams	90	\$2,516		
61556		Incise skull/sutures	90	-		
61557		Incise skull/sutures	90	-		
61558		Excision of skull/sutures	90	-		
61559		Excision of skull/sutures	90	-		
61563		Excision of skull tumor	90	-		
61564		Excision of skull tumor	90	-		
61567		Incision of brain tissue		\$5,345		
61570		Remove brain foreign body	90	\$3,003		
61571		Incise skull for brain wound	90	\$3,262		
61575		Skull base/brainstem surgery	90	\$4,982		
61576		Skull base/brainstem surgery	90	\$4,669		
61580		Craniofacial approach, skull	90	\$3,823		
61581		Craniofacial approach, skull	90	\$4,339		
61582		Craniofacial approach, skull	90	\$3,939		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
61583		Craniofacial approach, skull	90	\$4,494		
61584		Orbitocranial approach/skull	90	\$4,352		
61585		Orbitocranial approach/skull	90	\$4,869		
61586		Resect nasopharynx, skull.	90	\$3,400		
61590		Infratemporal approach/skull	90	\$5,295		
61591		Infratemporal approach/skull	90	\$5,554		
61592		Orbitocranial approach/skull	90	\$5,037		
61595		Transtemporal approach/skull	90	\$3,720		
61596		Transcochlear approach/skull	90	\$4,521		
61597		Transcondylar approach/skull	90	\$4,779		
61598		Transpetrosal approach/skull	90	\$4,210		
61600		Resect/excise cranial lesion	90	\$3,229		
61601		Resect/excise cranial lesion	90	\$3,462		
61605		Resect/excise cranial lesion	90	\$3,655		
61606		Resect/excise cranial lesion	90	\$4,895		
61607		Resect/excise cranial lesion	90	\$4,572		
61608		Resect/excise cranial lesion	90	\$5,320		
61609		Transect artery, sinus		\$1,275		
61610		Transect artery, sinus		\$3,762		
61611		Transect artery, sinus		\$945		
61612		Transect artery, sinus		\$3,551		
61613		Remove aneurysm, sinus	90	\$5,218		
61615		Resect/excise lesion, skull	90	\$4,017		
61616		Resect/excise lesion, skull	90	\$5,463		
61618		Repair dura	90	\$2,066		
61619		Repair dura	90	\$2,583		
61623		Endovasc tempory vessel occl		\$1,147		
61624		Occlusion/embolization cath	0	\$2,635		
61626		Occlusion/embolization cath	0	\$2,173		
61630		Intracranial angioplasty		\$2,577		
61635		Intracran angioplasty w/stent		\$2,837		
61640		Dilate ic vasospasm init		\$1,288		
61641		Dilate ic vasospasm add-on		\$453		
61642		Dilate ic vasospasm add-on		\$905		
61680		Intracranial vessel surgery	90	\$5,189		
61682		Intracranial vessel surgery	90	\$5,937		
61684		Intracranial vessel surgery	90	\$5,131		
61686		Intracranial vessel surgery	90	\$6,203		
61690		Intracranial vessel surgery	90	\$4,628		
61692		Intracranial vessel surgery	90	\$4,963		
61697		Brain aneurysm repr complx		\$8,800		
61698		Brain aneurysm repr complx		\$9,656		
61700		Inner skull vessel surgery	90	\$5,110		
61702		Inner skull vessel surgery	90	\$5,813		
61703		Clamp neck artery	90	\$2,175		
61705		Revise circulation to head	90	\$4,966		
61708		Revise circulation to head	90	\$4,326		
61710		Revise circulation to head	90	\$3,293		
61711		Fusion of skull arteries	90	\$5,229		
61720		Incise skull/brain surgery	90	\$3,010		
61735		Incise skull/brain surgery	90	\$2,233		
61750		Incise skull; brain biopsy	90	\$2,469		
61751		Brain biopsy w/ ct/mr guide	90	\$2,774		
61760		Implant brain electrodes	90	\$2,943		
61770		Incise skull for treatment	90	\$2,687		
61781		Scan proc cranial intra		\$489		
61782		Scan proc cranial extra		\$402		
61783		Scan proc spinal		\$489		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
61790		Treat trigeminal nerve	90	\$2,040		
61791		Treat trigeminal tract	90	\$1,785		
61796		Srs cranial lesion simple		\$2,096		
61797		Srs cran les simple addl		\$453		
61798		Srs cranial lesion complex		\$2,860		
61799		Srs cran les complex addl		\$626		
61800		Apply srs headframe add-on		\$317		
61850		Implant neuroelectrodes	90	\$1,797		
61860		Implant neuroelectrodes	90	\$2,236		
61863		Implant neuroelectrode		\$3,137		
61864		Implant neuroelectrde addl		\$592		
61867		Implant neuroelectrode		\$4,760		
61868		Implant neuroelectrde addl		\$1,042		
61870		Implant neuroelectrodes	90	\$763		
61875		Implant neuroelectrodes	90	\$1,217		
61880		Revise/remove neuroelectrode	90	\$791		
61885		Implant neurostim one array	90	\$619		
61886		Implant neurostim arrays	90	-		
61888		Revise/remove neuroreceiver	10	\$409		
62000		Repair of skull fracture	90	\$1,270		
62005		Repair of skull fracture	90	\$1,974		
62010		Treatment of head injury	90	\$2,903		
62100		Repair brain fluid leakage	90	\$3,265		
62115		Reduction of skull defect	90	-		
62116		Reduction of skull defect	90	-		
62117		Reduction of skull defect	90	-		
62120		Repair skull cavity lesion	90	-		
62121		Incise skull repair	90	\$2,915		
62140		Repair of skull defect	90	\$2,014		
62141		Repair of skull defect	90	\$2,471		
62142		Remove skull plate/flap	90	\$1,810		
62143		Replace skull plate/flap	90	\$1,623		
62145		Repair of skull & brain	90	\$2,346		
62146		Repair of skull with graft	90	\$2,000		
62147		Repair of skull with graft	90	\$2,399		
62148		Retr bone flap to fix skull		\$264		
62160		Neuroendoscopy add-on		\$394		
62161		Dissect brain w/scope		\$3,159		
62162		Remove colloid cyst w/scope		\$3,942		
62163		Zneuroendoscopy w/fb removal		\$2,557		
62164		Remove brain tumor w/scope		\$4,359		
62165		Remove pituit tumor w/scope		\$3,244		
62180		Establish brain cavity shunt	90	\$2,098		
62190		Establish brain cavity shunt	90	\$1,994		
62192		Establish brain cavity shunt	90	\$2,020		
62194		Replace/irrigate catheter	10	\$353		
62200		Establish brain cavity shunt	90	\$2,356		
62201		Establish brain cavity shunt	90	\$1,600		
62220		Establish brain cavity shunt	90	\$2,197		
62223		Establish brain cavity shunt	90	\$2,281		
62225		Replace/irrigate catheter	90	\$714		
62230		Replace/revise brain shunt	90	\$1,512		
62252	TC	Csf shunt reprogram		\$96		
62252	26	Csf shunt reprogram		\$82		
62252		Csf shunt reprogram		\$178		
62256		Remove brain cavity shunt	90	\$952		
62258		Replace brain cavity shunt	90	\$2,189		
62263		Lysis epidural adhesions	0	-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
62263		Epidural lysis mult sessions			\$1,462	\$721
62264		Epidural lysis on single day			\$918	\$505
62267		Interdiscal perq aspir dx			\$504	\$322
62268		Drain spinal cord cyst	0	\$510		
62269		Needle biopsy spinal cord	0	\$432		
62270		Spinal fluid tap, diagnostic	0	\$135		
62272		Drain spinal fluid	0	\$176		
62273		Treat epidural spine lesion	0	\$251		
62280		Treat spinal cord lesion	10	\$295		
62281		Treat spinal cord lesion	10	\$266		
62282		Treat spinal canal lesion	10	\$352		
62284		Injection for myelogram	0	\$279		
62287		Percutaneous diskectomy	90	\$1,197		
62290		Inject for spine disk X-ray	0	\$402		
62291		Inject for spine disk X-ray	0	\$393		
62292		Injection into disk lesion	90	\$1,450		
62294		Injection into spinal artery	90	\$1,032		
62310		Inject spine c/t.....	0	BR		
62311		Inject spine l/s (cd)	0	BR		
62318		Inject spine w/cath, c t	0	-		
62319		Inject spine w/cath l/ s (cd)	0	-	\$364	\$203
62350		Implant spinal canal cath	90	\$800		
62351		Implant spinal canal cath	90	\$1,199		
62355		Remove spinal canal catheter	90	\$659		
62360		Insert spine infusion device	90	\$305		
62361		Implant spine infusion pump	90	\$630		
62362		Implant spine infusion pump	90	\$823		
62365		Remove spine infusion device	90	\$667		
62367		Analyze spine infusion pump		BR		
62367	26	Analyze spine infusion pump		\$59		
62367	TC	Analyze spine infusion pump		BR		
62368		Analyze spine infusion pump		BR		
62368	26	Analyze spine infusion pump		\$93		
62368	TC	Analyze spine infusion pump		BR		
62369		Anal sp inf pmp w/reprg&fill			\$256	\$72
62370		Anl sp inf pmp w/mdreprg&fil			\$268	\$97
63001		Removal of spinal lamina	90	\$2,582		
63003		Removal of spinal lamina	90	\$2,534		
63005		Removal of spinal lamina	90	\$2,403		
63011		Removal of spinal lamina	90	\$1,626		
63012		Removal of spinal lamina	90	\$2,508		
63015		Removal of spinal lamina	90	\$2,994		
63016		Removal of spinal lamina	90	\$3,104		
63017		Removal of spinal lamina	90	\$2,900		
63020		Neck spine disk surgery	90	\$2,331		
63030		Low back disk surgery	90	\$1,906		
63035		Spinal disk surgery add-on		\$498		
63040		Neck spine disk surgery	90	\$3,139		
63042		Low back disk surgery	90	\$3,140		
63045		Removal of spinal lamina	90	\$2,949		
63046		Removal of spinal lamina	90	\$2,939		
63047		Removal of spinal lamina	90	\$2,819		
63048		Remove spinal lamina add-on		\$530		
63050		Cervical laminoplasty		\$3,231		
63051		C-laminoplasty w/graft/plate		\$3,577		
63055		Decompress spinal cord	90	\$3,439		
63056		Decompress spinal cord	90	\$3,114		
63057		Decompress spine cord add-on		\$691		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
63064		Decompress spinal cord	90	\$3,622		
63066		Decompress spine cord add-on		\$433		
63075		Neck spine disk surgery	90	\$2,871		
63076		Neck spine disk surgery		\$640		
63077		Spine disk surgery, thorax	90	\$2,962		
63078		Spine disk surgery, thorax		\$442		
63081		Removal of vertebral body	90	\$3,741		
63082		Remove vertebral body add-on		\$699		
63085		Removal of vertebral body	90	\$4,045		
63086		Remove vertebral body add-on		\$522		
63087		Removal of vertebral body	90	\$4,294		
63088		Remove vertebral body add-on		\$691		
63090		Removal of vertebral body	90	\$4,270		
63091		Remove vertebral body add-on		\$428		
63101		Removal of vertebral body		\$4,842		
63102		Removal of vertebral body		\$4,673		
63103		Remove vertebral body add-on		\$607		
63170		Incise spinal cord tract(s)	90	\$2,856		
63172		Drainage of spinal cyst	90	\$3,047		
63173		Drainage of spinal cyst	90	\$2,667		
63180		Revise spinal cord ligaments	90	\$2,153		
63182		Revise spinal cord ligaments	90	\$2,658		
63185		Incise spinal column/nerves	90	\$2,288		
63190		Incise spinal column/nerves	90	\$2,901		
63191		Incise spinal column/nerves	90	\$2,242		
63194		Incise spinal column & cord	90	\$2,327		
63195		Incise spinal column & cord	90	\$2,345		
63196		Incise spinal column & cord	90	\$2,689		
63197		Incise spinal column & cord	90	\$2,574		
63198		Incise spinal column & cord	90	\$2,971		
63199		Incise spinal column & cord	90	\$3,391		
63200		Release of spinal cord	90	\$2,264		
63250		Revise spinal cord vessels	90	\$5,088		
63251		Revise spinal cord vessels	90	\$4,666		
63252		Revise spinal cord vessels	90	\$5,140		
63265		Excise intraspinal lesion	90	\$3,252		
63266		Excise intraspinal lesion	90	\$3,528		
63267		Excise intraspinal lesion	90	\$3,020		
63268		Excise intraspinal lesion	90	\$2,286		
63268		Excise intraspinal lesion		\$3,039		
63270		Excise intraspinal lesion	90	\$3,285		
63271		Excise intraspinal lesion	90	\$3,989		
63272		Excise intraspinal lesion	90	\$3,617		
63273		Excise intraspinal lesion	90	\$3,068		
63275		Biopsy/excise spinal tumor	90	\$3,891		
63276		Biopsy/excise spinal tumor	90	\$3,659		
63277		Biopsy/excise spinal tumor	90	\$3,363		
63278		Biopsy/excise spinal tumor	90	\$3,320		
63280		Biopsy/excise spinal tumor	90	\$4,233		
63281		Biopsy/excise spinal tumor	90	\$4,180		
63282		Biopsy/excise spinal tumor	90	\$3,788		
63283		Biopsy/excise spinal tumor	90	\$3,241		
63285		Biopsy/excise spinal tumor	90	\$4,475		
63286		Biopsy/excise spinal tumor	90	\$4,786		
63287		Biopsy/excise spinal tumor	90	\$4,578		
63290		Biopsy/excise spinal tumor	90	\$4,732		
63295		Repair of laminectomy defect		\$692		
63300		Removal of vertebral body	90	\$2,978		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
63301		Removal of vertebral body	90	\$3,335		
63302		Removal of vertebral body	90	\$3,538		
63303		Removal of vertebral body	90	\$3,566		
63304		Removal of vertebral body	90	\$3,674		
63305		Removal of vertebral body	90	\$3,940		
63306		Removal of vertebral body	90	\$3,923		
63307		Removal of vertebral body	90	\$4,022		
63308		Remove vertebral body add-on		\$691		
63600		Remove spinal cord lesion	90	\$1,870		
63610		Stimulation of spinal cord	0	\$1,240		
63615		Remove lesion of spinal cord	90	\$2,051		
63620		Srs spinal lesion		\$2,311		
63621		Srs spinal lesion addl		\$520		
63650		Implant neuroelectrodes	90	\$1,059		
63655		Implant neuroelectrodes	90	\$1,704		
63660		Revise/remove neuroelectrode	90	\$962		
63661		Remove spine eltrd perq aray			\$1,234	\$667
63662		Remove spine eltrd plate		\$1,626		
63663		Revise spine eltrd perq aray			\$1,754	\$973
63664		Revise spine eltrd plate		\$1,665		
63685		Implant neuroreceiver	90	\$1,073		
63688		Revise/remove neuroreceiver	90	\$871		
63700		Repair of spinal herniation	90	-		
63702		Repair of spinal herniation	90	-		
63704		Repair of spinal herniation	90	-		
63706		Repair of spinal herniation	90	-		
63707		Repair spinal fluid leakage	90	\$1,867		
63709		Repair spinal fluid leakage	90	\$2,375		
63710		Graft repair of spine defect	90	\$1,723		
63740		Install spinal shunt	90	\$1,994		
63741		Install spinal shunt	90	\$1,475		
63744		Revision of spinal shunt	90	\$1,180		
63746		Removal of spinal shunt	90	\$864		
64400		Injection for nerve block	0	\$117		
64402		Injection for nerve block	0	\$139		
64405		Injection for nerve block	0	\$144		
64408		Injection for nerve block	0	\$182		
64410		Injection for nerve block	0	\$163		
64412		Injection for nerve block	0	\$133		
64413		Injection for nerve block	0	\$158		
64415		Injection for nerve block	0	\$129		
64417		Injection for nerve block	0	\$158		
64418		Injection for nerve block	0	\$161		
64420		Injection for nerve block	0	\$134		
64421		Injection for nerve block	0	\$190		
64425		Injection for nerve block	0	\$172		
64430		Injection for nerve block	0	\$162		
64435		Injection for nerve block	0	\$143		
64445		Injection for nerve block	0	\$145		
64446		N blk inj sciatic cont inf		\$169		
64447		N block inj fem single			\$255	\$138
64448		N block inj fem cont inf		\$151		
64449		N block inj lumbar plexus		\$176		
64450		Injection for nerve block	0	\$131		
64455		N block inj plantar digit			\$98	\$73
64479		Inj foramen epidural c t	0	BR		
64480		Inj foramen epidural add-on	0	BR		
64483		Inj foramen epidural l s	0	BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
64484		Inj foramen epidural add-on		BR		
64490		Inj paravert f jnt c/t 1 lev		BR		
64491		Inj paravert f jnt c/t 2 lev		BR		
64492		Inj paravert f jnt c/t 3 lev		BR		
64493		Inj paravert f jnt l/s 1 lev		BR		
64494		Inj paravert f jnt l/s 2 lev		BR		
64495		Inj paravert f jnt l/s 3 lev		BR		
64505		Injection for nerve block	0	\$145		
64508		Injection for nerve block	0	\$159		
64510		Injection for nerve block	0	\$150		
64517		N block inj hypogas plxs			\$391	\$266
64520		Injection for nerve block	0	\$159		
64530		Injection for nerve block	0	\$215		
64550		Apply neurostimulator	0	\$47		
64553		Implant neuroelectrodes	10	\$240		
64555		Implant neuroelectrodes	10	\$194		
64561		Implant neuroelectrodes			\$1,629	\$813
64565		Implant neuroelectrodes	10	\$181		
64565		Implant neuroelectrodes			\$374	\$265
64566		Neuroeltrd stim post tibial		\$275		
64568		Inc for vagus n elect impl		\$1,319		
64569		Revise/repl vagus n eltrd		\$1,441		
64570		Remove vagus n eltrd		\$1,160		
64575		Implant neuroelectrodes	90	\$548		
64580		Implant neuroelectrodes	90	\$506		
64581		Implant neuroelectrodes		\$1,376		
64585		Revise/remove neuroelectrode	10	\$217		
64590		Implant neuroreceiver	10	\$322		
64595		Revise/remove neuroreceiver	10	\$213		
64600		Injection treatment of nerve	10	\$373		
64605		Injection treatment of nerve	10	\$528		
64610		Injection treatment of nerve	10	\$1,113		
64611		Chemodenerv saliv glands			\$208	\$186
64612		Destroy nerve, face muscle	10	\$272		
64613		Destroy nerve, spine muscle	10	\$250		
64614		Destroy nerve extrem musc		BR		
64620		Injection treatment of nerve	10	\$301		
64630		Injection treatment of nerve	10	\$359		
64632		N block inj common digit		BR		
64633		Destroy cerv/thor facet jnt		BR		
64634		Destroy c/th facet jnt addl		BR		
64635		Destroy lumb/sac facet jnt		BR		
64636		Destroy l/s facet jnt addl		BR		
64640		Injection treatment of nerve	10	\$248		
64650		Chemodenerv eccrine glands			\$251	\$83
64653		Chemodenerv eccrine glands			\$294	\$108
64680		Injection treatment of nerve	10	\$321		
64681		Injection treatment of nerve			\$774	\$408
64702		Revise finger/toe nerve	90	\$633		
64704		Revise hand/foot nerve	90	\$748		
64708		Revise arm/leg nerve	90	\$1,011		
64712		Revision of sciatic nerve	90	\$1,278		
64713		Revision of arm nerve(s)	90	\$1,519		
64714		Revise low back nerve(s)	90	\$1,233		
64716		Revision of cranial nerve	90	\$800		
64718		Revise ulnar nerve at elbow	90	\$943		
64719		Revise ulnar nerve at wrist	90	\$745		
64721		Carpal tunnel surgery	90	\$688		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
64722		Relieve pressure on nerve(s)	90	\$829		
64726		Release foot/toe nerve	90	\$337		
64727		Internal nerve revision		\$488		
64732		Incision of brow nerve	90	\$651		
64734		Incision of cheek nerve	90	\$701		
64736		Incision of chin nerve	90	\$657		
64738		Incision of jaw nerve	90	\$787		
64740		Incision of tongue nerve	90	\$785		
64742		Incision of facial nerve	90	\$804		
64744		Incise nerve, back of head	90	\$854		
64746		Incise diaphragm nerve	90	\$719		
64752		Incision of vagus nerve	90	\$808		
64755		Incision of stomach nerves	90	\$1,830		
64760		Incision of vagus nerve	90	\$1,040		
64761		Incision of pelvis nerve	90	\$798		
64763		Incise hip/thigh nerve	90	\$880		
64766		Incise hip/thigh nerve	90	\$1,145		
64771		Sever cranial nerve	90	\$1,001		
64772		Incision of spinal nerve	90	\$1,053		
64774		Remove skin nerve lesion	90	\$570		
64776		Remove digit nerve lesion	90	\$570		
64778		Digit nerve surgery add-on		\$427		
64782		Remove limb nerve lesion	90	\$777		
64783		Limb nerve surgery add on		\$510		
64784		Remove nerve lesion	90	\$1,137		
64786		Remove sciatic nerve lesion	90	\$2,117		
64787		Implant nerve end		\$593		
64788		Remove skin nerve lesion	90	\$598		
64790		Removal of nerve lesion	90	\$1,365		
64792		Removal of nerve lesion	90	\$1,774		
64795		Biopsy of nerve	0	\$409		
64802		Remove sympathetic nerves	90	\$1,042		
64804		Remove sympathetic nerves	90	\$2,043		
64809		Remove sympathetic nerves	90	\$1,797		
64818		Remove sympathetic nerves	90	\$1,396		
64820		Remove sympathetic nerves	90	\$1,191		
64821		Remove sympathetic nerves		\$1,481		
64822		Remove sympathetic nerves		\$1,436		
64823		Remove sympathetic nerves		\$1,633		
64831		Repair of digit nerve	90	\$906		
64832		Repair nerve add-on...		\$548		
64834		Repair of hand or foot nerve	90	\$980		
64835		Repair of hand or foot nerve	90	\$1,237		
64836		Repair of hand or foot nerve	90	\$1,302		
64837		Repair nerve add-on...		\$802		
64840		Repair of leg nerve	90	\$1,651		
64856		Repair/transpose nerve	90	\$1,592		
64857		Repair arm/leg nerve	90	\$1,735		
64858		Repair sciatic nerve	90	\$2,019		
64859		Nerve surgery.....		\$574		
64861		Repair of arm nerves	90	\$2,318		
64862		Repair of low back nerves	90	\$2,924		
64864		Repair of facial nerve	90	\$1,479		
64865		Repair of facial nerve	90	\$2,021		
64866		Fusion of facial/other nerve	90	\$1,980		
64868		Fusion of facial/other nerve	90	\$1,842		
64870		Fusion of facial/other nerve	90	\$2,180		
64872		Subsequent repair of nerve		-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
64874		Repair & revise nerve		-		
64876		Repair nerve; shorten bone		-		
64885		Nerve graft, head or neck	90	\$2,188		
64886		Nerve graft, head or neck	90	\$2,609		
64890		Nerve graft, hand or foot	90	\$2,034		
64891		Nerve graft, hand or foot	90	\$1,937		
64892		Nerve graft, arm or leg	90	\$1,881		
64893		Nerve graft, arm or leg	90	\$2,181		
64895		Nerve graft, hand or foot	90	\$2,414		
64896		Nerve graft, hand or foot	90	\$2,748		
64897		Nerve graft, arm or leg	90	\$2,299		
64898		Nerve graft, arm or leg	90	\$2,488		
64901		Nerve graft add-on....		\$1,442		
64902		Nerve graft add-on....		\$1,685		
64905		Nerve pedicle transfer	90	\$1,651		
64907		Nerve pedicle transfer	90	\$2,369		
64910		Nerve repair w/allograft		\$1,740		
64911		Neurorrhaphy w/vein autograft		\$2,185		
64999		Nervous system surgery		BR		
65091		Revise eye	90	\$1,031		
65093		Revise eye with implant	90	\$1,141		
65101		Removal of eye	90	\$1,086		
65103		Remove eye/insert implant	90	\$1,176		
65105		Remove eye/attach implant	90	\$1,302		
65110		Removal of eye	90	\$2,146		
65112		Remove eye, revise socket	90	\$2,031		
65114		Remove eye, revise socket	90	\$2,217		
65125		Revise ocular implant	90	\$435		
65130		Insert ocular implant	90	\$1,126		
65135		Insert ocular implant	90	\$899		
65140		Attach ocular implant	90	\$992		
65150		Revise ocular implant	90	\$1,147		
65155		Reinsert ocular implant	90	\$1,534		
65175		Removal of ocular implant	90	\$978		
65205		Remove foreign body from eye	0	\$83		
65210		Remove foreign body from eye	0	\$95		
65220		Remove foreign body from eye	0	\$91		
65222		Remove foreign body from eye	0	\$109		
65235		Remove foreign body from eye	90	\$922		
65260		Remove foreign body from eye	90	\$1,376		
65265		Remove foreign body from eye	90	\$1,599		
65270		Repair of eye wound	10	\$219		
65272		Repair of eye wound	90	\$376		
65273		Repair of eye wound	90	\$518		
65275		Repair of eye wound	90	\$407		
65280		Repair of eye wound	90	\$1,181		
65285		Repair of eye wound	90	\$1,767		
65286		Repair of eye wound	90	\$722		
65290		Repair of eye socket wound	90	\$824		
65400		Removal of eye lesion	90	\$879		
65410		Biopsy of cornea	0	\$225		
65420		Removal of eye lesion	90	\$600		
65426		Removal of eye lesion	90	\$854		
65430		Corneal smear	0	\$103		
65435		Curette/treat cornea	0	\$123		
65436		Curette/treat cornea	90	\$397		
65450		Treatment of corneal lesion	90	\$462		
65600		Revision of cornea	90	\$418		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
65710		Corneal transplant	90	\$2,051		
65730		Corneal transplant	90	\$2,450		
65750		Corneal transplant	90	\$2,557		
65755		Corneal transplant	90	\$2,618		
65756		Corneal trnspl endothelial		\$2,411		
65760		Revision of cornea		BR		
65765		Revision of cornea		BR		
65767		Corneal tissue transplant		BR		
65770		Revise cornea with implant	90	\$2,200		
65771		Radial keratotomy		BR		
65772		Correction of astigmatism	90	\$691		
65775		Correction of astigmatism	90	\$1,037		
65778		Cover eye w/membrane			\$2,775	\$150
65779		Cover eye w/membrane suture			\$2,471	\$592
65780		Ocular reconst transplant		\$1,849		
65781		Ocular reconst transplant		\$2,713		
65782		Ocular reconst transplant		\$2,470		
65800		Drainage of eye	0	\$264		
65805		Drainage of eye	0	\$271		
65810		Drainage of eye	90	\$731		
65815		Drainage of eye	90	\$671		
65820		Relieve inner eye pressure	90	\$1,250		
65850		Incision of eye	90	\$1,692		
65855		Laser surgery of eye	90	\$985		
65860		Incise inner eye adhesions	90	\$689		
65865		Incise inner eye adhesions	90	\$907		
65870		Incise inner eye adhesions	90	\$857		
65875		Incise inner eye adhesions	90	\$903		
65880		Incise inner eye adhesions	90	\$985		
65900		Remove eye lesion	90	\$1,364		
65920		Remove implant from eye	90	\$1,182		
65930		Remove blood clot from eye	90	\$1,071		
66020		Injection treatment of eye	10	\$280		
66030		Injection treatment of eye	10	\$126		
66130		Remove eye lesion	90	\$927		
66150		Glaucoma surgery	90	\$1,301		
66155		Glaucoma surgery	90	\$1,243		
66160		Glaucoma surgery	90	\$1,473		
66165		Glaucoma surgery	90	\$1,267		
66170		Glaucoma surgery	90	\$1,706		
66172		Incision of eye	90	\$1,873		
66174		Translum dil eye canal		\$2,017		
66175		Trnslum dil eye canal w/stnt		\$2,276		
66180		Implant eye shunt	90	\$2,166		
66185		Revise eye shunt	90	\$1,290		
66220		Repair eye lesion	90	\$964		
66225		Repair/graft eye lesion	90	\$1,883		
66250		Follow-up surgery of eye	90	\$935		
66500		Incision of iris	90	\$600		
66505		Incision of iris	90	\$522		
66600		Remove iris and lesion	90	\$1,281		
66605		Removal of iris	90	\$1,762		
66625		Removal of iris	90	\$964		
66630		Removal of iris	90	\$1,006		
66635		Removal of iris	90	\$1,064		
66680		Repair iris & ciliary body	90	\$843		
66682		Repair iris and ciliary body	90	\$961		
66700		Destruction, ciliary body	90	\$771		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
66710		Destruction, ciliary body	90	\$836		
66711		Ciliary endoscopic ablation		\$1,295		
66720		Destruction, ciliary body	90	\$806		
66740		Destruction, ciliary body	90	\$828		
66761		Revision of iris	90	\$854		
66762		Revision of iris	90	\$992		
66770		Removal of inner eye lesion	90	\$927		
66820		Incision, secondary cataract	90	\$642		
66821		After cataract laser surgery	90	\$637		
66825		Reposition intraocular lens	90	\$1,093		
66830		Removal of lens lesion	90	\$1,124		
66840		Removal of lens material	90	\$1,251		
66850		Removal of lens material	90	\$1,501		
66852		Removal of lens material	90	\$1,806		
66920		Extraction of lens	90	\$1,407		
66930		Extraction of lens	90	\$1,473		
66940		Extraction of lens	90	\$1,421		
66982		Cataract surgery complex		\$2,227		
66983		Remove cataract, insert lens	90	\$1,771		
66984		Remove cataract, insert lens	90	\$1,895		
66985		Insert lens prosthesis	90	\$1,391		
66986		Exchange lens prosthesis	90	\$1,743		
66990		Ophthalmic endoscope add-on		\$184		
66999		Eye surgery procedure		BR		
67005		Partial removal of eye fluid	90	\$1,793		
67010		Partial removal of eye fluid	90	\$1,720		
67015		Release of eye fluid	90	\$955		
67025		Replace eye fluid	90	\$959		
67027		Implant eye drug system.	90	\$1,517		
67028		Injection eye drug	0	\$420		
67030		Incise inner eye strands	90	\$943		
67031		Laser surgery, eye strands	90	\$1,118		
67036		Removal of inner eye fluid	90	\$2,629		
67039		Laser treatment of retina	90	\$3,025		
67040		Laser treatment of retina	90	\$3,339		
67041		Vit for macular pucker		\$2,778		
67042		Vit for macular hole		\$3,176		
67043		Vit for membrane dissect		\$3,396		
67101		Repair, detached retina	90	\$1,340		
67105		Repair detached retina	90	\$1,201		
67107		Repair detached retina	90	\$2,249		
67108		Repair detached retina	90	\$3,158		
67110		Repair detached retina	90	\$1,744		
67112		Rerepair detached retina.	90	\$2,424		
67113		Repair retinal detach cplx		\$3,660		
67115		Release, encircling material	90	\$871		
67120		Remove eye implant material	90	\$931		
67121		Remove eye implant material	90	\$1,421		
67141		Treatment of retina	90	\$961		
67145		Treatment of retina	90	\$983		
67208		Treatment of retinal lesion	90	\$1,036		
67210		Treatment of retinal lesion	90	\$1,272		
67218		Treatment of retinal lesion	90	\$1,893		
67220		Treatment of choroid lesion	90	\$1,403		
67221		Ocular photodynamic ther			\$595	\$447
67225		Eye photodynamic ther add-on			\$60	\$57
67227		Treatment of retinal lesion	90	\$1,120		
67228		Treatment of retinal lesion	90	\$1,576		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
67229		Tr retinal les preterm inf		\$2,262		
67250		Reinforce eye wall	90	\$1,115		
67255		Reinforce/graft eye wall	90	\$1,697		
67299		Eye surgery procedure		BR		
67311		Revise eye muscle.....	90	\$1,025		
67312		Revise two eye muscles	90	\$1,256		
67314		Revise eye muscle	90	\$1,268		
67316		Revise two eye muscles	90	\$1,430		
67318		Revise eye muscle(s)..	90	\$1,055		
67320		Revise eye muscle(s) add-on		\$986		
67331		Eye surgery follow-up add-on		\$902		
67332		Rerevise eye muscles add-on		\$1,005		
67334		Revise eye muscle w/suture		\$746		
67335		Eye suture during surgery		\$412		
67340		Revise eye muscle add- on		\$929		
67343		Release eye tissue	90	\$930		
67345		Destroy nerve of eye muscle	10	\$381		
67346		Biopsy eye muscle		\$434		
67399		Eye muscle surgery procedure		BR		
67400		Explore/biopsy eye socket	90	\$1,514		
67405		Explore/drain eye socket	90	\$1,245		
67412		Explore/treat eye socket	90	\$1,523		
67413		Explore/treat eye socket	90	\$1,304		
67414		Explore/decompress eye socket	90	\$1,337		
67415		Aspiration orbital contents	0	\$276		
67420		Explore/treat eye socket	90	\$2,212		
67430		Explore/treat eye socket	90	\$1,698		
67440		Explore/drain eye socket	90	\$2,075		
67445		Explore/decompress eye socket	90	\$1,774		
67450		Explore/biopsy eye socket	90	\$2,050		
67500		Inject/treat eye socket	0	\$112		
67505		Inject/treat eye socket	0	\$136		
67515		Inject/treat eye socket	0	\$86		
67550		Insert eye socket implant	90	\$1,417		
67560		Revise eye socket implant	90	\$1,337		
67570		Decompress optic nerve	90	\$1,449		
67599		Orbit surgery procedure		BR		
67700		Drainage of eyelid abscess	10	\$129		
67710		Incision of eyelid	10	\$145		
67715		Incision of eyelid fold	10	\$195		
67800		Remove eyelid lesion	10	\$166		
67801		Remove eyelid lesions	10	\$236		
67805		Remove eyelid lesions	10	\$257		
67808		Remove eyelid lesion(s)	90	\$411		
67810		Biopsy of eyelid	0	\$166		
67820		Revise eyelashes	0	\$91		
67825		Revise eyelashes.....	10	\$236		
67830		Revise eyelashes	10	\$322		
67835		Revise eyelashes	90	\$962		
67840		Remove eyelid lesion	10	\$232		
67850		Treat eyelid lesion	10	\$178		
67875		Closure of eyelid by suture	0	\$235		
67880		Revision of eyelid	90	\$546		
67882		Revision of eyelid	90	\$796		
67900		Repair brow defect	90	\$603		
67901		Repair eyelid defect	90	\$1,178		
67902		Repair eyelid defect	90	\$1,228		
67903		Repair eyelid defect	90	\$1,254		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
67904		Repair eyelid defect	90	\$1,215		
67906		Repair eyelid defect	90	\$882		
67908		Repair eyelid defect	90	\$1,013		
67909		Revise eyelid defect	90	\$903		
67911		Revise eyelid defect	90	\$1,092		
67912		Correction eyelid w/implant			\$1,817	\$1,024
67914		Repair eyelid defect	90	\$704		
67915		Repair eyelid defect	90	\$313		
67916		Repair eyelid defect	90	\$850		
67917		Repair eyelid defect	90	\$977		
67921		Repair eyelid defect	90	\$520		
67922		Repair eyelid defect	90	\$300		
67923		Repair eyelid defect	90	\$917		
67924		Repair eyelid defect	90	\$951		
67930		Repair eyelid wound	10	\$348		
67935		Repair eyelid wound	90	\$715		
67938		Remove eyelid foreign body	10	\$130		
67950		Revision of eyelid	90	\$943		
67961		Revision of eyelid	90	\$938		
67966		Revision of eyelid	90	\$1,162		
67971		Reconstruction of eyelid	90	\$1,479		
67973		Reconstruction of eyelid	90	\$1,914		
67974		Reconstruction of eyelid	90	\$1,947		
67975		Reconstruction of eyelid	90	\$941		
67999		Eyelid surgery procedure		BR		
68020		Incise/drain eyelid lining	10	\$132		
68040		Treatment of eyelid lesions	0	\$94		
68100		Biopsy of eyelid lining	0	\$171		
68110		Remove eyelid lining lesion	10	\$215		
68115		Remove eyelid lining lesion	10	\$308		
68130		Remove eyelid lining lesion	90	\$642		
68135		Remove eyelid lining lesion	10	\$182		
68200		Treat eyelid by injection	0	\$75		
68320		Revise/graft eyelid lining	90	\$882		
68325		Revise/graft eyelid lining	90	\$1,198		
68326		Revise/graft eyelid lining	90	\$1,124		
68328		Revise/graft eyelid lining	90	\$1,377		
68330		Revise eyelid lining	90	\$767		
68335		Revise/graft eyelid lining	90	\$1,259		
68340		Separate eyelid adhesions	90	\$511		
68360		Revise eyelid lining	90	\$703		
68362		Revise eyelid lining	90	\$1,088		
68371		Harvest eye tissue alograft		\$839		
68399		Eyelid lining surgery		BR		
68400		Incise/drain tear gland	10	\$192		
68420		Incise/drain tear sac	10	\$236		
68440		Incise tear duct opening	10	\$120		
68500		Removal of tear gland	90	\$1,333		
68505		Partial removal tear gland	90	\$1,386		
68510		Biopsy of tear gland	0	\$607		
68520		Removal of tear sac	90	\$1,184		
68525		Biopsy of tear sac	0	\$591		
68530		Clearance of tear duct	10	\$469		
68540		Remove tear gland lesion	90	\$1,339		
68550		Remove tear gland lesion	90	\$1,752		
68700		Repair tear ducts	90	\$640		
68705		Revise tear duct opening	10	\$218		
68720		Create tear sac drain	90	\$1,407		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
68745		Create tear duct drain	90	\$1,079		
68750		Create tear duct drain	90	\$1,570		
68760		Close tear duct opening	10	\$187		
68761		Close tear duct opening	10	\$161		
68770		Close tear system fistula	90	\$785		
68801		Dilate tear duct opening	10	\$170		
68810		Probe nasolacrimal duct	10	\$269		
68811		Probe nasolacrimal duct	10	\$298		
68815		Probe nasolacrimal duct	10	\$446		
68816		Probe nl duct w/balloon			\$1,519	\$533
68840		Explore/irrigate tear ducts	10	\$124		
68850		Injection for tear sac X-ray	0	\$96		
68899		Tear duct system surgery		BR		
69000		Drain external ear lesion	10	\$126		
69005		Drain external ear lesion	10	\$237		
69020		Drain outer ear canal lesion	10	\$136		
69090		Pierce earlobes		BR		
69100		Biopsy of external ear	0	\$106		
69105		Biopsy of external ear canal	0	\$124		
69110		Partial removal external ear	90	\$449		
69120		Removal of external ear	90	\$340		
69140		Remove ear canal lesion(s)	90	\$1,173		
69145		Remove ear canal lesion(s)	90	\$378		
69150		Extensive ear canal surgery	90	\$1,750		
69155		Extensive ear/neck surgery	90	\$2,447		
69200		Clear outer ear canal	0	\$87		
69205		Clear outer ear canal	10	\$165		
69210		Remove impacted ear wax	0	\$61		
69220		Clean out mastoid cavity	0	\$98		
69222		Clean out mastoid cavity	10	\$154		
69300		Revise external ear		-	\$1,565	\$1,009
69310		Rebuild outer ear canal	90	\$1,523		
69320		Rebuild outer ear canal	90	\$2,329		
69399		Outer ear surgery procedure		\$0		
69400		Inflate middle ear canal	0	\$94		
69401		Inflate middle ear canal	0	\$65		
69405		Catheterize middle ear canal	10	\$220		
69410		Inset middle ear baffle	0	\$71		
69420		Incision of eardrum	10	\$145		
69421		Incision of eardrum	10	\$209		
69424		Remove ventilating tube	0	\$108		
69433		Create eardrum opening	10	\$209		
69436		Create eardrum opening	10	\$302		
69440		Exploration of middle ear	90	\$1,199		
69450		Eardrum revision	90	\$1,132		
69501		Mastoidectomy	90	\$1,478		
69502		Mastoidectomy	90	\$1,895		
69505		Remove mastoid structures	90	\$2,156		
69511		Extensive mastoid surgery	90	\$2,245		
69530		Extensive mastoid surgery	90	\$2,582		
69535		Remove part of temporal bone	90	\$4,432		
69540		Remove ear lesion	10	\$181		
69550		Remove ear lesion	90	\$2,061		
69552		Remove ear lesion	90	\$2,650		
69554		Remove ear lesion	90	\$3,630		
69601		Mastoid surgery revision	90	\$2,008		
69602		Mastoid surgery revision	90	\$2,208		
69603		Mastoid surgery revision	90	\$2,323		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
69604		Mastoid surgery revision	90	\$2,765		
69605		Mastoid surgery revision	90	\$2,467		
69610		Repair of eardrum	10	\$383		
69620		Repair of eardrum	90	\$1,170		
69631		Repair eardrum structures	90	\$1,761		
69632		Rebuild eardrum structures	90	\$2,126		
69633		Rebuild eardrum structures	90	\$2,056		
69635		Repair eardrum structures	90	\$2,237		
69636		Rebuild eardrum structures	90	\$2,551		
69637		Rebuild eardrum structures	90	\$2,565		
69641		Revise middle ear & mastoid	90	\$2,157		
69642		Revise middle ear & mastoid	90	\$2,775		
69643		Revise middle ear & mastoid	90	\$2,672		
69644		Revise middle ear & mastoid	90	\$2,968		
69645		Revise middle ear & mastoid	90	\$2,826		
69646		Revise middle ear & mastoid	90	\$2,953		
69650		Release middle ear bone	90	\$1,610		
69660		Revise middle ear bone	90	\$2,055		
69661		Revise middle ear bone	90	\$2,527		
69662		Revise middle ear bone	90	\$2,478		
69666		Repair middle ear structures	90	\$1,807		
69667		Repair middle ear structures	90	\$1,783		
69670		Remove mastoid air cells	90	\$1,579		
69676		Remove middle ear nerve	90	\$1,318		
69700		Close mastoid fistula	90	\$1,181		
69710		Implant/replace hearing aid		BR		
69711		Remove/repair hearing aid	90	\$1,345		
69714		Implant temple bone w/stimul		\$2,301		
69715		Temple bone implnt w/stimulat		\$2,844		
69717		Temple bone implant revision		\$2,420		
69718		Revise temple bone implant		\$2,874		
69720		Release facial nerve	90	\$2,449		
69725		Release facial nerve	90	\$2,488		
69740		Repair facial nerve	90	\$2,047		
69745		Repair facial nerve	90	\$2,378		
69799		Middle ear surgery procedure		BR		
69801		Incise inner ear.....	90	\$1,388		
69802		Incise inner ear	90	\$1,763		
69805		Explore inner ear	90	\$2,047		
69806		Explore inner ear	90	\$2,450		
69820		Establish inner ear window	90	\$1,415		
69840		Revise inner ear window	90	\$1,349		
69905		Remove inner ear	90	\$2,070		
69910		Remove inner ear & mastoid	90	\$2,541		
69915		Incise inner ear nerve	90	\$2,805		
69930		Implant cochlear device	90	\$3,188		
69949		Inner ear surgery procedure		BR		
69950		Incise inner ear nerve	90	\$2,935		
69955		Release facial nerve	90	\$3,161		
69960		Release inner ear canal	90	\$2,798		
69970		Remove inner ear lesion	90	\$3,133		
69979		Temporal bone surgery		BR		
69990		Microsurgery add-on...		\$424		
10040		Acne surgery	10	\$119		
70010		Contrast X-ray of brain		\$438		
70010	26	Contrast X-ray of brain		\$127		
70010	TC	Contrast X-ray of brain		\$311		
70015		Contrast X-ray of brain		\$224		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
70015	26	Contrast X-ray of brain		\$127		
70015	TC	Contrast X-ray of brain		\$98		
70030		X-ray eye for foreign body		\$49		
70030	26	X-ray eye for foreign body		\$19		
70030	TC	X-ray eye for foreign body		\$31		
70100		X-ray exam of jaw		\$58		
70100	26	X-ray exam of jaw		\$20		
70100	TC	X-ray exam of jaw		\$38		
70110		X-ray exam of jaw		\$73		
70110	26	X-ray exam of jaw		\$28		
70110	TC	X-ray exam of jaw		\$45		
70120		X-ray exam of mastoids		\$65		
70120	26	X-ray exam of mastoids		\$20		
70120	TC	X-ray exam of mastoids		\$45		
70130		X-ray exam of mastoids		\$94		
70130	26	X-ray exam of mastoids		\$37		
70130	TC	X-ray exam of mastoids		\$57		
70134		X-ray exam of middle ear		\$90		
70134	26	X-ray exam of middle ear		\$37		
70134	TC	X-ray exam of middle ear		\$54		
70140		X-ray exam of facial bones		\$66		
70140	26	X-ray exam of facial bones		\$21		
70140	TC	X-ray exam of facial bones		\$45		
70150		X-ray exam of facial bones		\$85		
70150	26	X-ray exam of facial bones		\$28		
70150	TC	X-ray exam of facial bones		\$57		
70160		X-ray exam of nasal bones		\$56		
70160	26	X-ray exam of nasal bones		\$19		
70160	TC	X-ray exam of nasal bones		\$38		
70170		X-ray exam of tear duct		\$101		
70170	26	X-ray exam of tear duct		\$33		
70170	TC	X-ray exam of tear duct		\$68		
70190		X-ray exam of eye sockets		\$68		
70190	26	X-ray exam of eye sockets		\$23		
70190	TC	X-ray exam of eye sockets		\$45		
70200		X-ray exam of eye sockets		\$87		
70200	26	X-ray exam of eye sockets		\$31		
70200	TC	X-ray exam of eye sockets		\$57		
70210		X-ray exam of sinuses		\$63		
70210	26	X-ray exam of sinuses		\$19		
70210	TC	X-ray exam of sinuses		\$45		
70220		X-ray exam of sinuses		\$84		
70220	26	X-ray exam of sinuses		\$28		
70220	TC	X-ray exam of sinuses		\$57		
70240		X-ray exam pituitary saddle		\$51		
70240	26	X-ray exam pituitary saddle		\$21		
70240	TC	X-ray exam pituitary saddle		\$31		
70250		X-ray exam of skull		\$71		
70250	26	X-ray exam of skull		\$26		
70250	TC	X-ray exam of skull		\$45		
70260		X-ray exam of skull		\$101		
70260	26	X-ray exam of skull		\$37		
70260	TC	X-ray exam of skull		\$65		
70300		X-ray exam of teeth		\$31		
70300	26	X-ray exam of teeth		\$12		
70300	TC	X-ray exam of teeth		\$19		
70310		X-ray exam of teeth		\$47		
70310	26	X-ray exam of teeth		\$17		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
70310	TC	X-ray exam of teeth		\$31		
70320		Full mouth X-ray of teeth		\$81		
70320	26	Full mouth X-ray of teeth		\$24		
70320	TC	Full mouth X-ray of teeth		\$57		
70328		X-ray exam of jaw joint		\$56		
70328	26	X-ray exam of jaw joint		\$20		
70328	TC	X-ray exam of jaw joint		\$36		
70330		X-ray exam of jaw joints		\$87		
70330	26	X-ray exam of jaw joints		\$26		
70330	TC	X-ray exam of jaw joints		\$61		
70332		X-ray exam of jaw joint		\$210		
70332	26	X-ray exam of jaw joint		\$59		
70332	TC	X-ray exam of jaw joint		\$151		
70336		Magnetic image jaw joint		\$906		
70336	26	Magnetic image jaw joint		\$102		
70336	TC	Magnetic image jaw joint		\$804		
70350		X-ray head for orthodontia		\$45		
70350	26	X-ray head for orthodontia		\$19		
70350	TC	X-ray head for orthodontia		\$27		
70355		Panoramic X-ray of jaws		\$63		
70355	26	Panoramic X-ray of jaws		\$21		
70355	TC	Panoramic X-ray of jaws		\$42		
70360		X-ray exam of neck		\$49		
70360	26	X-ray exam of neck		\$19		
70360	TC	X-ray exam of neck		\$31		
70370		Throat X-ray & fluoroscopy		\$128		
70370	26	Throat X-ray & fluoroscopy		\$35		
70370	TC	Throat X-ray & fluoroscopy		\$94		
70371		Speech evaluation, complex		\$241		
70371	26	Speech evaluation, complex		\$91		
70371	TC	Speech evaluation, complex		\$151		
70373		Contrast X-ray of larynx		\$175		
70373	26	Contrast X-ray of larynx		\$47		
70373	TC	Contrast X-ray of larynx		\$129		
70380		X-ray exam of salivary gland		\$67		
70380	26	X-ray exam of salivary gland		\$19		
70380	TC	X-ray exam of salivary gland		\$49		
70390		X-ray exam of salivary duct		\$169		
70390	26	X-ray exam of salivary duct		\$41		
70390	TC	X-ray exam of salivary duct		\$129		
70450		Cat scan of head or brain		\$430		
70450	26	Cat scan of head or brain		\$91		
70450	TC	Cat scan of head or brain		\$339		
70460		Contrast cat scan of head		\$528		
70460	26	Contrast cat scan of head		\$122		
70460	TC	Contrast cat scan of head		\$406		
70470		Contrast cat scans of head		\$643		
70470	26	Contrast cat scans of head		\$136		
70470	TC	Contrast cat scans of head		\$507		
70480		Cat scan of skull		\$476		
70480	26	Cat scan of skull		\$138		
70480	TC	Cat scan of skull		\$339		
70481		Contrast cat scan of skull		\$554		
70481	26	Contrast cat scan of skull		\$148		
70481	TC	Contrast cat scan of skull		\$406		
70482		Contrast cat scans of skull		\$663		
70482	26	Contrast cat scans of skull		\$156		
70482	TC	Contrast cat scans of skull		\$507		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
70486		Cat scan of face, jaw		\$461		
70486	26	Cat scan of face, jaw		\$122		
70486	TC	Cat scan of face, jaw		\$339		
70487		Contrast cat scan, face/jaw		\$545		
70487	26	Contrast cat scan, face/jaw		\$139		
70487	TC	Contrast cat scan, face/jaw		\$406		
70488		Contrast cat scans face/jaw		\$660		
70488	26	Contrast cat scans face/jaw		\$153		
70488	TC	Contrast cat scans face/jaw		\$507		
70490		Cat scan of neck tissue		\$476		
70490	26	Cat scan of neck tissue		\$138		
70490	TC	Cat scan of neck tissue		\$339		
70491		Contrast cat of neck tissue		\$554		
70491	26	Contrast cat of neck tissue		\$148		
70491	TC	Contrast cat of neck tissue		\$406		
70492		Contrast cat of neck tissue		\$663		
70492	26	Contrast cat of neck tissue		\$156		
70492	TC	Contrast cat of neck tissue		\$507		
70496	26	Ct angiography head		\$174		
70496	TC	Ct angiography head		\$881		
70496		Ct angiography head		\$1,055		
70496	26	Ct angiography head		\$174		
70496	TC	Ct angiography head		\$881		
70496		Ct angiography head		\$1,055		
70498	26	Ct angiography neck		\$174		
70498	TC	Ct angiography neck		\$919		
70498		Ct angiography neck		\$1,093		
70498	26	Ct angiography neck		\$174		
70498	TC	Ct angiography neck		\$919		
70498		Ct angiography neck		\$1,093		
70540		Magnetic image, face, neck		\$963		
70540	26	Magnetic image, face, neck		\$159		
70540	TC	Magnetic image, face, neck		\$804		
70542	26	Mri orbit/face/neck w/dye		\$161		
70542	TC	Mri orbit/face/neck w/dye		\$807		
70542		Mri orbit/face/neck w/dye		\$969		
70542	26	Mri orbit/face/neck w/dye		\$161		
70542	TC	Mri orbit/face/neck w/dye		\$807		
70542		Mri orbit/face/neck w/dye		\$969		
70543	26	Mri orbit/fac/nck w/o & w/dye		\$213		
70543	TC	Mri orbit/fac/nck w/o & w/dye		\$966		
70543		Mri orbit/fac/nck w/o & w/dye		\$1,180		
70543	26	Mri orbit/fac/nck w/o & w/dye		\$213		
70543	TC	Mri orbit/fac/nck w/o & w/dye		\$966		
70543		Mri orbit/fac/nck w/o & w/dye		\$1,180		
70544	26	Mr angiography head w/o dye		\$120		
70544	TC	Mr angiography head w/o dye		\$849		
70544		Mr angiography head w/o dye		\$969		
70544	26	Mr angiography head w/o dye		\$120		
70544	TC	Mr angiography head w/o dye		\$849		
70544		Mr angiography head w/o dye		\$969		
70545	26	Mr angiography head w/dye		\$119		
70545	TC	Mr angiography head w/dye		\$829		
70545		Mr angiography head w/dye		\$948		
70545	26	Mr angiography head w/dye		\$119		
70545	TC	Mr angiography head w/dye		\$829		
70545		Mr angiography head w/dye		\$948		
70546	26	Mr angiograph head w/o&w/dye		\$180		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
70546	TC	Mr angiograph head w/o&w/dye		\$1,281		
70546		Mr angiograph head w/o&w/dye		\$1,461		
70546	26	Mr angiograph head w/o&w/dye		\$180		
70546	TC	Mr angiograph head w/o&w/dye		\$1,281		
70546		Mr angiograph head w/o&w/dye		\$1,461		
70547	26	Mr angiography neck w/o dye		\$120		
70547	TC	Mr angiography neck w/o dye		\$849		
70547		Mr angiography neck w/o dye		\$968		
70547	26	Mr angiography neck w/o dye		\$120		
70547	TC	Mr angiography neck w/o dye		\$849		
70547		Mr angiography neck w/o dye		\$968		
70548	26	Mr angiography neck w/dye		\$120		
70548	TC	Mr angiography neck w/dye		\$910		
70548		Mr angiography neck w/dye		\$1,030		
70548	26	Mr angiography neck w/dye		\$120		
70548	TC	Mr angiography neck w/dye		\$910		
70548		Mr angiography neck w/dye		\$1,030		
70549	26	Mr angiograph neck w/o&w/dye		\$179		
70549	TC	Mr angiograph neck w/o&w/dye		\$1,286		
70549		Mr angiograph neck w/o&w/dye		\$1,465		
70549	26	Mr angiograph neck w/o&w/dye		\$179		
70549	TC	Mr angiograph neck w/o&w/dye		\$1,286		
70549		Mr angiograph neck w/o&w/dye		\$1,465		
70551		Magnetic image, brain		\$963		
70551	26	Magnetic image, brain		\$159		
70551	TC	Magnetic image, brain		\$804		
70552		Magnetic image, brain		\$1,155		
70552	26	Magnetic image, brain		\$192		
70552	TC	Magnetic image, brain		\$964		
70553		Magnetic image, brain		\$2,039		
70553	26	Magnetic image, brain		\$255		
70553	TC	Magnetic image, brain		\$1,785		
70554	26	Fmri brain by tech		\$211		
70554	TC	Fmri brain by tech		\$818		
70554		Fmri brain by tech		\$1,029		
70554	26	Fmri brain by tech		\$211		
70554	TC	Fmri brain by tech		\$818		
70554		Fmri brain by tech		\$1,029		
70555		Fmri brain by phys/psych		\$261		
70555		Fmri brain by phys/psych		\$261		
70557		Mri brain w/o dye		\$348		
70557		Mri brain w/o dye		\$348		
70558		Mri brain w/dye		\$327		
70558		Mri brain w/dye		\$327		
70559		Mri brain w/o & w/dye		\$330		
70559		Mri brain w/o & w/dye		\$330		
71010		Chest X-ray		\$54		
71010	26	Chest X-ray		\$19		
71010	TC	Chest X-ray		\$35		
71015		X-ray exam of chest		\$61		
71015	26	X-ray exam of chest		\$23		
71015	TC	X-ray exam of chest		\$38		
71020		Chest X-ray		\$68		
71020	26	Chest X-ray		\$24		
71020	TC	Chest X-ray		\$45		
71021		Chest X-ray		\$82		
71021	26	Chest X-ray		\$29		
71021	TC	Chest X-ray		\$54		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
71022		Chest X-ray		\$87		
71022	26	Chest X-ray		\$33		
71022	TC	Chest X-ray		\$54		
71023		Chest X-ray and fluoroscopy		\$98		
71023	26	Chest X-ray and fluoroscopy		\$41		
71023	TC	Chest X-ray and fluoroscopy		\$57		
71030		Chest X-ray		\$90		
71030	26	Chest X-ray		\$33		
71030	TC	Chest X-ray		\$57		
71034		Chest X-ray & fluoroscopy		\$154		
71034	26	Chest X-ray & fluoroscopy		\$50		
71034	TC	Chest X-ray & fluoroscopy		\$104		
71035		Chest X-ray		\$57		
71035	26	Chest X-ray		\$19		
71035	TC	Chest X-ray		\$38		
71040		Contrast X-ray of bronchi		\$168		
71040	26	Contrast X-ray of bronchi		\$63		
71040	TC	Contrast X-ray of bronchi		\$105		
71060		Contrast X-ray of bronchi		\$238		
71060	26	Contrast X-ray of bronchi		\$80		
71060	TC	Contrast X-ray of bronchi		\$159		
71100		X-ray exam of ribs		\$66		
71100	26	X-ray exam of ribs		\$24		
71100	TC	X-ray exam of ribs		\$42		
71101		X-ray exam of ribs, chest		\$78		
71101	26	X-ray exam of ribs, chest		\$30		
71101	TC	X-ray exam of ribs, chest		\$49		
71110		X-ray exam of ribs		\$87		
71110	26	X-ray exam of ribs		\$30		
71110	TC	X-ray exam of ribs		\$57		
71111		X-ray exam of ribs, chest		\$99		
71111	26	X-ray exam of ribs, chest		\$35		
71111	TC	X-ray exam of ribs, chest		\$65		
71120		X-ray exam of breastbone		\$68		
71120	26	X-ray exam of breastbone		\$21		
71120	TC	X-ray exam of breastbone		\$47		
71130		X-ray exam of breastbone		\$74		
71130	26	X-ray exam of breastbone		\$24		
71130	TC	X-ray exam of breastbone		\$51		
71250		Cat scan of chest		\$548		
71250	26	Cat scan of chest		\$124		
71250	TC	Cat scan of chest		\$424		
71260		Contrast cat scan of chest		\$640		
71260	26	Contrast cat scan of chest		\$133		
71260	TC	Contrast cat scan of chest		\$507		
71270		Contrast cat scans of chest		\$782		
71270	26	Contrast cat scans of chest		\$148		
71270	TC	Contrast cat scans of chest		\$634		
71275	26	Ct angiography chest		\$191		
71275	TC	Ct angiography chest		\$645		
71275		Ct angiography chest		\$836		
71275	26	Ct angiography chest		\$191		
71275	TC	Ct angiography chest		\$645		
71275		Ct angiography chest		\$836		
71550		Magnetic image, chest		\$976		
71550	26	Magnetic image, chest		\$173		
71550	TC	Magnetic image, chest		\$804		
71551	26	Mri chest w/dye		\$173		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
71551	TC	Mri chest w/dye		\$944		
71551		Mri chest w/dye		\$1,117		
71551	26	Mri chest w/dye		\$173		
71551	TC	Mri chest w/dye		\$944		
71551		Mri chest w/dye		\$1,117		
71552	26	Mri chest w/o & w/dye		\$224		
71552	TC	Mri chest w/o & w/dye		\$1,165		
71552		Mri chest w/o & w/dye		\$1,389		
71552	26	Mri chest w/o & w/dye		\$224		
71552	TC	Mri chest w/o & w/dye		\$1,165		
71552		Mri chest w/o & w/dye		\$1,389		
71555		Magnetic imaging/chest		\$991		
71555	26	Magnetic imaging/chest		\$187		
71555	TC	Magnetic imaging/chest		\$804		
72010		X-ray exam of spine		\$122		
72010	26	X-ray exam of spine		\$48		
72010	TC	X-ray exam of spine		\$74		
72020		X-ray exam of spine		\$47		
72020	26	X-ray exam of spine		\$17		
72020	TC	X-ray exam of spine		\$31		
72040		X-ray exam of neck spine		\$67		
72040	26	X-ray exam of neck spine		\$24		
72040	TC	X-ray exam of neck spine		\$44		
72050		X-ray exam of neck spine		\$98		
72050	26	X-ray exam of neck spine		\$33		
72050	TC	X-ray exam of neck spine		\$65		
72052		X-ray exam of neck spine		\$120		
72052	26	X-ray exam of neck spine		\$39		
72052	TC	X-ray exam of neck spine		\$82		
72069		X-ray exam of trunk spine		\$59		
72069	26	X-ray exam of trunk spine		\$24		
72069	TC	X-ray exam of trunk spine		\$36		
72070		X-ray exam of thorax spine		\$70		
72070	26	X-ray exam of thorax spine		\$24		
72070	TC	X-ray exam of thorax spine		\$47		
72072		X-ray exam of thoracic spine		\$77		
72072	26	X-ray exam of thoracic spine		\$24		
72072	TC	X-ray exam of thoracic spine		\$54		
72074		X-ray exam of thoracic spine		\$89		
72074	26	X-ray exam of thoracic spine		\$24		
72074	TC	X-ray exam of thoracic spine		\$66		
72080		X-ray exam of trunk spine		\$72		
72080	26	X-ray exam of trunk spine		\$24		
72080	TC	X-ray exam of trunk spine		\$49		
72090		X-ray exam of trunk spine		\$79		
72090	26	X-ray exam of trunk spine		\$31		
72090	TC	X-ray exam of trunk spine		\$49		
72100		X-ray exam of lower spine		\$72		
72100	26	X-ray exam of lower spine		\$24		
72100	TC	X-ray exam of lower spine		\$49		
72110		X-ray exam of lower spine		\$99		
72110	26	X-ray exam of lower spine		\$33		
72110	TC	X-ray exam of lower spine		\$66		
72114		X-ray exam of lower spine		\$124		
72114	26	X-ray exam of lower spine		\$39		
72114	TC	X-ray exam of lower spine		\$85		
72120		X-ray exam of lower spine		\$88		
72120	26	X-ray exam of lower spine		\$24		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
72120	TC	X-ray exam of lower spine		\$65		
72125		Cat scan of neck spine		\$548		
72125	26	Cat scan of neck spine		\$124		
72125	TC	Cat scan of neck spine		\$424		
72126		Contrast cat scan of neck		\$637		
72126	26	Contrast cat scan of neck		\$130		
72126	TC	Contrast cat scan of neck		\$507		
72127		Contrast cat scans of neck		\$770		
72127	26	Contrast cat scans of neck		\$136		
72127	TC	Contrast cat scans of neck		\$634		
72128		Cat scan of thorax spine		\$548		
72128	26	Cat scan of thorax spine		\$124		
72128	TC	Cat scan of thorax spine		\$424		
72129		Contrast cat scan of thorax		\$637		
72129	26	Contrast cat scan of thorax		\$130		
72129	TC	Contrast cat scan of thorax		\$507		
72130		Contrast cat scans of thorax		\$770		
72130	26	Contrast cat scans of thorax		\$136		
72130	TC	Contrast cat scans of thorax		\$634		
72131		Cat scan of lower spine		\$548		
72131	26	Cat scan of lower spine		\$124		
72131	TC	Cat scan of lower spine		\$424		
72132		Contrast cat of lower spine		\$637		
72132	26	Contrast cat of lower spine		\$130		
72132	TC	Contrast cat of lower spine		\$507		
72133		Contrast cat scans,low spine		\$770		
72133	26	Contrast cat scans,low spine		\$136		
72133	TC	Contrast cat scans,low spine		\$634		
72141		Magnetic image, neck spine		\$976		
72141	26	Magnetic image, neck spine		\$173		
72141	TC	Magnetic image, neck spine		\$804		
72142		Magnetic image, neck spine		\$1,170		
72142	26	Magnetic image, neck spine		\$206		
72142	TC	Magnetic image, neck spine		\$964		
72146		Magnetic image, chest spine		\$1,064		
72146	26	Magnetic image, chest spine		\$173		
72146	TC	Magnetic image, chest spine		\$892		
72147		Magnetic image, chest spine		\$1,170		
72147	26	Magnetic image, chest spine		\$206		
72147	TC	Magnetic image, chest spine		\$964		
72148		Magnetic image, lumbar spine		\$1,051		
72148	26	Magnetic image, lumbar spine		\$159		
72148	TC	Magnetic image, lumbar spine		\$892		
72149		Magnetic image, lumbar spine		\$1,155		
72149	26	Magnetic image, lumbar spine		\$192		
72149	TC	Magnetic image, lumbar spine		\$964		
72156		Magnetic image, neck spine		\$2,060		
72156	26	Magnetic image, neck spine		\$276		
72156	TC	Magnetic image, neck spine		\$1,785		
72157		Magnetic image, chest spine		\$2,060		
72157	26	Magnetic image, chest spine		\$276		
72157	TC	Magnetic image, chest spine		\$1,785		
72158		Magnetic image, lumbar spine		\$2,039		
72158	26	Magnetic image, lumbar spine		\$255		
72158	TC	Magnetic image, lumbar spine		\$1,785		
72159		Magnetic imaging/spine		\$1,074		
72159	26	Magnetic imaging/spine		\$182		
72159	TC	Magnetic imaging/spine		\$892		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
72170		X-ray exam of pelvis		\$56		
72170	26	X-ray exam of pelvis		\$18		
72170	TC	X-ray exam of pelvis		\$38		
72190		X-ray exam of pelvis		\$71		
72190	26	X-ray exam of pelvis		\$23		
72190	TC	X-ray exam of pelvis		\$49		
72191	26	Ct angiograph pelv w/o&w/dye		\$181		
72191	TC	Ct angiograph pelv w/o&w/dye		\$703		
72191		Ct angiograph pelv w/o&w/dye		\$885		
72191	26	Ct angiograph pelv w/o&w/dye		\$181		
72191	TC	Ct angiograph pelv w/o&w/dye		\$703		
72191		Ct angiograph pelv w/o&w/dye		\$885		
72192		Cat scan of pelvis		\$540		
72192	26	Cat scan of pelvis		\$117		
72192	TC	Cat scan of pelvis		\$424		
72193		Contrast cat scan of pelvis		\$614		
72193	26	Contrast cat scan of pelvis		\$124		
72193	TC	Contrast cat scan of pelvis		\$490		
72194		Contrast cat scans of pelvis		\$738		
72194	26	Contrast cat scans of pelvis		\$130		
72194	TC	Contrast cat scans of pelvis		\$609		
72195	26	Mri pelvis w/o dye		\$147		
72195	TC	Mri pelvis w/o dye		\$749		
72195		Mri pelvis w/o dye		\$896		
72196		Magnetic image, pelvis		\$976		
72196	26	Magnetic image, pelvis		\$173		
72196	TC	Magnetic image, pelvis		\$804		
72197	26	Mri pelvis w/o & w/dye		\$224		
72197	TC	Mri pelvis w/o & w/dye		\$987		
72197		Mri pelvis w/o & w/dye		\$1,211		
72198		Magnetic imaging/pelvis(mri)		\$990		
72198	26	Magnetic imaging/pelvis(mri)		\$187		
72198	TC	Magnetic imaging/pelvis(mri)		\$804		
72200		X-ray exam sacroiliac joints		\$56		
72200	26	X-ray exam sacroiliac joints		\$19		
72200	TC	X-ray exam sacroiliac joints		\$38		
72202		X-ray exam sacroiliac joints		\$66		
72202	26	X-ray exam sacroiliac joints		\$21		
72202	TC	X-ray exam sacroiliac joints		\$45		
72220		X-ray exam of tailbone		\$60		
72220	26	X-ray exam of tailbone		\$19		
72220	TC	X-ray exam of tailbone		\$42		
72240		Contrast X-ray of neck spine		\$438		
72240	26	Contrast X-ray of neck spine		\$98		
72240	TC	Contrast X-ray of neck spine		\$341		
72255		Contrast X-ray thorax spine		\$409		
72255	26	Contrast X-ray thorax spine		\$98		
72255	TC	Contrast X-ray thorax spine		\$311		
72265		Contrast X-ray lower spine		\$382		
72265	26	Contrast X-ray lower spine		\$90		
72265	TC	Contrast X-ray lower spine		\$292		
72270		Contrast X-ray of spine		\$579		
72270	26	Contrast X-ray of spine		\$143		
72270	TC	Contrast X-ray of spine		\$437		
72275		Epidurography.....		BR		
72275	26	Epidurography.....		BR		
72275	TC	Epidurography.....		BR		
72285		X-ray c/t spine disk..		\$712		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
72285	26	X-ray c/t spine disk..		\$87		
72285	TC	X-ray c/t spine disk..		\$626		
72291		Perq verte/sacroplsty fluor		\$147		
72292		Perq verte/sacroplsty ct		\$149		
72295		X-ray of lower spine disk		\$653		
72295	26	X-ray of lower spine disk		\$90		
72295	TC	X-ray of lower spine disk		\$563		
73000		X-ray exam of collarbone		\$55		
73000	26	X-ray exam of collarbone		\$17		
73000	TC	X-ray exam of collarbone		\$38		
73010		X-ray exam of shoulder blade		\$56		
73010	26	X-ray exam of shoulder blade		\$19		
73010	TC	X-ray exam of shoulder blade		\$38		
73020		X-ray exam of shoulder		\$51		
73020	26	X-ray exam of shoulder		\$17		
73020	TC	X-ray exam of shoulder		\$35		
73030		X-ray exam of shoulder		\$61		
73030	26	X-ray exam of shoulder		\$19		
73030	TC	X-ray exam of shoulder		\$42		
73040		Contrast X-ray of shoulder		\$210		
73040	26	Contrast X-ray of shoulder		\$59		
73040	TC	Contrast X-ray of shoulder		\$151		
73050		X-ray exam of shoulders		\$70		
73050	26	X-ray exam of shoulders		\$21		
73050	TC	X-ray exam of shoulders		\$49		
73060		X-ray exam of humerus		\$60		
73060	26	X-ray exam of humerus		\$19		
73060	TC	X-ray exam of humerus		\$42		
73070		X-ray exam of elbow		\$54		
73070	26	X-ray exam of elbow		\$17		
73070	TC	X-ray exam of elbow		\$38		
73080		X-ray exam of elbow		\$60		
73080	26	X-ray exam of elbow		\$19		
73080	TC	X-ray exam of elbow		\$42		
73085		Contrast X-ray of elbow		\$210		
73085	26	Contrast X-ray of elbow		\$59		
73085	TC	Contrast X-ray of elbow		\$151		
73090		X-ray exam of forearm		\$55		
73090	26	X-ray exam of forearm		\$17		
73090	TC	X-ray exam of forearm		\$38		
73092		X-ray exam of arm, infant		\$53		
73092	26	X-ray exam of arm, infant		\$17		
73092	TC	X-ray exam of arm, infant		\$36		
73100		X-ray exam of wrist		\$53		
73100	26	X-ray exam of wrist		\$17		
73100	TC	X-ray exam of wrist		\$36		
73110		X-ray exam of wrist		\$57		
73110	26	X-ray exam of wrist		\$19		
73110	TC	X-ray exam of wrist		\$39		
73115		Contrast X-ray of wrist		\$173		
73115	26	Contrast X-ray of wrist		\$59		
73115	TC	Contrast X-ray of wrist		\$114		
73120		X-ray exam of hand		\$53		
73120	26	X-ray exam of hand		\$17		
73120	TC	X-ray exam of hand		\$36		
73130		X-ray exam of hand		\$57		
73130	26	X-ray exam of hand		\$19		
73130	TC	X-ray exam of hand		\$39		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
73140		X-ray exam of finger(s)		\$45		
73140	26	X-ray exam of finger(s)		\$14		
73140	TC	X-ray exam of finger(s)		\$31		
73200		Cat scan of arm		\$472		
73200	26	Cat scan of arm		\$117		
73200	TC	Cat scan of arm		\$356		
73201		Contrast cat scan of arm		\$548		
73201	26	Contrast cat scan of arm		\$124		
73201	TC	Contrast cat scan of arm		\$424		
73202		Contrast cat scans of arm		\$663		
73202	26	Contrast cat scans of arm		\$130		
73202	TC	Contrast cat scans of arm		\$533		
73206	26	Ct angio upr extrm w/o&w/dye		\$179		
73206	TC	Ct angio upr extrm w/o&w/dye		\$578		
73206		Ct angio upr extrm w/o&w/dye		\$757		
73218	26	Mri upper extremity w/o dye		\$135		
73218	TC	Mri upper extremity w/o dye		\$749		
73218		Mri upper extremity w/o dye		\$884		
73219	26	Mri upper extremity w/dye		\$162		
73219	TC	Mri upper extremity w/dye		\$815		
73219		Mri upper extremity w/dye		\$977		
73220		Magnetic image, arm, hand		\$963		
73220	26	Magnetic image, arm, hand		\$159		
73220	TC	Magnetic image, arm, hand		\$804		
73221		Magnetic image, joint of arm		\$906		
73221	26	Magnetic image, joint of arm		\$102		
73221	TC	Magnetic image, joint of arm		\$804		
73222	26	Mri joint upr extrem w/dye		\$162		
73222	TC	Mri joint upr extrem w/dye		\$749		
73222		Mri joint upr extrem w/dye		\$911		
73223	26	Mri joint upr extr w/o&w/dye		\$215		
73223	TC	Mri joint upr extr w/o&w/dye		\$914		
73223		Mri joint upr extr w/o&w/dye		\$1,129		
73225		Magnetic imaging/upper		\$980		
73225	26	Magnetic imaging/upper		\$177		
73225	TC	Magnetic imaging/upper		\$804		
73500		X-ray exam of hip		\$53		
73500	26	X-ray exam of hip		\$19		
73500	TC	X-ray exam of hip		\$35		
73510		X-ray exam of hip		\$64		
73510	26	X-ray exam of hip		\$23		
73510	TC	X-ray exam of hip		\$42		
73520		X-ray exam of hips		\$77		
73520	26	X-ray exam of hips		\$28		
73520	TC	X-ray exam of hips		\$49		
73525		Contrast X-ray of hip		\$210		
73525	26	Contrast X-ray of hip		\$59		
73525	TC	Contrast X-ray of hip		\$151		
73530		X-ray exam of hip		\$69		
73530	26	X-ray exam of hip		\$31		
73530	TC	X-ray exam of hip		\$38		
73540		X-ray exam of pelvis & hips		\$63		
73540	26	X-ray exam of pelvis & hips		\$22		
73540	TC	X-ray exam of pelvis & hips		\$42		
73550		X-ray exam of thigh		\$60		
73550	26	X-ray exam of thigh		\$19		
73550	TC	X-ray exam of thigh		\$42		
73560		X-ray exam of knee, 1 or 2		\$56		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
73560	26	X-ray exam of knee, 1 or 2		\$18		
73560	TC	X-ray exam of knee, 1 or 2		\$39		
73562		X-ray exam of knee, 3		\$62		
73562	26	X-ray exam of knee, 3		\$20		
73562	TC	X-ray exam of knee, 3		\$43		
73564		X-ray exam, knee, 4 or more		\$70		
73564	26	X-ray exam, knee, 4 or more		\$24		
73564	TC	X-ray exam, knee, 4 or more		\$46		
73565		X-ray exam of knee		\$54		
73565	26	X-ray exam of knee		\$18		
73565	TC	X-ray exam of knee		\$36		
73580		Contrast X-ray of knee joint		\$248		
73580	26	Contrast X-ray of knee joint		\$59		
73580	TC	Contrast X-ray of knee joint		\$189		
73590		X-ray exam of lower leg		\$56		
73590	26	X-ray exam of lower leg		\$18		
73590	TC	X-ray exam of lower leg		\$38		
73592		X-ray exam of leg, infant		\$53		
73592	26	X-ray exam of leg, infant		\$17		
73592	TC	X-ray exam of leg, infant		\$36		
73600		X-ray exam of ankle		\$53		
73600	26	X-ray exam of ankle		\$17		
73600	TC	X-ray exam of ankle		\$36		
73610		X-ray exam of ankle		\$57		
73610	26	X-ray exam of ankle		\$19		
73610	TC	X-ray exam of ankle		\$39		
73615		Contrast X-ray of ankle		\$210		
73615	26	Contrast X-ray of ankle		\$59		
73615	TC	Contrast X-ray of ankle		\$151		
73620		X-ray exam of foot		\$53		
73620	26	X-ray exam of foot		\$17		
73620	TC	X-ray exam of foot		\$36		
73630		X-ray exam of foot		\$57		
73630	26	X-ray exam of foot		\$19		
73630	TC	X-ray exam of foot		\$39		
73650		X-ray exam of heel		\$52		
73650	26	X-ray exam of heel		\$17		
73650	TC	X-ray exam of heel		\$35		
73660		X-ray exam of toe(s)..		\$45		
73660	26	X-ray exam of toe(s)..		\$14		
73660	TC	X-ray exam of toe(s)..		\$31		
73700		Cat scan of leg		\$472		
73700	26	Cat scan of leg		\$117		
73700	TC	Cat scan of leg		\$356		
73701		Contrast cat scan of leg		\$548		
73701	26	Contrast cat scan of leg		\$124		
73701	TC	Contrast cat scan of leg		\$424		
73702		Contrast cat scans of leg		\$663		
73702	26	Contrast cat scans of leg		\$130		
73702	TC	Contrast cat scans of leg		\$533		
73706	26	Ct angio lwr extr w/o&w/dye		\$189		
73706	TC	Ct angio lwr extr w/o&w/dye		\$656		
73706		Ct angio lwr extr w/o&w/dye		\$845		
73718	26	Mri lower extremity w/o dye		\$135		
73718	TC	Mri lower extremity w/o dye		\$739		
73718		Mri lower extremity w/o dye		\$874		
73719	26	Mri lower extremity w/dye		\$162		
73719	TC	Mri lower extremity w/dye		\$824		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
73719		Mri lower extremity w/dye		\$986		
73720		Magnetic image, leg, foot		\$963		
73720	26	Magnetic image, leg, foot		\$159		
73720	TC	Magnetic image, leg, foot		\$804		
73721		Magnetic image, joint of leg		\$906		
73721	26	Magnetic image, joint of leg		\$102		
73721	TC	Magnetic image, joint of leg		\$804		
73722	26	Mri joint of lwr extr w/dye		\$164		
73722	TC	Mri joint of lwr extr w/dye		\$774		
73722		Mri joint of lwr extr w/dye		\$937		
73723	26	Mri joint lwr extr w/o&w/dye		\$214		
73723	TC	Mri joint lwr extr w/o&w/dye		\$919		
73723		Mri joint lwr extr w/o&w/dye		\$1,133		
73725		Magnetic imaging/lower (MRI)		\$987		
73725	26	Magnetic imaging/lower (MRI)		\$183		
73725	TC	Magnetic imaging/lower (MRI)		\$804		
74000		X-ray exam of abdomen		\$57		
74000	26	X-ray exam of abdomen		\$19		
74000	TC	X-ray exam of abdomen		\$38		
74010		X-ray exam of abdomen		\$67		
74010	26	X-ray exam of abdomen		\$26		
74010	TC	X-ray exam of abdomen		\$42		
74020		X-ray exam of abdomen		\$75		
74020	26	X-ray exam of abdomen		\$30		
74020	TC	X-ray exam of abdomen		\$45		
74022		X-ray exam series, abdomen		\$88		
74022	26	X-ray exam series, abdomen		\$35		
74022	TC	X-ray exam series, abdomen		\$54		
74150		Cat scan of abdomen		\$533		
74150	26	Cat scan of abdomen		\$127		
74150	TC	Cat scan of abdomen		\$406		
74160		Contrast cat scan of abdomen		\$626		
74160	26	Contrast cat scan of abdomen		\$136		
74160	TC	Contrast cat scan of abdomen		\$490		
74170		Contrast cat scans, abdomen		\$759		
74170	26	Contrast cat scans, abdomen		\$151		
74170	TC	Contrast cat scans, abdomen		\$609		
74174	26	Ct angio abd&pelv w/o&w/dye		\$220		
74174	TC	Ct angio abd&pelv w/o&w/dye		\$936		
74174		Ct angio abd&pelv w/o&w/dye		\$1,156		
74175	26	Ct angio abdom w/o & w/dye		\$190		
74175	TC	Ct angio abdom w/o & w/dye		\$752		
74175		Ct angio abdom w/o & w/dye		\$941		
74176	26	Ct abd & pelvis		\$174		
74176	TC	Ct abd & pelvis		\$293		
74176		Ct abd & pelvis		\$467		
74177	26	Ct abd & pelv w/contrast		\$181		
74177	TC	Ct abd & pelv w/contrast		\$555		
74177		Ct abd & pelv w/contrast		\$736		
74178	26	Ct abd & pelv 1/> regns		\$201		
74178	TC	Ct abd & pelv 1/> regns		\$733		
74178		Ct abd & pelv 1/> regns		\$935		
74181		Magnetic image, abdomen (MRI)		\$976		
74181	26	Magnetic image, abdomen (MRI)		\$173		
74181	TC	Magnetic image, abdomen (MRI)		\$804		
74182	26	Mri abdomen w/dye		\$172		
74182	TC	Mri abdomen w/dye		\$918		
74182		Mri abdomen w/dye		\$1,090		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
74183	26	Mri abdomen w/o & w/dye		\$224		
74183	TC	Mri abdomen w/o & w/dye		\$991		
74183		Mri abdomen w/o & w/dye		\$1,215		
74185		Magnetic image, abdomen (MRI)		\$990		
74185	26	Magnetic image, abdomen (MRI)		\$187		
74185	TC	Magnetic image, abdomen (MRI)		\$804		
74190		X-ray exam of peritoneum		\$126		
74190	26	X-ray exam of peritoneum		\$33		
74190	TC	X-ray exam of peritoneum		\$94		
74210		Contrast X-ray exam of throat		\$123		
74210	26	Contrast X-ray exam of throat		\$38		
74210	TC	Contrast X-ray exam of throat		\$85		
74220		Contrast X-ray exam, esophagus		\$135		
74220	26	Contrast X-ray exam, esophagus		\$50		
74220	TC	Contrast X-ray exam, esophagus		\$85		
74230		Cinema X-ray throat/esophagus		\$152		
74230	26	Cinema X-ray throat/esophagus		\$59		
74230	TC	Cinema X-ray throat/esophagus		\$94		
74235		Remove esophagus obstruction		\$316		
74235	26	Remove esophagus obstruction		\$127		
74235	TC	Remove esophagus obstruction		\$189		
74240		X-ray exam upper gi tract		\$180		
74240	26	X-ray exam upper gi tract		\$75		
74240	TC	X-ray exam upper gi tract		\$105		
74241		X-ray exam upper gi tract		\$182		
74241	26	X-ray exam upper gi tract		\$75		
74241	TC	X-ray exam upper gi tract		\$108		
74245		X-ray exam upper gi tract		\$269		
74245	26	X-ray exam upper gi tract		\$98		
74245	TC	X-ray exam upper gi tract		\$172		
74246		Contrast X-ray upper gi tract		\$194		
74246	26	Contrast X-ray upper gi tract		\$75		
74246	TC	Contrast X-ray upper gi tract		\$119		
74247		Contrast X-ray upper gi tract		\$196		
74247	26	Contrast X-ray upper gi tract		\$75		
74247	TC	Contrast X-ray upper gi tract		\$122		
74249		Contrast X-ray upper gi tract		\$283		
74249	26	Contrast X-ray upper gi tract		\$98		
74249	TC	Contrast X-ray upper gi tract		\$185		
74250		X-ray exam of small bowel		\$144		
74250	26	X-ray exam of small bowel		\$51		
74250	TC	X-ray exam of small bowel		\$94		
74251		X-ray exam of small bowel		\$144		
74251	26	X-ray exam of small bowel		\$51		
74251	TC	X-ray exam of small bowel		\$94		
74260		X-ray exam of small bowel		\$161		
74260	26	X-ray exam of small bowel		\$54		
74260	TC	X-ray exam of small bowel		\$108		
74261	26	Ct colonography dx		\$239		
74261	TC	Ct colonography dx		\$874		
74261		Ct colonography dx		\$1,113		
74262	26	Ct colonography dx w/dye		\$254		
74262	TC	Ct colonography dx w/dye		\$1,045		
74262		Ct colonography dx w/dye		\$1,298		
74263	26	Ct colonography screening		\$236		
74263	TC	Ct colonography screening		\$1,426		
74263		Ct colonography screening		\$1,662		
74270		Contrast X-ray exam of colon		\$198		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
74270	26	Contrast X-ray exam of colon		\$75		
74270	TC	Contrast X-ray exam of colon		\$123		
74280		Contrast X-ray exam of colon		\$267		
74280	26	Contrast X-ray exam of colon		\$107		
74280	TC	Contrast X-ray exam of colon		\$161		
74283		Contrast X-ray exam of colon		\$402		
74283	26	Contrast X-ray exam of colon		\$210		
74283	TC	Contrast X-ray exam of colon		\$192		
74290		Contrast X-ray, gallbladder		\$88		
74290	26	Contrast X-ray, gallbladder		\$35		
74290	TC	Contrast X-ray, gallbladder		\$54		
74291		Contrast X-ray, gallbladder		\$52		
74291	26	Contrast X-ray, gallbladder		\$21		
74291	TC	Contrast X-ray, gallbladder		\$31		
74300		X-ray bile ducts, pancreas		-		
74300	26	X-ray bile ducts, pancreas		\$39		
74300	TC	X-ray bile ducts, pancreas		BR		
74301		X-rays at surgery add- on		BR		
74301	26	X-rays at surgery add- on		\$22		
74301	TC	X-rays at surgery add- on		BR		
74301		X-rays at surgery add-on		\$22		
74305		X-ray bile ducts, pancreas		\$102		
74305	26	X-ray bile ducts, pancreas		\$45		
74305	TC	X-ray bile ducts, pancreas		\$57		
74320		Contrast X-ray of bile ducts		\$285		
74320	26	Contrast X-ray of bile ducts		\$59		
74320	TC	Contrast x-ray of bile ducts		\$226		
74327		X-ray for bile stone removal		\$203		
74327	26	X-ray for bile stone removal		\$76		
74327	TC	X-ray for bile stone removal		\$127		
74328		Xray for bile duct endoscopy		\$301		
74328	26	Xray for bile duct endoscopy		\$76		
74328	TC	Xray for bile duct endoscopy		\$226		
74329		X-ray for pancreas endoscopy		\$301		
74329	26	X-ray for pancreas endoscopy		\$76		
74329	TC	X-ray for pancreas endoscopy		\$226		
74330		Xray,bile/pancreas endoscopy		\$301		
74330	26	Xray,bile/pancreas endoscopy		\$76		
74330	TC	Xray,bile/pancreas endoscopy		\$226		
74340		X-ray guide for gi tube		\$248		
74340	26	X-ray guide for gi tube		\$59		
74340	TC	X-ray guide for gi tube		\$189		
74355		X-ray guide, intestinal tube		\$271		
74355	26	X-ray guide, intestinal tube		\$82		
74355	TC	X-ray guide, intestinal tube		\$189		
74360		X-ray guide, gi dilation		\$285		
74360	26	X-ray guide, gi dilation		\$59		
74360	TC	X-ray guide, gi dilation		\$226		
74363		X-ray, bile duct dilation		\$532		
74363	26	X-ray, bile duct dilation		\$95		
74363	TC	X-ray, bile duct dilation		\$437		
74400		Contrast X-ray urinary tract		\$174		
74400	26	Contrast X-ray urinary tract		\$53		
74400	TC	Contrast X-ray urinary tract		\$122		
74410		Contrast X-ray urinary tract		\$193		
74410	26	Contrast X-ray urinary tract		\$53		
74410	TC	Contrast X-ray urinary tract		\$140		
74415		Contrast X-ray urinary tract		\$205		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
74415	26	Contrast X-ray urinary tract		\$53		
74415	TC	Contrast X-ray urinary tract		\$152		
74420		Contrast X-ray urinary tract		\$227		
74420	26	Contrast X-ray urinary tract		\$38		
74420	TC	Contrast X-ray urinary tract		\$189		
74425		Contrast X-ray urinary tract		\$131		
74425	26	Contrast X-ray urinary tract		\$38		
74425	TC	Contrast X-ray urinary tract		\$94		
74430		Contrast X-ray of bladder		\$110		
74430	26	Contrast X-ray of bladder		\$35		
74430	TC	Contrast X-ray of bladder		\$76		
74440		X-ray exam male genital tract		\$122		
74440	26	X-ray exam male genital tract		\$41		
74440	TC	X-ray exam male genital tract		\$82		
74445		X-ray exam of penis		\$203		
74445	26	X-ray exam of penis		\$122		
74445	TC	X-ray exam of penis		\$82		
74450		X-ray exam urethra/bladder		\$140		
74450	26	X-ray exam urethra/bladder		\$35		
74450	TC	X-ray exam urethra/bladder		\$105		
74455		X-ray exam urethra/bladder		\$149		
74455	26	X-ray exam urethra/bladder		\$35		
74455	TC	X-ray exam urethra/bladder		\$114		
74470		X-ray exam of kidney lesion		\$149		
74470	26	X-ray exam of kidney lesion		\$59		
74470	TC	X-ray exam of kidney lesion		\$90		
74475		X-ray control catheter insert		\$351		
74475	26	X-ray control catheter insert		\$59		
74475	TC	X-ray control catheter insert		\$292		
74480		X-ray control catheter insert		\$351		
74480	26	X-ray control catheter insert		\$59		
74480	TC	X-ray control catheter insert		\$292		
74485		X-ray guide, gu dilation		\$285		
74485	26	X-ray guide, gu dilation		\$59		
74485	TC	X-ray guide, gu dilation		\$226		
74710		X-ray measurement of		\$112		
74710	26	X-ray measurement of		\$37		
74710	TC	X-ray measurement of		\$76		
74740		X-ray female genital tract		\$134		
74740	26	X-ray female genital tract		\$41		
74740	TC	X-ray female genital tract		\$94		
74742		X-ray fallopian tube		\$290		
74742	26	X-ray fallopian tube		\$64		
74742	TC	X-ray fallopian tube		\$226		
74775		X-ray exam of perineum		\$173		
74775	26	X-ray exam of perineum		\$68		
74775	TC	X-ray exam of perineum		\$105		
75557	26	Cardiac mri for morph		\$234		
75557	TC	Cardiac mri for morph		\$534		
75557		Cardiac mri for morph		\$768		
75559	26	Cardiac mri w/stress img		\$291		
75559	TC	Cardiac mri w/stress img		\$770		
75559		Cardiac mri w/stress img		\$1,062		
75561	26	Cardiac mri for morph w/dye		\$258		
75561	TC	Cardiac mri for morph w/dye		\$768		
75561		Cardiac mri for morph w/dye		\$1,026		
75563	26	Card mri w/stress img & dye		\$298		
75563	TC	Card mri w/stress img & dye		\$916		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
75563		Card mri w/stress img & dye		\$1,214		
75565	26	Card mri veloc flow mapping		\$25		
75565	TC	Card mri veloc flow mapping		\$111		
75565		Card mri veloc flow mapping		\$136		
75571	26	Ct hrt w/o dye w/ca test		\$57		
75571	TC	Ct hrt w/o dye w/ca test		\$179		
75571		Ct hrt w/o dye w/ca test		\$235		
75572	26	Ct hrt w/3d image		\$172		
75572	TC	Ct hrt w/3d image		\$473		
75572		Ct hrt w/3d image		\$645		
75573	26	Ct hrt w/3d image congen		\$252		
75573	TC	Ct hrt w/3d image congen		\$634		
75573		Ct hrt w/3d image congen		\$886		
75574	26	Ct angio hrt w/3d image		\$237		
75574	TC	Ct angio hrt w/3d image		\$719		
75574		Ct angio hrt w/3d image		\$956		
75600		Contrast X-ray exam of		\$956		
75600	26	Contrast X-ray exam of		\$53		
75600	TC	Contrast X-ray exam of		\$903		
75605		Contrast X-ray exam of		\$1,025		
75605	26	Contrast X-ray exam of		\$122		
75605	TC	Contrast X-ray exam of		\$903		
75625		Contrast X-ray exam of		\$1,025		
75625	26	Contrast X-ray exam of		\$122		
75625	TC	Contrast X-ray exam of		\$903		
75630		X-ray aorta, leg arteries		\$1,082		
75630	26	X-ray aorta, leg arteries		\$140		
75630	TC	X-ray aorta, leg arteries		\$942		
75635	26	Ct angio abdominal arteries		\$238		
75635	TC	Ct angio abdominal arteries		\$689		
75635		Ct angio abdominal arteries		\$927		
75650		Artery X-rays, head & neck		\$1,063		
75650	26	Artery X-rays, head & neck		\$160		
75650	TC	Artery X-rays, head & neck		\$903		
75658		X-ray exam of arm arteries		\$1,043		
75658	26	X-ray exam of arm arteries		\$140		
75658	TC	X-ray exam of arm arteries		\$903		
75660		Artery X-rays, head & neck		\$1,043		
75660	26	Artery X-rays, head & neck		\$140		
75660	TC	Artery X-rays, head & neck		\$903		
75662		Artery X-rays, head & neck		\$1,081		
75662	26	Artery X-rays, head & neck		\$178		
75662	TC	Artery X-rays, head & neck		\$903		
75665		Artery X-rays, head & neck		\$1,043		
75665	26	Artery X-rays, head & neck		\$140		
75665	TC	Artery X-rays, head & neck		\$903		
75671		Artery X-rays, head & neck		\$1,081		
75671	26	Artery X-rays, head & neck		\$178		
75671	TC	Artery X-rays, head & neck		\$903		
75676		Artery X-rays, neck		\$1,043		
75676	26	Artery X-rays, neck		\$140		
75676	TC	Artery X-rays, neck		\$903		
75680		Artery X-rays, neck		\$1,081		
75680	26	Artery X-rays, neck		\$178		
75680	TC	Artery X-rays, neck		\$903		
75685		Artery X-rays, spine		\$1,043		
75685	26	Artery X-rays, spine		\$140		
75685	TC	Artery X-rays, spine		\$903		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
75705		Artery X-rays, spine		\$1,137		
75705	26	Artery X-rays, spine		\$234		
75705	TC	Artery X-rays, spine		\$903		
75710		Artery X-rays, arm/leg		\$1,025		
75710	26	Artery X-rays, arm/leg		\$122		
75710	TC	Artery X-rays, arm/leg		\$903		
75716		Artery X-rays, arms/legs		\$1,043		
75716	26	Artery X-rays, arms/legs		\$140		
75716	TC	Artery X-rays, arms/legs		\$903		
75726		Artery X-rays, abdomen		\$1,025		
75726	26	Artery X-rays, abdomen		\$122		
75726	TC	Artery X-rays, abdomen		\$903		
75731		Artery X-rays, adrenal		\$1,025		
75731	26	Artery X-rays, adrenal		\$122		
75731	TC	Artery X-rays, adrenal		\$903		
75733		Artery X-rays,adrenal		\$1,043		
75733	26	Artery X-rays,adrenal		\$140		
75733	TC	Artery X-rays,adrenal		\$903		
75736		Artery X-rays, pelvis		\$1,025		
75736	26	Artery X-rays, pelvis		\$122		
75736	TC	Artery X-rays, pelvis		\$903		
75741		Artery X-rays, lung		\$1,043		
75741	26	Artery X-rays, lung		\$140		
75741	TC	Artery X-rays, lung		\$903		
75743		Artery X-rays, lungs		\$1,081		
75743	26	Artery X-rays, lungs		\$178		
75743	TC	Artery X-rays, lungs		\$903		
75746		Artery X-rays, lung		\$1,025		
75746	26	Artery X-rays, lung		\$122		
75746	TC	Artery X-rays, lung		\$903		
75756		Artery X-rays, chest		\$1,025		
75756	26	Artery X-rays, chest		\$122		
75756	TC	Artery X-rays, chest		\$903		
75774		Artery X-ray, each vessel		\$977		
75774	26	Artery X-ray, each vessel		\$37		
75774	TC	Artery X-ray, each vessel		\$940		
75791	26	Av dialysis shunt imaging		\$168		
75791	TC	Av dialysis shunt imaging		\$532		
75791		Av dialysis shunt imaging		\$700		
75801		Lymph vessel X-ray, arm/leg		\$476		
75801	26	Lymph vessel X-ray, arm/leg		\$87		
75801	TC	Lymph vessel X-ray, arm/leg		\$389		
75803		Lymph vessel X-ray, arm/leg		\$514		
75803	26	Lymph vessel X-ray, arm/leg		\$125		
75803	TC	Lymph vessel X-ray, arm/leg		\$389		
75805		Lymph vessel X-ray, trunk		\$524		
75805	26	Lymph vessel X-ray, trunk		\$87		
75805	TC	Lymph vessel X-ray, trunk		\$437		
75807		Lymph vessel X-ray, trunk		\$562		
75807	26	Lymph vessel X-ray, trunk		\$125		
75807	TC	Lymph vessel X-ray, trunk		\$437		
75809		Nonvascular shunt, X-ray		\$106		
75809	26	Nonvascular shunt, X-ray		\$49		
75809	TC	Nonvascular shunt, X-ray		\$57		
75810		Vein X-ray, spleen/liver		\$1,025		
75810	26	Vein X-ray, spleen/liver		\$122		
75810	TC	Vein X-ray, spleen/liver		\$903		
75820		Vein X-ray, arm/leg		\$144		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
75820	26	Vein X-ray, arm/leg		\$76		
75820	TC	Vein X-ray, arm/leg		\$68		
75822		Vein X-ray, arms/legs		\$220		
75822	26	Vein X-ray, arms/legs		\$114		
75822	TC	Vein X-ray, arms/legs		\$107		
75825		Vein X-ray, trunk		\$1,025		
75825	26	Vein X-ray, trunk		\$122		
75825	TC	Vein X-ray, trunk		\$903		
75827		Vein X-ray, chest		\$1,025		
75827	26	Vein X-ray, chest		\$122		
75827	TC	Vein X-ray, chest		\$903		
75831		Vein X-ray, kidney		\$1,025		
75831	26	Vein X-ray, kidney		\$122		
75831	TC	Vein X-ray, kidney		\$903		
75833		Vein X-ray, kidneys		\$1,063		
75833	26	Vein X-ray, kidneys		\$160		
75833	TC	Vein X-ray, kidneys		\$903		
75840		Vein X-ray, adrenal gland		\$1,025		
75840	26	Vein X-ray, adrenal gland		\$122		
75840	TC	Vein X-ray, adrenal gland		\$903		
75842		Vein X-ray, adrenal glands		\$1,063		
75842	26	Vein X-ray, adrenal glands		\$160		
75842	TC	Vein X-ray, adrenal glands		\$903		
75860		Vein X-ray, neck		\$1,025		
75860	26	Vein X-ray, neck		\$122		
75860	TC	Vein X-ray, neck		\$903		
75870		Vein X-ray, skull		\$1,025		
75870	26	Vein X-ray, skull		\$122		
75870	TC	Vein X-ray, skull		\$903		
75872		Vein X-ray, skull		\$1,025		
75872	26	Vein X-ray, skull		\$122		
75872	TC	Vein X-ray, skull		\$903		
75880		Vein X-ray, eye socket		\$144		
75880	26	Vein X-ray, eye socket		\$76		
75880	TC	Vein X-ray, eye socket		\$68		
75885		Vein X-ray, liver		\$1,058		
75885	26	Vein X-ray, liver		\$155		
75885	TC	Vein X-ray, liver		\$903		
75887		Vein X-ray, liver		\$1,058		
75887	26	Vein X-ray, liver		\$155		
75887	TC	Vein X-ray, liver		\$903		
75889		Vein X-ray, liver		\$1,025		
75889	26	Vein X-ray, liver		\$122		
75889	TC	Vein X-ray, liver		\$903		
75891		Vein X-ray, liver		\$1,025		
75891	26	Vein X-ray, liver		\$122		
75891	TC	Vein X-ray, liver		\$903		
75893		Venous sampling by catheter		\$962		
75893	26	Venous sampling by catheter		\$59		
75893	TC	Venous sampling by catheter		\$903		
75894		X-rays, transcatheter therapy		\$1,871		
75894	26	X-rays, transcatheter therapy		\$140		
75894	TC	X-rays, transcatheter therapy		\$1,731		
75896		X-rays, transcatheter therapy		\$1,644		
75896	26	X-rays, transcatheter therapy		\$140		
75896	TC	X-rays, transcatheter therapy		\$1,504		
75898		Follow-up angiogram		\$253		
75898	26	Follow-up angiogram		\$178		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
75898	TC	Follow-up angiogram		\$76		
75900		Arterial catheter exchange		\$1,540		
75900	26	Arterial catheter exchange		\$53		
75900	TC	Arterial catheter exchange		\$1,488		
75901	26	Remove eva device obstruct		\$49		
75901	TC	Remove eva device obstruct		\$321		
75901		Remove eva device obstruct		\$370		
75902	26	Remove eva lumen obstruct		\$40		
75902	TC	Remove eva lumen obstruct		\$121		
75902		Remove eva lumen obstruct		\$160		
75945		Intravascular us.....		\$385		
75945	26	Intravascular us.....		\$45		
75945	TC	Intravascular us.....		\$341		
75946		Intravascular us add- on		\$216		
75946	26	Intravascular us add- on		\$45		
75946	TC	Intravascular us add- on		\$171		
75952		Endovasc repair abdom aorta		\$474		
75953		Abdom aneurysm endovas rpr		\$144		
75954		Iliac aneurysm endovas rpr		\$236		
75956		Xray endovasc thor ao repr		\$741		
75957		Xray endovasc thor ao repr		\$635		
75958		Xray place prox ext thor ao		\$424		
75959		Xray place dist ext thor ao		\$368		
75960		Transcatheter intro, stent		\$1,156		
75960	26	Transcatheter intro, stent		\$89		
75960	TC	Transcatheter intro, stent		\$1,068		
75961		Retrieval, broken catheter		\$1,208		
75961	26	Retrieval, broken catheter		\$455		
75961	TC	Retrieval, broken catheter		\$753		
75962		Repair arterial blockage		\$1,188		
75962	26	Repair arterial blockage		\$59		
75962	TC	Repair arterial blockage		\$1,129		
75964		Repair artery blockage, each		\$664		
75964	26	Repair artery blockage, each		\$38		
75964	TC	Repair artery blockage, each		\$626		
75966		Repair artery blockage, each		\$1,269		
75966	26	Repair artery blockage, each		\$140		
75966	TC	Repair artery blockage, each		\$1,129		
75968		Repair artery blockage, each		\$664		
75968	26	Repair artery blockage, each		\$38		
75968	TC	Repair artery blockage, each		\$626		
75970		Vascular biopsy		\$917		
75970	26	Vascular biopsy		\$90		
75970	TC	Vascular biopsy		\$828		
75978		Repair venous blockage		\$1,204		
75978	26	Repair venous blockage		\$76		
75978	TC	Repair venous blockage		\$1,129		
75980		Contrast X-ray exam bile duct		\$544		
75980	26	Contrast X-ray exam bile duct		\$155		
75980	TC	Contrast X-ray exam bile duct		\$389		
75982		Contrast X-ray exam bile duct		\$592		
75982	26	Contrast X-ray exam bile duct		\$155		
75982	TC	Contrast X-ray exam bile duct		\$437		
75984		X-ray control catheter change		\$218		
75984	26	X-ray control catheter change		\$78		
75984	TC	X-ray control catheter change		\$140		
75989		Abscess drainage under X-ray		\$358		
75989	26	Abscess drainage under X-ray		\$122		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
75989	TC	Abscess drainage under X-ray		\$235		
76000		Fluoroscope examination		\$115		
76000	26	Fluoroscope examination		\$18		
76000	TC	Fluoroscope examination		\$97		
76001		Fluoroscope exam, extensive		\$262		
76001	26	Fluoroscope exam, extensive		\$73		
76001	TC	Fluoroscope exam, extensive		\$189		
76010		X-ray, nose to rectum		\$57		
76010	26	X-ray, nose to rectum		\$19		
76010	TC	X-ray, nose to rectum		\$38		
76080		X-ray exam of fistula		\$135		
76080	26	X-ray exam of fistula		\$57		
76080	TC	X-ray exam of fistula		\$79		
76098		X-ray exam, breast specimen		\$47		
76098	26	X-ray exam, breast specimen		\$17		
76098	TC	X-ray exam, breast specimen		\$31		
76100		X-ray exam of body section		\$153		
76100	26	X-ray exam of body section		\$63		
76100	TC	X-ray exam of body section		\$90		
76101		Complex body section X-ray		\$165		
76101	26	Complex body section X-ray		\$63		
76101	TC	Complex body section X-ray		\$102		
76102		Complex body section X-ray		\$188		
76102	26	Complex body section X-ray		\$63		
76102	TC	Complex body section X-ray		\$125		
76120		Cinematic X-rays		\$117		
76120	26	Cinematic X-rays		\$41		
76120	TC	Cinematic X-rays		\$76		
76125		Cinematic X-rays add- on		\$87		
76125	26	Cinematic X-rays add- on		\$29		
76125	TC	Cinematic X-rays add- on		\$59		
76140		X-ray consultation		BR		
76376	26	3d render w/o postprocess		\$20		
76376	TC	3d render w/o postprocess		\$103		
76376		3d render w/o postprocess		\$122		
76377	26	3d rendering w/postprocess		\$79		
76377	TC	3d rendering w/postprocess		\$85		
76377		3d rendering w/postprocess		\$164		
76380		Cat scan follow-up study		\$357		
76380	26	Cat scan follow-up study		\$105		
76380	TC	Cat scan follow-up study		\$252		
76390		Mr spectroscopy.....		\$986		
76390	26	Mr spectroscopy.....		\$150		
76390	TC	Mr spectroscopy.....		\$836		
76499		Radiographic procedure		BR		
76499	26	Radiographic procedure		BR		
76499	TC	Radiographic procedure		BR		
76506		Echo exam of head		\$170		
76506	26	Echo exam of head		\$68		
76506	TC	Echo exam of head		\$102		
76510	26	Ophth us b & quant a		\$197		
76510	TC	Ophth us b & quant a		\$164		
76510		Ophth us b & quant a		\$361		
76511		Echo exam of eye		\$177		
76511	26	Echo exam of eye		\$87		
76511	TC	Echo exam of eye		\$90		
76512		Echo exam of eye		\$182		
76512	26	Echo exam of eye		\$72		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
76512	TC	Echo exam of eye		\$110		
76513		Echo exam of eye, water bath		\$186		
76513	26	Echo exam of eye, water bath		\$72		
76513	TC	Echo exam of eye, water bath		\$114		
76514	26	Echo exam of eye thickness		\$20		
76514	TC	Echo exam of eye thickness		\$11		
76514		Echo exam of eye thickness		\$31		
76516		Echo exam of eye		\$149		
76516	26	Echo exam of eye		\$59		
76516	TC	Echo exam of eye		\$90		
76519		Echo exam of eye		\$149		
76519	26	Echo exam of eye		\$59		
76519	TC	Echo exam of eye		\$90		
76529		Echo exam of eye		\$160		
76529	26	Echo exam of eye		\$62		
76529	TC	Echo exam of eye		\$98		
76536		Echo exam of head and neck		\$163		
76536	26	Echo exam of head and neck		\$61		
76536	TC	Echo exam of head and neck		\$102		
76604		Echo exam of chest		\$154		
76604	26	Echo exam of chest		\$61		
76604	TC	Echo exam of chest		\$94		
76645		Echo exam of breast		\$135		
76645	26	Echo exam of breast		\$59		
76645	TC	Echo exam of breast		\$76		
76700		Echo exam of abdomen		\$229		
76700	26	Echo exam of abdomen		\$87		
76700	TC	Echo exam of abdomen		\$142		
76705		Echo exam of abdomen		\$166		
76705	26	Echo exam of abdomen		\$64		
76705	TC	Echo exam of abdomen		\$102		
76770		Echo exam abdomen back wall		\$222		
76770	26	Echo exam abdomen back wall		\$80		
76770	TC	Echo exam abdomen back wall		\$142		
76775		Echo exam abdomen back wall		\$165		
76775	26	Echo exam abdomen back wall		\$63		
76775	TC	Echo exam abdomen back wall		\$102		
76776	26	Us exam k transl w/doppler		\$76		
76776	TC	Us exam k transl w/doppler		\$245		
76776		Us exam k transl w/doppler		\$321		
76778	TC	-		\$142		
76800		Echo exam spinal canal		\$223		
76800	26	Echo exam spinal canal		\$122		
76800	TC	Echo exam spinal canal		\$102		
76801	26	Ob us < 14 wks single fetus		\$99		
76801	TC	Ob us < 14 wks single fetus		\$167		
76801		Ob us < 14 wks single fetus		\$266		
76802	26	Ob us < 14 wks addl fetus		\$84		
76802	TC	Ob us < 14 wks addl fetus		\$56		
76802		Ob us < 14 wks addl fetus		\$140		
76805		Echo exam of pregnant uterus		\$257		
76805	26	Echo exam of pregnant uterus		\$107		
76805	TC	Echo exam of pregnant uterus		\$151		
76810		Echo exam of pregnant uterus		\$511		
76810	26	Echo exam of pregnant uterus		\$211		
76810	TC	Echo exam of pregnant uterus		\$301		
76811	26	Ob us detailed snl fetus		\$196		
76811	TC	Ob us detailed snl fetus		\$194		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
76811		Ob us detailed sngl fetus		\$390		
76812	26	Ob us detailed addl fetus		\$184		
76812	TC	Ob us detailed addl fetus		\$262		
76812		Ob us detailed addl fetus		\$446		
76813	26	Ob us nuchal meas 1 gest		\$123		
76813	TC	Ob us nuchal meas 1 gest		\$138		
76813		Ob us nuchal meas 1 gest		\$261		
76814	26	Ob us nuchal meas add-on		\$103		
76814	TC	Ob us nuchal meas add-on		\$67		
76814		Ob us nuchal meas add-on		\$170		
76815		Echo exam of pregnant uterus		\$175		
76815	26	Echo exam of pregnant uterus		\$69		
76815	TC	Echo exam of pregnant uterus		\$106		
76816		Echo exam followup or repeat		\$142		
76816	26	Echo exam followup or repeat		\$62		
76816	TC	Echo exam followup or repeat		\$80		
76817	26	Transvaginal us obstetric		\$77		
76817	TC	Transvaginal us obstetric		\$138		
76817		Transvaginal us obstetric		\$215		
76818		Fetal biophysical profile		\$199		
76818	26	Fetal biophysical profile		\$83		
76818	TC	Fetal biophysical profile		\$117		
76819	26	Fetal biophys profil w/o nst		\$79		
76819	TC	Fetal biophys profil w/o nst		\$108		
76819		Fetal biophys profil w/o nst		\$187		
76820	26	Umbilical artery echo		\$52		
76820	TC	Umbilical artery echo		\$33		
76820		Umbilical artery echo		\$85		
76821	26	Middle cerebral artery echo		\$74		
76821	TC	Middle cerebral artery echo		\$129		
76821		Middle cerebral artery echo		\$203		
76825		Echo exam of fetal heart		\$239		
76825	26	Echo exam of fetal heart		\$98		
76825	TC	Echo exam of fetal heart		\$142		
76826		Echo exam of fetal heart		\$162		
76826	26	Echo exam of fetal heart		\$111		
76826	TC	Echo exam of fetal heart		\$52		
76827		Echo exam of fetal heart		\$220		
76827	26	Echo exam of fetal heart		\$94		
76827	TC	Echo exam of fetal heart		\$126		
76828		Echo exam of fetal heart		\$143		
76828	26	Echo exam of fetal heart		\$61		
76828	TC	Echo exam of fetal heart		\$82		
76830		Echo exam, transvaginal		\$185		
76830	26	Echo exam, transvaginal		\$75		
76830	TC	Echo exam, transvaginal		\$110		
76831		Echo exam, uterus.....		\$189		
76831	26	Echo exam, uterus.....		\$75		
76831	TC	Echo exam, uterus.....		\$114		
76856		Echo exam of pelvis		\$185		
76856	26	Echo exam of pelvis		\$75		
76856	TC	Echo exam of pelvis		\$110		
76857		Echo exam of pelvis		\$117		
76857	26	Echo exam of pelvis		\$41		
76857	TC	Echo exam of pelvis		\$76		
76870		Echo exam of scrotum		\$179		
76870	26	Echo exam of scrotum		\$69		
76870	TC	Echo exam of scrotum		\$110		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
76872		Echo exam, transrectal		\$187		
76872	26	Echo exam, transrectal		\$73		
76872	TC	Echo exam, transrectal		\$114		
76873		Echograp trans r, pros study		-		
76873	26	Echograp trans r, pros study		-		
76873	TC	Echograp trans r, pros study		-		
76881	26	Us xtr non-vasc complete		\$63		
76881	TC	Us xtr non-vasc complete		\$190		
76881		Us xtr non-vasc complete		\$254		
76882	26	Us xtr non-vasc lmtd		\$50		
76882	TC	Us xtr non-vasc lmtd		\$22		
76882		Us xtr non-vasc lmtd		\$72		
76885		Echo exam, infant hips		\$190		
76885	26	Echo exam, infant hips		\$76		
76885	TC	Echo exam, infant hips		\$114		
76886		Echo exam, infant hips		\$170		
76886	26	Echo exam, infant hips		\$64		
76886	TC	Echo exam, infant hips		\$106		
76930		Echo guide for heart sac tap		\$183		
76930	26	Echo guide for heart sac tap		\$73		
76930	TC	Echo guide for heart sac tap		\$110		
76932		Echo guide for heart biopsy		\$183		
76932	26	Echo guide for heart biopsy		\$73		
76932	TC	Echo guide for heart biopsy		\$110		
76936		Echo guide for artery repair		\$600		
76936	26	Echo guide for artery repair		\$153		
76936	TC	Echo guide for artery repair		\$447		
76937	26	Us guide vascular access		\$30		
76937	TC	Us guide vascular access		\$42		
76937		Us guide vascular access		\$72		
76940		Us guide tissue ablation		\$213		
76941		Echo guide for transfusion		\$252		
76941	26	Echo guide for transfusion		\$144		
76941	TC	Echo guide for transfusion		\$109		
76942		Echo guide for biopsy		\$183		
76942	26	Echo guide for biopsy		\$73		
76942	TC	Echo guide for biopsy		\$110		
76945		Echo guide, villus sampling		\$205		
76945	26	Echo guide, villus sampling		\$97		
76945	TC	Echo guide, villus sampling		\$109		
76946		Echo guide for amniocentesis		\$151		
76946	26	Echo guide for amniocentesis		\$41		
76946	TC	Echo guide for amniocentesis		\$110		
76948		Echo guide, ova aspiration		\$151		
76948	26	Echo guide, ova aspiration		\$41		
76948	TC	Echo guide, ova aspiration		\$110		
76950		Echo guidance radiotherapy		\$157		
76950	26	Echo guidance radiotherapy		\$63		
76950	TC	Echo guidance radiotherapy		\$94		
76965		Echo guidance radiotherapy		\$611		
76965	26	Echo guidance radiotherapy		\$195		
76965	TC	Echo guidance radiotherapy		\$416		
76970		Ultrasound exam follow-up		\$119		
76970	26	Ultrasound exam follow-up		\$43		
76970	TC	Ultrasound exam follow-up		\$76		
76975		Gi endoscopic ultrasound		\$195		
76975	26	Gi endoscopic ultrasound		\$85		
76975	TC	Gi endoscopic ultrasound		\$110		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
76977		Us bone density measure		\$85		
76977	26	Us bone density measure		\$22		
76977	TC	Us bone density measure		\$62		
76998		Us guide intraop		\$134		
76999		Echo examination procedure		BR		
76999	26	Echo examination procedure		BR		
76999	TC	Echo examination procedure		BR		
77001	26	Fluoroguide for vein device		\$38		
77001	TC	Fluoroguide for vein device		\$210		
77001		Fluoroguide for vein device		\$248		
77002	26	Needle localization by xray		\$57		
77002	TC	Needle localization by xray		\$107		
77002		Needle localization by xray		\$163		
77003	26	Fluoroguide for spine inject		\$64		
77003	TC	Fluoroguide for spine inject		\$73		
77003		Fluoroguide for spine inject		\$136		
77011	26	Ct scan for localization		\$125		
77011	TC	Ct scan for localization		\$357		
77011		Ct scan for localization		\$482		
77012	26	Ct scan for needle biopsy		\$113		
77012	TC	Ct scan for needle biopsy		\$151		
77012		Ct scan for needle biopsy		\$265		
77013		Ct guide for tissue ablation		\$405		
77014	26	Ct scan for therapy guide		\$86		
77014	TC	Ct scan for therapy guide		\$171		
77014		Ct scan for therapy guide		\$257		
77021	26	Mr guidance for needle place		\$151		
77021	TC	Mr guidance for needle place		\$659		
77021		Mr guidance for needle place		\$810		
77022		Mri for tissue ablation		\$427		
77031	26	Stereotact guide for brst bx		\$161		
77031	TC	Stereotact guide for brst bx		\$105		
77031		Stereotact guide for brst bx		\$267		
77032	26	Guidance for needle breast		\$56		
77032	TC	Guidance for needle breast		\$50		
77032		Guidance for needle breast		\$106		
77051	26	Computer dx mammogram add-on		\$6		
77051	TC	Computer dx mammogram add-on		\$15		
77051		Computer dx mammogram add-on		\$21		
77052	26	Comp screen mammogram add-on		\$6		
77052	TC	Comp screen mammogram add-on		\$14		
77052		Comp screen mammogram add-on		\$20		
77053	26	X-ray of mammary duct		\$35		
77053	TC	X-ray of mammary duct		\$85		
77053		X-ray of mammary duct		\$121		
77054	26	X-ray of mammary ducts		\$45		
77054	TC	X-ray of mammary ducts		\$119		
77054		X-ray of mammary ducts		\$164		
77055	26	Mammogram one breast		\$70		
77055	TC	Mammogram one breast		\$109		
77055		Mammogram one breast		\$179		
77056	26	Mammogram both breasts		\$87		
77056	TC	Mammogram both breasts		\$142		
77056		Mammogram both breasts		\$229		
77057	26	Mammogram screening		\$70		
77057	TC	Mammogram screening		\$93		
77057		Mammogram screening		\$164		
77058	26	Mri one breast		\$162		

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CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
77058	TC	Mri one breast		\$1,135		
77058		Mri one breast		\$1,297		
77059	26	Mri both breasts		\$162		
77059	TC	Mri both breasts		\$1,131		
77059		Mri both breasts		\$1,293		
77071		X-ray stress view		\$109		
77072	26	X-rays for bone age		\$19		
77072	TC	X-rays for bone age		\$29		
77072		X-rays for bone age		\$48		
77073	26	X-rays bone length studies		\$30		
77073	TC	X-rays bone length studies		\$51		
77073		X-rays bone length studies		\$81		
77074	26	X-rays bone survey limited		\$45		
77074	TC	X-rays bone survey limited		\$98		
77074		X-rays bone survey limited		\$144		
77075	26	X-rays bone survey complete		\$54		
77075	TC	X-rays bone survey complete		\$162		
77075		X-rays bone survey complete		\$216		
77076	26	X-rays bone survey infant		\$72		
77076	TC	X-rays bone survey infant		\$160		
77076		X-rays bone survey infant		\$232		
77077	26	Joint survey single view		\$35		
77077	TC	Joint survey single view		\$51		
77077		Joint survey single view		\$85		
77078	26	Ct bone density axial		\$25		
77078	TC	Ct bone density axial		\$256		
77078		Ct bone density axial		\$281		
77080	26	Dxa bone density axial		\$21		
77080	TC	Dxa bone density axial		\$84		
77080		Dxa bone density axial		\$105		
77081	26	Dxa bone density/peripheral		\$23		
77081	TC	Dxa bone density/peripheral		\$35		
77081		Dxa bone density/peripheral		\$58		
77082	26	Dxa bone density vert fx		\$18		
77082	TC	Dxa bone density vert fx		\$40		
77082		Dxa bone density vert fx		\$58		
77084	26	Magnetic image bone marrow		\$160		
77084	TC	Magnetic image bone marrow		\$756		
77084		Magnetic image bone marrow		\$916		
77261		Radiation therapy planning		\$150		
77262		Radiation therapy planning		\$226		
77263		Radiation therapy planning		\$336		
77280		Set radiation therapy field		\$325		
77280	26	Set radiation therapy field		\$76		
77280	TC	Set radiation therapy field		\$250		
77285		Set radiation therapy field		\$512		
77285	26	Set radiation therapy field		\$112		
77285	TC	Set radiation therapy field		\$400		
77290		Set radiation therapy field		\$635		
77290	26	Set radiation therapy field		\$168		
77290	TC	Set radiation therapy field		\$467		
77295		Set radiation therapy field		\$2,558		
77295	26	Set radiation therapy field		\$472		
77295	TC	Set radiation therapy field		\$2,086		
77299		Radiation therapy planning		BR		
77299	26	Radiation therapy planning		BR		
77299	TC	Radiation therapy planning		BR		
77300		Radiation therapy dose plan		\$163		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
77300	26	Radiation therapy dose plan		\$67		
77300	TC	Radiation therapy dose plan		\$96		
77301	26	Radiotherapy dose plan imrt		\$815		
77301	TC	Radiotherapy dose plan imrt		\$2,998		
77301		Radiotherapy dose plan imrt		\$3,813		
77305		Radiation therapy dose plan		\$210		
77305	26	Radiation therapy dose plan		\$76		
77305	TC	Radiation therapy dose plan		\$134		
77310		Radiation therapy dose plan		\$280		
77310	26	Radiation therapy dose plan		\$112		
77310	TC	Radiation therapy dose plan		\$168		
77315		Radiation therapy dose plan		\$360		
77315	26	Radiation therapy dose plan		\$168		
77315	TC	Radiation therapy dose plan		\$192		
77321		Radiation therapy port plan		\$391		
77321	26	Radiation therapy port plan		\$102		
77321	TC	Radiation therapy port plan		\$290		
77326		Radiation therapy dose plan		\$270		
77326	26	Radiation therapy dose plan		\$100		
77326	TC	Radiation therapy dose plan		\$171		
77327		Radiation therapy dose plan		\$399		
77327	26	Radiation therapy dose plan		\$150		
77327	TC	Radiation therapy dose plan		\$250		
77328		Radiation therapy dose plan		\$579		
77328	26	Radiation therapy dose plan		\$224		
77328	TC	Radiation therapy dose plan		\$356		
77331		Special radiation dosimetry		\$130		
77331	26	Special radiation dosimetry		\$94		
77331	TC	Special radiation dosimetry		\$37		
77332		Radiation treatment aid(s)		\$155		
77332	26	Radiation treatment aid(s)		\$59		
77332	TC	Radiation treatment aid(s)		\$96		
77333		Radiation treatment aid(s)		\$227		
77333	26	Radiation treatment aid(s)		\$91		
77333	TC	Radiation treatment aid(s)		\$137		
77334		Radiation treatment aid(s)		\$364		
77334	26	Radiation treatment aid(s)		\$132		
77334	TC	Radiation treatment aid(s)		\$233		
77336		Radiation physics consult.		\$223		
77338	26	Design mlc device for imrt		\$438		
77338	TC	Design mlc device for imrt		\$576		
77338		Design mlc device for imrt		\$1,014		
77370		Radiation physics consult		\$251		
77372		Srs linear based		\$1,651		
77373		Sbrt delivery		\$3,176		
77401		Radiation treatment delivery		\$128		
77402		Radiation treatment delivery		\$128		
77403		Radiation treatment delivery		\$128		
77404		Radiation treatment delivery		\$128		
77406		Radiation treatment delivery		\$128		
77407		Radiation treatment delivery		\$150		
77408		Radiation treatment delivery		\$150		
77409		Radiation treatment delivery		\$150		
77411		Radiation treatment delivery		\$150		
77412		Radiation treatment delivery		\$168		
77413		Radiation treatment delivery		\$168		
77414		Radiation treatment delivery		\$168		
77416		Radiation treatment delivery		\$168		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
77417		Radiology port film(s)		\$43		
77418		Radiation tx delivery imrt		\$896		
77421	26	Stereoscopic x-ray guidance		\$39		
77421	TC	Stereoscopic x-ray guidance		\$114		
77421		Stereoscopic x-ray guidance		\$153		
77422		Neutron beam tx simple		\$540		
77423		Neutron beam tx complex		\$541		
77427		Radiation tx management, x5		-		
77427		Radiation tx management x5		\$366		
77431		Radiation therapy management		\$194		
77432		Stereotactic radiation trmt		\$939		
77435		Sbrt management		\$1,246		
77469		Io radiation tx management		\$618		
77470		Special radiation treatment		\$1,022		
77470	26	Special radiation treatment		\$224		
77470	TC	Special radiation treatment		\$799		
77499		Radiation therapy management		BR		
77499	26	Radiation therapy management		BR		
77499	TC	Radiation therapy management		BR		
77520		Proton beam delivery..		BR		
77523		Proton beam delivery..		BR		
77600		Hyperthermia treatment		\$386		
77600	26	Hyperthermia treatment		\$168		
77600	TC	Hyperthermia treatment		\$218		
77605		Hyperthermia treatment		\$515		
77605	26	Hyperthermia treatment		\$224		
77605	TC	Hyperthermia treatment		\$292		
77610		Hyperthermia treatment		\$386		
77610	26	Hyperthermia treatment		\$168		
77610	TC	Hyperthermia treatment		\$218		
77615		Hyperthermia treatment		\$515		
77615	26	Hyperthermia treatment		\$224		
77615	TC	Hyperthermia treatment		\$292		
77620		Hyperthermia treatment		\$386		
77620	26	Hyperthermia treatment		\$168		
77620	TC	Hyperthermia treatment		\$218		
77750		Infuse radioactive materials	90	\$586		
77750	26	Infuse radioactive materials	90	\$491		
77750	TC	Infuse radioactive materials	90	\$96		
77761		Radioelement application	90	\$562		
77761	26	Radioelement application	90	\$381		
77761	TC	Radioelement application	90	\$181		
77762		Radioelement application	90	\$832		
77762	26	Radioelement application	90	\$573		
77762	TC	Radioelement application	90	\$259		
77763		Radioelement application	90	\$1,179		
77763	26	Radioelement application	90	\$857		
77763	TC	Radioelement application	90	\$322		
77776		Radioelement application		\$656		
77776	26	Radioelement application		\$500		
77776	TC	Radioelement application		\$157		
77777		Radioelement application	90	\$1,052		
77777	26	Radioelement application	90	\$748		
77777	TC	Radioelement application	90	\$304		
77778		Radioelement application	90	\$1,488		
77778	26	Radioelement application	90	\$1,120		
77778	TC	Radioelement application	90	\$368		
77785	26	Hdr brachytx 1 channel		\$145		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
77785	TC	Hdr brachytx 1 channel		\$357		
77785		Hdr brachytx 1 channel		\$502		
77786	26	Hdr brachytx 2-12 channel		\$332		
77786	TC	Hdr brachytx 2-12 channel		\$792		
77786		Hdr brachytx 2-12 channel		\$1,123		
77787	26	Hdr brachytx over 12 chan		\$501		
77787	TC	Hdr brachytx over 12 chan		\$1,429		
77787		Hdr brachytx over 12 chan		\$1,930		
77789		Radioelement application	90	\$145		
77789	26	Radioelement application	90	\$112		
77789	TC	Radioelement application	90	\$33		
77790		Radioelement handling		\$149		
77790	26	Radioelement handling		\$112		
77790	TC	Radioelement handling		\$37		
77799		Radium/radioisotope therapy		BR		
77799	26	Radium/radioisotope therapy		BR		
77799	TC	Radium/radioisotope therapy		BR		
78000		Thyroid, single uptake		\$90		
78000	26	Thyroid, single uptake		\$21		
78000	TC	Thyroid, single uptake		\$70		
78001		Thyroid, multiple uptakes		\$122		
78001	26	Thyroid, multiple uptakes		\$28		
78001	TC	Thyroid, multiple uptakes		\$94		
78003		Thyroid suppress/stimul		\$105		
78003	26	Thyroid suppress/stimul		\$35		
78003	TC	Thyroid suppress/stimul		\$70		
78006		Thyroid,imaging with uptake		\$224		
78006	26	Thyroid,imaging with uptake		\$53		
78006	TC	Thyroid,imaging with uptake		\$172		
78007		Thyroid,imaging with uptake		\$239		
78007	26	Thyroid,imaging with uptake		\$54		
78007	TC	Thyroid,imaging with uptake		\$185		
78010		Thyroid imaging		\$172		
78010	26	Thyroid imaging		\$42		
78010	TC	Thyroid imaging		\$131		
78011		Thyroid imaging with flow		\$222		
78011	26	Thyroid imaging with flow		\$49		
78011	TC	Thyroid imaging with flow		\$173		
78015		Thyroid met imaging		\$258		
78015	26	Thyroid met imaging		\$73		
78015	TC	Thyroid met imaging		\$185		
78016		Thyroid met imaging/studies		\$339		
78016	26	Thyroid met imaging/studies		\$89		
78016	TC	Thyroid met imaging/studies		\$250		
78018		Thyroid, met imaging, body		\$491		
78018	26	Thyroid, met imaging, body		\$102		
78018	TC	Thyroid, met imaging, body		\$390		
78020		Thyroid met uptake....		\$60		
78020	26	Thyroid met uptake....		\$45		
78020	TC	Thyroid met uptake....		\$15		
78070		Parathyroid nuclear imaging		\$186		
78070	26	Parathyroid nuclear imaging		\$56		
78070	TC	Parathyroid nuclear imaging		\$131		
78075		Adrenal nuclear imaging		\$469		
78075	26	Adrenal nuclear imaging		\$80		
78075	TC	Adrenal nuclear imaging		\$390		
78099		Endocrine nuclear procedure		BR		
78099	26	Endocrine nuclear procedure		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
78099	TC	Endocrine nuclear procedure		BR		
78102		Bone marrow imaging, ltd		\$206		
78102	26	Bone marrow imaging, ltd		\$60		
78102	TC	Bone marrow imaging, ltd		\$147		
78103		Bone marrow imaging, mult		\$308		
78103	26	Bone marrow imaging, mult		\$81		
78103	TC	Bone marrow imaging, mult		\$227		
78104		Bone marrow imaging, body		\$378		
78104	26	Bone marrow imaging, body		\$87		
78104	TC	Bone marrow imaging, body		\$292		
78110		Plasma volume, single		\$91		
78110	26	Plasma volume, single		\$20		
78110	TC	Plasma volume, single		\$71		
78111		Plasma volume, multiple		\$209		
78111	26	Plasma volume, multiple		\$24		
78111	TC	Plasma volume, multiple		\$185		
78120		Red cell mass, single		\$150		
78120	26	Red cell mass, single		\$26		
78120	TC	Red cell mass, single		\$125		
78121		Red cell mass, multiple		\$243		
78121	26	Red cell mass, multiple		\$35		
78121	TC	Red cell mass, multiple		\$208		
78122		Blood volume.....		\$391		
78122	26	Blood volume.....		\$47		
78122	TC	Blood volume.....		\$344		
78130		Red cell survival study		\$271		
78130	26	Red cell survival study		\$66		
78130	TC	Red cell survival study		\$205		
78135		Red cell survival kinetics		\$418		
78135	26	Red cell survival kinetics		\$69		
78135	TC	Red cell survival kinetics		\$350		
78140		Red cell sequestration		\$348		
78140	26	Red cell sequestration		\$66		
78140	TC	Red cell sequestration		\$283		
78185		Spleen imaging		\$213		
78185	26	Spleen imaging		\$43		
78185	TC	Spleen imaging		\$170		
78190		Platelet survival, kinetics		\$527		
78190	26	Platelet survival, kinetics		\$117		
78190	TC	Platelet survival, kinetics		\$411		
78191		Platelet survival		\$592		
78191	26	Platelet survival		\$66		
78191	TC	Platelet survival		\$526		
78195		Lymph system imaging		\$368		
78195	26	Lymph system imaging		\$76		
78195	TC	Lymph system imaging		\$292		
78199		Blood/lymph nuclear exam		BR		
78199	26	Blood/lymph nuclear exam		BR		
78199	TC	Blood/lymph nuclear exam		BR		
78201		Liver imaging		\$216		
78201	26	Liver imaging		\$47		
78201	TC	Liver imaging		\$170		
78202		Liver imaging with flow		\$262		
78202	26	Liver imaging with flow		\$56		
78202	TC	Liver imaging with flow		\$207		
78205		Liver imaging (3D)....		\$516		
78205	26	Liver imaging (3D)....		\$75		
78205	TC	Liver imaging (3D)....		\$441		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
78206		Liver image (3d) w/ flow		\$516		
78206	26	Liver image (3d) w/ flow		\$89		
78206	TC	Liver image (3d) w/ flow		\$428		
78215		Liver and spleen imaging		\$263		
78215	26	Liver and spleen imaging		\$53		
78215	TC	Liver and spleen imaging		\$210		
78216		Liver & spleen image, flow		\$312		
78216	26	Liver & spleen image, flow		\$62		
78216	TC	Liver & spleen image, flow		\$250		
78220		Liver function study		\$320		
78226	26	Hepatobiliary system imaging		\$73		
78226	TC	Hepatobiliary system imaging		\$601		
78226		Hepatobiliary system imaging		\$674		
78227	26	Hepatobil syst image w/drug		\$88		
78227	TC	Hepatobil syst image w/drug		\$835		
78227		Hepatobil syst image w/drug		\$923		
78230		Salivary gland imaging		\$206		
78230	26	Salivary gland imaging		\$49		
78230	TC	Salivary gland imaging		\$157		
78231		Serial salivary imaging		\$284		
78231	26	Serial salivary imaging		\$57		
78231	TC	Serial salivary imaging		\$227		
78232		Salivary gland function exam		\$305		
78232	26	Salivary gland function exam		\$52		
78232	TC	Salivary gland function exam		\$254		
78258		Esophageal motility study		\$287		
78258	26	Esophageal motility study		\$80		
78258	TC	Esophageal motility study		\$207		
78261		Gastric mucosa imaging		\$369		
78261	26	Gastric mucosa imaging		\$75		
78261	TC	Gastric mucosa imaging		\$294		
78262		Gastroesophageal reflux exam		\$378		
78262	26	Gastroesophageal reflux exam		\$74		
78262	TC	Gastroesophageal reflux exam		\$305		
78264		Gastric emptying study		\$380		
78264	26	Gastric emptying study		\$84		
78264	TC	Gastric emptying study		\$296		
78267		Breath tst attain/anal c-14		BR		
78268		Breath test analysis, c-14		BR		
78270		Vit b-12 absorption exam		\$133		
78270	26	Vit b-12 absorption exam		\$22		
78270	TC	Vit b-12 absorption exam		\$112		
78271		Vit b-12 absorp exam, if		\$140		
78271	26	Vit b-12 absorp exam, if		\$22		
78271	TC	Vit b-12 absorp exam, if		\$119		
78272		Vit b-12 absorp, combined		\$196		
78272	26	Vit b-12 absorp, combined		\$30		
78272	TC	Vit b-12 absorp, combined		\$167		
78278		Acute gi blood loss imaging		\$456		
78278	26	Acute gi blood loss imaging		\$107		
78278	TC	Acute gi blood loss imaging		\$350		
78282		Gi protein loss exam		BR		
78282	26	Gi protein loss exam		\$41		
78282	TC	Gi protein loss exam		BR		
78282		GI protein loss exam		\$38		
78290		Meckel's divert exam		\$292		
78290	26	Meckel's divert exam		\$74		
78290	TC	Meckel's divert exam		\$218		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
78291		Leveen/shunt patency exam		\$313		
78291	26	Leveen/shunt patency exam		\$94		
78291	TC	Leveen/shunt patency exam		\$220		
78299		Gi nuclear procedure		BR		
78299	26	Gi nuclear procedure		BR		
78299	TC	Gi nuclear procedure		BR		
78300		Bone imaging, limited area		\$247		
78300	26	Bone imaging, limited area		\$68		
78300	TC	Bone imaging, limited area		\$180		
78305		Bone imaging, multiple areas		\$353		
78305	26	Bone imaging, multiple areas		\$90		
78305	TC	Bone imaging, multiple areas		\$263		
78306		Bone imaging, whole body		\$399		
78306	26	Bone imaging, whole body		\$93		
78306	TC	Bone imaging, whole body		\$307		
78315		Bone imaging, 3 phase		\$452		
78315	26	Bone imaging, 3 phase		\$110		
78315	TC	Bone imaging, 3 phase		\$343		
78320		Bone imaging (3d)		\$535		
78320	26	Bone imaging (3d)		\$112		
78320	TC	Bone imaging (3d)		\$424		
78350		Bone mineral, single photon		\$80		
78350	26	Bone mineral, single photon		\$24		
78350	TC	Bone mineral, single photon		\$57		
78351		Bone mineral, dual photon		\$55		
78399		Musculoskeletal nuclear exam		BR		
78399	26	Musculoskeletal nuclear exam		BR		
78399	TC	Musculoskeletal nuclear exam		BR		
78414		Non-imaging heart function		BR		
78414	26	Non-imaging heart function		\$48		
78414	TC	Non-imaging heart function		BR		
78414		Non-imaging heart function		\$48		
78428		Cardiac shunt imaging		\$246		
78428	26	Cardiac shunt imaging		\$84		
78428	TC	Cardiac shunt imaging		\$162		
78445		Vascular flow imaging		\$191		
78445	26	Vascular flow imaging		\$52		
78445	TC	Vascular flow imaging		\$139		
78451	26	Ht muscle image spect sing		\$136		
78451	TC	Ht muscle image spect sing		\$606		
78451		Ht muscle image spect sing		\$742		
78452	26	Ht muscle image spect mult		\$160		
78452	TC	Ht muscle image spect mult		\$875		
78452		Ht muscle image spect mult		\$1,035		
78453	26	Ht muscle image planar sing		\$99		
78453	TC	Ht muscle image planar sing		\$541		
78453		Ht muscle image planar sing		\$639		
78454	26	Ht musc image planar mult		\$131		
78454	TC	Ht musc image planar mult		\$782		
78454		Ht musc image planar mult		\$913		
78456		Acute venous thrombus image		-		
78456	26	Acute venous thrombus image		-		
78456	TC	Acute venous thrombus		-		
78457		Venous thrombosis imaging		\$279		
78457	26	Venous thrombosis imaging		\$80		
78457	TC	Venous thrombosis imaging		\$199		
78458		Ven thrombosis images, bilat		\$384		
78458	26	Ven thrombosis images, bilat		\$96		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
78458	TC	Ven thrombosis images, bilat		\$288		
78459		Heart muscle imaging (PET)		-		
78459	26	Heart muscle imaging (PET)		\$225		
78459	TC	Heart muscle imaging (PET)		BR		
78466		Heart infarct image		\$264		
78466	26	Heart infarct image		\$75		
78466	TC	Heart infarct image		\$189		
78468		Heart infarct image, ef		\$348		
78468	26	Heart infarct image, ef		\$86		
78468	TC	Heart infarct image, ef		\$263		
78469		Heart infarct image (3D)		\$486		
78469	26	Heart infarct image (3D)		\$96		
78469	TC	Heart infarct image (3D)		\$390		
78472		Gated heart, planar, single		\$515		
78472	26	Gated heart, planar, single		\$103		
78472	TC	Gated heart, planar, single		\$413		
78473		Gated heart, multiple		\$770		
78473	26	Gated heart, multiple		\$154		
78473	TC	Gated heart, multiple		\$616		
78481		Heart first pass, single		\$493		
78481	26	Heart first pass, single		\$103		
78481	TC	Heart first pass, single		\$390		
78483		Heart first pass, multiple		\$743		
78483	26	Heart first pass, multiple		\$155		
78483	TC	Heart first pass, multiple		\$588		
78491		Heart image (pet), single		BR		
78491	26	Heart image (pet), single		\$196		
78491	TC	Heart image (pet), single		BR		
78492		Heart image (pet), multiple		BR		
78492	26	Heart image (pet), multiple		\$224		
78492	TC	Heart image (pet), multiple		BR		
78494		Heart image, spect....		\$525		
78494	26	Heart image, spect....		\$112		
78494	TC	Heart image, spect....		\$413		
78496		Heart first pass add- on		\$183		
78496	26	Heart first pass add- on		\$52		
78496	TC	Heart first pass add- on		\$131		
78499		Cardiovascular nuclear exam		BR		
78499	26	Cardiovascular nuclear exam		BR		
78499	TC	Cardiovascular nuclear exam		BR		
78579	26	Lung ventilation imaging		\$48		
78579	TC	Lung ventilation imaging		\$310		
78579		Lung ventilation imaging		\$359		
78580		Lung perfusion imaging		\$327		
78580	26	Lung perfusion imaging		\$80		
78580	TC	Lung perfusion imaging		\$247		
78582	26	Lung ventilat&perfus imaging		\$104		
78582	TC	Lung ventilat&perfus imaging		\$557		
78582		Lung ventilat&perfus imaging		\$662		
78597	26	Lung perfusion differential		\$72		
78597	TC	Lung perfusion differential		\$333		
78597		Lung perfusion differential		\$404		
78598	26	Lung perf&ventilat diferentl		\$82		
78598	TC	Lung perf&ventilat diferentl		\$539		
78598		Lung perf&ventilat diferentl		\$621		
78599		Respiratory nuclear exam		BR		
78599	26	Respiratory nuclear exam		BR		
78599	TC	Respiratory nuclear exam		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
78600		Brain imaging, ltd static		\$254		
78600	26	Brain imaging, ltd static		\$47		
78600	TC	Brain imaging, ltd static		\$207		
78605		Brain imaging, complete		\$302		
78605	26	Brain imaging, complete		\$59		
78605	TC	Brain imaging, complete		\$244		
78606		Brain imaging comp & flow		\$346		
78606	26	Brain imaging comp & flow		\$69		
78606	TC	Brain imaging comp & flow		\$278		
78607		Brain imaging (3d)		\$601		
78607	26	Brain imaging (3d)		\$131		
78607	TC	Brain imaging (3d)		\$470		
78608		Brain imaging (pet)		-		
78609		Brain imaging (pet)		-		
78610		Brain flow imaging only		\$146		
78610	26	Brain flow imaging only		\$33		
78610	TC	Brain flow imaging only		\$114		
78630		Cerebrospinal fluid scan		\$435		
78630	26	Cerebrospinal fluid scan		\$74		
78630	TC	Cerebrospinal fluid scan		\$362		
78635		Csf ventriculography		\$249		
78635	26	Csf ventriculography		\$66		
78635	TC	Csf ventriculography		\$183		
78645		Csf shunt evaluation		\$308		
78645	26	Csf shunt evaluation		\$62		
78645	TC	Csf shunt evaluation		\$247		
78647		Cerebrospinal fluid scan		\$515		
78647	26	Cerebrospinal fluid scan		\$96		
78647	TC	Cerebrospinal fluid scan		\$419		
78650		Csf leakage imaging		\$399		
78650	26	Csf leakage imaging		\$66		
78650	TC	Csf leakage imaging		\$333		
78660		Nuclear exam of tear flow		\$214		
78660	26	Nuclear exam of tear flow		\$56		
78660	TC	Nuclear exam of tear flow		\$158		
78699		Nervous system nuclear exam		BR		
78699	26	Nervous system nuclear exam		BR		
78699	TC	Nervous system nuclear exam		BR		
78700		Kidney imaging, static		\$266		
78700	26	Kidney imaging, static		\$48		
78700	TC	Kidney imaging, static		\$218		
78701		Kidney imaging with flow		\$308		
78701	26	Kidney imaging with flow		\$53		
78701	TC	Kidney imaging with flow		\$255		
78707		Kidney flow/function image		\$433		
78707	26	Kidney flow/function image		\$99		
78707	TC	Kidney flow/function image		\$334		
78708		Kidney flow/function image		\$452		
78708	26	Kidney flow/function image		\$118		
78708	TC	Kidney flow/function image		\$334		
78709		Kidney flow/function image		\$467		
78709	26	Kidney flow/function image		\$133		
78709	TC	Kidney flow/function image		\$334		
78710		Kidney imaging (3D)...		\$511		
78710	26	Kidney imaging (3D)...		\$70		
78710	TC	Kidney imaging (3D)...		\$441		
78725		Kidney function study		\$172		
78725	26	Kidney function study		\$39		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
78725	TC	Kidney function study		\$133		
78730		Urinary bladder retention		\$143		
78730	26	Urinary bladder retention		\$38		
78730	TC	Urinary bladder retention		\$105		
78740		Ureteral reflux study		\$217		
78740	26	Ureteral reflux study		\$59		
78740	TC	Ureteral reflux study		\$158		
78761		Testicular imaging & flow		\$306		
78761	26	Testicular imaging & flow		\$77		
78761	TC	Testicular imaging & flow		\$229		
78799		Genitourinary nuclear exam		BR		
78799	26	Genitourinary nuclear exam		BR		
78799	TC	Genitourinary nuclear exam		BR		
78800		Tumor imaging, limited area		\$323		
78800	26	Tumor imaging, limited area		\$69		
78800	TC	Tumor imaging, limited area		\$254		
78801		Tumor imaging, mult areas		\$388		
78801	26	Tumor imaging, mult areas		\$85		
78801	TC	Tumor imaging, mult areas		\$304		
78802		Tumor imaging, whole body		\$490		
78802	26	Tumor imaging, whole body		\$93		
78802	TC	Tumor imaging, whole body		\$397		
78803		Tumor imaging (3D)....		\$602		
78803	26	Tumor imaging (3D)....		\$113		
78803	TC	Tumor imaging (3D)....		\$490		
78804	26	Tumor imaging whole body		\$103		
78804	TC	Tumor imaging whole body		\$1,085		
78804		Tumor imaging whole body		\$1,188		
78805		Abscess imaging, ltd area		\$330		
78805	26	Abscess imaging, ltd area		\$76		
78805	TC	Abscess imaging, ltd area		\$254		
78806		Abscess imaging, whole body		\$544		
78806	26	Abscess imaging, whole body		\$83		
78806	TC	Abscess imaging, whole body		\$462		
78807		Nuclear localization/abscess		\$586		
78807	26	Nuclear localization/abscess		\$117		
78807	TC	Nuclear localization/abscess		\$470		
78808		Iv inj ra drug dx study		\$84		
78811		Pet image ltd area		\$158		
78812		Pet image skull-thigh		\$192		
78813		Pet image full body		\$201		
78814		Pet image w/ct lmtd		\$221		
78815		Pet image w/ct skull-thigh		\$243		
78816		Pet image w/ct full body		\$245		
78990		Provide diag radionuclide(s)		BR		
78999		Nuclear diagnostic exam		BR		
78999	26	Nuclear diagnostic exam		BR		
78999	TC	Nuclear diagnostic exam		BR		
79005	26	Nuclear rx oral admin		\$176		
79005	TC	Nuclear rx oral admin		\$95		
79005		Nuclear rx oral admin		\$271		
79101	26	Nuclear rx iv admin		\$204		
79101	TC	Nuclear rx iv admin		\$102		
79101		Nuclear rx iv admin		\$306		
79200		Intracavitary nuc treatment		\$403		
79200	26	Intracavitary nuc treatment		\$214		
79200	TC	Intracavitary nuc treatment		\$189		
79300		Interstitial nuclear therapy		-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
79300	26	Interstitial nuclear therapy		\$172		
79300	TC	Interstitial nuclear therapy		BR		
79403	26	Hematopoietic nuclear tx		\$218		
79403	TC	Hematopoietic nuclear tx		\$156		
79403		Hematopoietic nuclear tx		\$374		
79440		Nuclear joint therapy		\$403		
79440	26	Nuclear joint therapy		\$214		
79440	TC	Nuclear joint therapy		\$189		
79445		Nuclear rx intra-arterial		\$236		
79900		Provide ther radiopharm(s)		BR		
80048		Basic metabolic panel		BR		
80050		General health panel..		BR		
80050	26	General health panel..		BR		
80050	TC	General health panel..		BR		
80051		Electrolyte panel.....		BR		
80053		Comprehen metabolic panel		BR		
80055		Obstetric panel.....		\$106		
80055	26	Obstetric panel.....		\$43		
80055	TC	Obstetric panel.....		\$63		
80061		Lipid panel		\$88		
80061	26	Lipid panel		\$43		
80061	TC	Lipid panel		\$45		
80069		Renal function panel..		BR		
80074		Acute hepatitis panel		BR		
80076		Hepatic function panel		BR		
80100		Drug screen		\$71		
80100	26	Drug screen		\$20		
80100	TC	Drug screen		\$51		
80101		Drug screen		\$65		
80101	26	Drug screen		\$18		
80101	TC	Drug screen		\$47		
80102		Drug confirmation		\$106		
80102	26	Drug confirmation		\$33		
80102	TC	Drug confirmation		\$73		
80103		Drug analysis, tissue		BR		
80103	26	Drug analysis, tissue		BR		
80103	TC	Drug analysis, tissue		BR		
80150		Assay of amikacin		\$75		
80150	26	Assay of amikacin		\$24		
80150	TC	Assay of amikacin		\$51		
80152		Assay of amitriptyline		\$81		
80152	26	Assay of amitriptyline		\$26		
80152	TC	Assay of amitriptyline		\$55		
80154		Assay of benzodiazepin		\$92		
80154	26	Assay of benzodiazepin		\$29		
80154	TC	Assay of benzodiazepin		\$63		
80156		Assay carbamazepine		\$65		
80156	26	Assay carbamazepine		\$20		
80156	TC	Assay carbamazepine		\$45		
80158		Assay of cyclosporine		BR		
80158	26	Assay of cyclosporine		BR		
80158	TC	Assay of cyclosporine		BR		
80160		Assay of desipramine		BR		
80160	26	Assay of desipramine		BR		
80160	TC	Assay of desipramine		BR		
80162		Assay for digoxin		\$61		
80162	26	Assay for digoxin		\$18		
80162	TC	Assay for digoxin		\$43		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
80164		Assay, dipropylacetic		BR		
80164	26	Assay, dipropylacetic		BR		
80164	TC	Assay, dipropylacetic		BR		
80166		Assay of doxepin		\$65		
80166	26	Assay of doxepin		\$18		
80166	TC	Assay of doxepin		\$47		
80168		Assay of ethosuximide		\$82		
80168	26	Assay of ethosuximide		\$33		
80168	TC	Assay of ethosuximide		\$49		
80170		Gentamicin		\$84		
80170	26	Gentamicin		\$29		
80170	TC	Gentamicin		\$55		
80172		Assay for gold		\$83		
80172	26	Assay for gold		\$24		
80172	TC	Assay for gold		\$59		
80174		Assay of imipramine		\$77		
80174	26	Assay of imipramine		\$22		
80174	TC	Assay of imipramine		\$55		
80176		Assay for lidocaine		\$65		
80176	26	Assay for lidocaine		\$20		
80176	TC	Assay for lidocaine		\$45		
80178		Assay for lithium		\$32		
80178	26	Assay for lithium		\$12		
80178	TC	Assay for lithium		\$20		
80182		Assay for nortriptylin		BR		
80182	26	Assay for nortriptylin		BR		
80182	TC	Assay for nortriptylin		BR		
80184		Assay for phenobarbita		BR		
80184	26	Assay for phenobarbita		BR		
80184	TC	Assay for phenobarbita		BR		
80185		Assay for phenytoin		\$67		
80185	26	Assay for phenytoin		\$18		
80185	TC	Assay for phenytoin		\$49		
80186		Assay for phenytoin, f		BR		
80186	26	Assay for phenytoin, f		BR		
80186	TC	Assay for phenytoin, f		BR		
80188		Assay for primidone		\$65		
80188	26	Assay for primidone		\$20		
80188	TC	Assay for primidone		\$45		
80190		Assay for procainamide		\$77		
80190	26	Assay for procainamide		\$24		
80190	TC	Assay for procainamide		\$53		
80192		Assay for procainamide		BR		
80192	26	Assay for procainamide		BR		
80192	TC	Assay for procainamide		BR		
80194		Assay for quinidine		\$61		
80194	26	Assay for quinidine		\$18		
80194	TC	Assay for quinidine		\$43		
80196		Assay for salicylate		\$34		
80196	26	Assay for salicylate		\$10		
80196	TC	Assay for salicylate		\$24		
80197		Assay of tacrolimus...		BR		
80198		Assay for theophylline		\$51		
80198	26	Assay for theophylline		\$12		
80198	TC	Assay for theophylline		\$39		
80200		Assay for tobramycin		\$79		
80200	26	Assay for tobramycin		\$26		
80200	TC	Assay for tobramycin		\$53		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
80201		Assay of topiramate...		BR		
80202		Assay for vancomycin		BR		
80202	26	Assay for vancomycin		BR		
80202	TC	Assay for vancomycin		BR		
80299		Quantitative assay, dr		BR		
80299	26	Quantitative assay, dr		BR		
80299	TC	Quantitative assay, dr		BR		
80400		Acth stimulation panel		\$141		
80400	26	Acth stimulation panel		\$41		
80400	TC	Acth stimulation panel		\$100		
80402		Acth stimulation panel		\$254		
80402	26	Acth stimulation panel		\$79		
80402	TC	Acth stimulation panel		\$175		
80406		Acth stimulation panel		\$254		
80406	26	Acth stimulation panel		\$79		
80406	TC	Acth stimulation panel		\$175		
80408		Aldosterone suppressio		\$312		
80408	26	Aldosterone suppressio		\$102		
80408	TC	Aldosterone suppressio		\$210		
80410		Calcitonin stimul panel.		\$289		
80410	26	Calcitonin stimul panel.		\$92		
80410	TC	Calcitonin stimul panel.		\$197		
80412		CRH stimulation panel		\$570		
80412	26	CRH stimulation panel		\$163		
80412	TC	CRH stimulation panel		\$407		
80414		Testosterone response		\$306		
80414	26	Testosterone response		\$98		
80414	TC	Testosterone response		\$208		
80415		Estradiol response pan		\$252		
80415	26	Estradiol response pan		\$61		
80415	TC	Estradiol response pan		\$191		
80416		Renin stimulation panel		BR		
80417		Renin stimulation panel		BR		
80418		Pituitary evaluation p		\$1,303		
80418	26	Pituitary evaluation p		\$350		
80418	TC	Pituitary evaluation p		\$953		
80420		Dexamethasone panel		\$197		
80420	26	Dexamethasone panel		\$61		
80420	TC	Dexamethasone panel		\$136		
80422		Glucagon tolerance pan		\$116		
80422	26	Glucagon tolerance pan		\$35		
80422	TC	Glucagon tolerance pan		\$81		
80424		Glucagon tolerance pan		\$173		
80424	26	Glucagon tolerance pan		\$51		
80424	TC	Glucagon tolerance pan		\$122		
80426		Gonadotropin hormone p		\$269		
80426	26	Gonadotropin hormone p		\$53		
80426	TC	Gonadotropin hormone p		\$216		
80428		Growth hormone panel		\$171		
80428	26	Growth hormone panel		\$37		
80428	TC	Growth hormone panel		\$134		
80430		Growth hormone panel		\$183		
80430	26	Growth hormone panel		\$47		
80430	TC	Growth hormone panel		\$136		
80432		Insulin suppression pa		\$448		
80432	26	Insulin suppression pa		\$106		
80432	TC	Insulin suppression pa		\$342		
80434		Insulin tolerance pane		\$214		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
80434	26	Insulin tolerance pane		\$61		
80434	TC	Insulin tolerance pane		\$153		
80435		Insulin tolerance pane		\$220		
80435	26	Insulin tolerance pane		\$61		
80435	TC	Insulin tolerance pane		\$159		
80436		Metyrapone panel		\$222		
80436	26	Metyrapone panel		\$65		
80436	TC	Metyrapone panel		\$157		
80438		TRH stimulation panel		\$89		
80438	26	TRH stimulation panel		\$22		
80438	TC	TRH stimulation panel		\$67		
80439		TRH stimulation panel		\$119		
80439	26	TRH stimulation panel		\$29		
80439	TC	TRH stimulation panel		\$90		
80440		TRH stimulation panel		\$149		
80440	26	TRH stimulation panel		\$49		
80440	TC	TRH stimulation panel		\$100		
80500		Lab pathology consulta		\$63		
80500	26	Lab pathology consulta		\$63		
80500	TC	Lab pathology consulta		\$0		
80502		Lab pathology consulta		\$132		
80502	26	Lab pathology consulta		\$132		
80502	TC	Lab pathology consulta		\$0		
81000		Urinalysis, nonauto w/scope		\$16		
81000	26	Urinalysis, nonauto w/scope		\$7		
81000	TC	Urinalysis, nonauto w/scope		\$9		
81001		Urinalysis, auto w/ scope		\$16		
81001	26	Urinalysis, auto w/ scope		\$7		
81001	TC	Urinalysis, auto w/ scope		\$9		
81002		Urinalysis nonauto w/o scope		\$14		
81002	26	Urinalysis nonauto w/o scope		\$7		
81002	TC	Urinalysis nonauto w/o scope		\$7		
81003		Urinalysis, auto, w/o scope		\$10		
81003	26	Urinalysis, auto, w/o scope		\$4		
81003	TC	Urinalysis, auto, w/o scope		\$6		
81005		Urinalysis		\$6		
81005	26	Urinalysis		\$2		
81005	TC	Urinalysis		\$4		
81007		Urine screen for bacte		\$6		
81007	26	Urine screen for bacte		\$2		
81007	TC	Urine screen for bacte		\$4		
81015		Microscopic exam of ur		\$10		
81015	26	Microscopic exam of ur		\$4		
81015	TC	Microscopic exam of ur		\$6		
81020		Urinalysis, glass test		BR		
81025		Urine pregnancy test		\$8		
81025	26	Urine pregnancy test		\$4		
81025	TC	Urine pregnancy test		\$4		
81050		Urinalysis, volume mea		BR		
81050	26	Urinalysis, volume mea		BR		
81050	TC	Urinalysis, volume mea		BR		
81099		Urinalysis test proced		BR		
81099	26	Urinalysis test proced		BR		
81099	TC	Urinalysis test proced		BR		
82000		Assay blood acetaldehy		\$47		
82000	26	Assay blood acetaldehy		\$14		
82000	TC	Assay blood acetaldehy		\$33		
82003		Assay acetaminophen		\$67		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82003	26	Assay acetaminophen		\$18		
82003	TC	Assay acetaminophen		\$49		
82009		Test for acetone/keton		\$18		
82009	26	Test for acetone/keton		\$6		
82009	TC	Test for acetone/keton		\$12		
82010		Acetone assay		\$43		
82010	26	Acetone assay		\$14		
82010	TC	Acetone assay		\$29		
82013		Acetylcholinesterase a		\$47		
82013	26	Acetylcholinesterase a		\$14		
82013	TC	Acetylcholinesterase a		\$33		
82016		Acylcarnitines, qual..		BR		
82017		Acylcarnitines, quant		BR		
82024		ACTH		\$143		
82024	26	ACTH		\$43		
82024	TC	ACTH		\$100		
82030		ADP & AMP		\$82		
82030	26	ADP & AMP		\$33		
82030	TC	ADP & AMP		\$49		
82040		Assay serum albumin		\$20		
82040	26	Assay serum albumin		\$6		
82040	TC	Assay serum albumin		\$14		
82042		Assay urine albumin		\$22		
82042	26	Assay urine albumin		\$6		
82042	TC	Assay urine albumin		\$16		
82043		Microalbumin, quantita		BR		
82043	26	Microalbumin, quantita		BR		
82043	TC	Microalbumin, quantita		BR		
82044		Microalbumin, semiquan		BR		
82044	26	Microalbumin, semiquan		BR		
82044	TC	Microalbumin, semiquan		BR		
82055		Assay ethanol		\$61		
82055	26	Assay ethanol		\$18		
82055	TC	Assay ethanol		\$43		
82075		Assay breath ethanol		\$59		
82075	26	Assay breath ethanol		\$18		
82075	TC	Assay breath ethanol		\$41		
82085		Assay of aldolase		\$47		
82085	26	Assay of aldolase		\$14		
82085	TC	Assay of aldolase		\$33		
82088		Aldosterone		\$169		
82088	26	Aldosterone		\$53		
82088	TC	Aldosterone		\$116		
82101		Assay of urine alkalo		\$112		
82101	26	Assay of urine alkalo		\$35		
82101	TC	Assay of urine alkalo		\$77		
82103		Alpha-1-antitrypsin, t		BR		
82103	26	Alpha-1-antitrypsin, t		BR		
82103	TC	Alpha-1-antitrypsin, t		BR		
82104		Alpha-1-antitrypsin, p		BR		
82104	26	Alpha-1-antitrypsin, p		BR		
82104	TC	Alpha-1-antitrypsin, p		BR		
82105		Alpha-fetoprotein, ser		BR		
82105	26	Alpha-fetoprotein, ser		BR		
82105	TC	Alpha-fetoprotein, ser		BR		
82106		Alpha-fetoprotein; amn		BR		
82106	26	Alpha-fetoprotein; amn		BR		
82106	TC	Alpha-fetoprotein; amn		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82108		Assay, aluminum		\$85		
82108	26	Assay, aluminum		\$26		
82108	TC	Assay, aluminum		\$59		
82120		Amines, vaginal fluid qual		BR		
82127		Amino acid, single qual		\$54		
82127	26	Amino acid, single qual		\$14		
82127	TC	Amino acid, single qual		\$40		
82128		Amino acids, mult qual		\$54		
82128	26	Amino acids, mult qual		\$14		
82128	TC	Amino acids, mult qual		\$40		
82131		Amino acids, single quant		BR		
82131	26	Amino acids, single quant		BR		
82131	TC	Amino acids, single quant		BR		
82135		Assay, aminolevulinic		\$77		
82135	26	Assay, aminolevulinic		\$24		
82135	TC	Assay, aminolevulinic		\$53		
82136		Amino acids, quant, 2- 5		BR		
82136	26	Amino acids, quant, 2- 5		BR		
82136	TC	Amino acids, quant, 2- 5		BR		
82139		Amino acids, quan, 6 or more		BR		
82139	26	Amino acids, quan, 6 or more		BR		
82139	TC	Amino acids, quan, 6 or more		BR		
82140		Assay of ammonia		\$75		
82140	26	Assay of ammonia		\$22		
82140	TC	Assay of ammonia		\$53		
82143		Amniotic fluid scan		\$53		
82143	26	Amniotic fluid scan		\$16		
82143	TC	Amniotic fluid scan		\$37		
82145		Assay of amphetamines		\$65		
82145	26	Assay of amphetamines		\$18		
82145	TC	Assay of amphetamines		\$47		
82150		Assay of amylase		\$30		
82150	26	Assay of amylase		\$10		
82150	TC	Assay of amylase		\$20		
82154		Androstanediol glucuro		BR		
82154	26	Androstanediol glucuro		BR		
82154	TC	Androstanediol glucuro		BR		
82157		Assay of androstenedio		\$108		
82157	26	Assay of androstenedio		\$33		
82157	TC	Assay of androstenedio		\$75		
82160		Androsterone assay		\$122		
82160	26	Androsterone assay		\$41		
82160	TC	Androsterone assay		\$81		
82163		Assay of angiotensin I		\$79		
82163	26	Assay of angiotensin I		\$22		
82163	TC	Assay of angiotensin I		\$57		
82164		Angiotensin I enzyme t		\$59		
82164	26	Angiotensin I enzyme t		\$18		
82164	TC	Angiotensin I enzyme t		\$41		
82172		Apolipoprotein		\$65		
82172	26	Apolipoprotein		\$20		
82172	TC	Apolipoprotein		\$45		
82175		Assay of arsenic		\$90		
82175	26	Assay of arsenic		\$29		
82175	TC	Assay of arsenic		\$61		
82180		Assay of ascorbic acid		\$49		
82180	26	Assay of ascorbic acid		\$16		
82180	TC	Assay of ascorbic acid		\$33		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82190		Atomic absorption		BR		
82190	26	Atomic absorption		BR		
82190	TC	Atomic absorption		BR		
82205		Assay of barbiturates		\$63		
82205	26	Assay of barbiturates		\$18		
82205	TC	Assay of barbiturates		\$45		
82232		Beta-2 protein		\$81		
82232	26	Beta-2 protein		\$26		
82232	TC	Beta-2 protein		\$55		
82239		Bile acids, total		BR		
82239	26	Bile acids, total		BR		
82239	TC	Bile acids, total		BR		
82240		Bile acids, cholyglyc		\$92		
82240	26	Bile acids, cholyglyc		\$29		
82240	TC	Bile acids, cholyglyc		\$63		
82247		Bilirubin, total.....		BR		
82247	26	Bilirubin, total.....		BR		
82247	TC	Bilirubin, total.....		BR		
82248		Bilirubin, direct.....		BR		
82248	26	Bilirubin, direct.....		BR		
82248	TC	Bilirubin, direct.....		BR		
82252		Fecal bilirubin test		\$20		
82252	26	Fecal bilirubin test		\$6		
82252	TC	Fecal bilirubin test		\$14		
82261		Assay of biotinidase..		BR		
82270		Test for blood, feces		\$12		
82270	26	Test for blood, feces		\$5		
82270	TC	Test for blood, feces		\$7		
82286		Assay of bradykinin		\$22		
82286	26	Assay of bradykinin		\$6		
82286	TC	Assay of bradykinin		\$16		
82300		Assay cadmium		\$90		
82300	26	Assay cadmium		\$29		
82300	TC	Assay cadmium		\$61		
82306		Assay of vitamin D		\$147		
82306	26	Assay of vitamin D		\$49		
82306	TC	Assay of vitamin D		\$98		
82308		Assay of calcitonin		\$116		
82308	26	Assay of calcitonin		\$35		
82308	TC	Assay of calcitonin		\$81		
82310		Assay calcium		\$20		
82310	26	Assay calcium		\$6		
82310	TC	Assay calcium		\$14		
82330		Assay calcium		\$69		
82330	26	Assay calcium		\$20		
82330	TC	Assay calcium		\$49		
82331		Calcium infusion test		\$26		
82331	26	Calcium infusion test		\$8		
82331	TC	Calcium infusion test		\$18		
82340		Assay calcium in urine		\$24		
82340	26	Assay calcium in urine		\$8		
82340	TC	Assay calcium in urine		\$16		
82355		Calculus (stone) analy		\$57		
82355	26	Calculus (stone) analy		\$18		
82355	TC	Calculus (stone) analy		\$39		
82360		Calculus (stone) assay		\$57		
82360	26	Calculus (stone) assay		\$18		
82360	TC	Calculus (stone) assay		\$39		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82365		Calculus (stone) assay		\$57		
82365	26	Calculus (stone) assay		\$16		
82365	TC	Calculus (stone) assay		\$41		
82370		X-ray assay, calculus		\$43		
82370	26	X-ray assay, calculus		\$14		
82370	TC	X-ray assay, calculus		\$29		
82374		Assay blood carbon dio		\$18		
82374	26	Assay blood carbon dio		\$6		
82374	TC	Assay blood carbon dio		\$12		
82375		Assay blood carbon mon		\$63		
82375	26	Assay blood carbon mon		\$18		
82375	TC	Assay blood carbon mon		\$45		
82376		Test for carbon monoxi		\$20		
82376	26	Test for carbon monoxi		\$6		
82376	TC	Test for carbon monoxi		\$14		
82378		Carcinoembryonic antig		BR		
82378	26	Carcinoembryonic antig		BR		
82378	TC	Carcinoembryonic antig		BR		
82379		Assay of carnitine....		BR		
82380		Assay carotene		\$41		
82380	26	Assay carotene		\$12		
82380	TC	Assay carotene		\$29		
82382		Assay urine catecholam		\$71		
82382	26	Assay urine catecholam		\$22		
82382	TC	Assay urine catecholam		\$49		
82383		Assay blood catecholam		\$116		
82383	26	Assay blood catecholam		\$35		
82383	TC	Assay blood catecholam		\$81		
82384		Assay three catecholam		\$116		
82384	26	Assay three catecholam		\$35		
82384	TC	Assay three catecholam		\$81		
82387		Cathepsin-D		BR		
82387	26	Cathepsin-D		BR		
82387	TC	Cathepsin-D		BR		
82390		Assay ceruloplasmin		\$47		
82390	26	Assay ceruloplasmin		\$14		
82390	TC	Assay ceruloplasmin		\$33		
82397		Chemiluminescent assay		BR		
82397	26	Chemiluminescent assay		BR		
82397	TC	Chemiluminescent assay		BR		
82415		Assay chloramphenicol		\$53		
82415	26	Assay chloramphenicol		\$16		
82415	TC	Assay chloramphenicol		\$37		
82435		Assay blood chloride		\$16		
82435	26	Assay blood chloride		\$4		
82435	TC	Assay blood chloride		\$12		
82436		Assay urine chloride		\$26		
82436	26	Assay urine chloride		\$8		
82436	TC	Assay urine chloride		\$18		
82438		Assay other fluid chlo		\$24		
82438	26	Assay other fluid chlo		\$8		
82438	TC	Assay other fluid chlo		\$16		
82441		Test for chlorohydroca		\$30		
82441	26	Test for chlorohydroca		\$10		
82441	TC	Test for chlorohydroca		\$20		
82465		Assay serum cholester		\$16		
82465	26	Assay serum cholester		\$4		
82465	TC	Assay serum cholester		\$12		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82480		Assay serum cholineste		\$45		
82480	26	Assay serum cholineste		\$12		
82480	TC	Assay serum cholineste		\$33		
82482		Assay rbc cholinestera		\$53		
82482	26	Assay rbc cholinestera		\$16		
82482	TC	Assay rbc cholinestera		\$37		
82485		Assay chondroitin sulf		\$69		
82485	26	Assay chondroitin sulf		\$16		
82485	TC	Assay chondroitin sulf		\$53		
82486		Gas/liquid chromatography		\$79		
82486	26	Gas/liquid chromatography		\$26		
82486	TC	Gas/liquid chromatography		\$53		
82487		Paper chromatography		\$81		
82487	26	Paper chromatography		\$26		
82487	TC	Paper chromatography		\$55		
82488		Paper chromatography		\$108		
82488	26	Paper chromatography		\$37		
82488	TC	Paper chromatography		\$71		
82489		Thin layer chromatogra		\$88		
82489	26	Thin layer chromatogra		\$29		
82489	TC	Thin layer chromatogra		\$59		
82491		Chromotography, quant, sing		BR		
82491	26	Chromotography, quant, sing		BR		
82491	TC	Chromotography, quant, sing		BR		
82492		Chromotography, quant, sing mult		BR		
82495		Assay chromium		\$90		
82495	26	Assay chromium		\$31		
82495	TC	Assay chromium		\$59		
82507		Assay citrate		\$104		
82507	26	Assay citrate		\$31		
82507	TC	Assay citrate		\$73		
82520		Assay for cocaine		\$51		
82520	26	Assay for cocaine		\$16		
82520	TC	Assay for cocaine		\$35		
82523		Collagen crosslinks...		BR		
82525		Assay copper		\$63		
82525	26	Assay copper		\$18		
82525	TC	Assay copper		\$45		
82528		Assay corticosterone		\$75		
82528	26	Assay corticosterone		\$24		
82528	TC	Assay corticosterone		\$51		
82530		Cortisol, free		BR		
82530	26	Cortisol, free		BR		
82530	TC	Cortisol, free		BR		
82533		Total cortisol		\$65		
82533	26	Total cortisol		\$18		
82533	TC	Total cortisol		\$47		
82540		Assay creatine		\$18		
82540	26	Assay creatine		\$6		
82540	TC	Assay creatine		\$12		
82541		Column chromatography, qual		BR		
82542		Column chromatography, quant		BR		
82543		Column chromatograph/ isotope		BR		
82544		Column chromatograph/isotope		BR		
82550		Assay CK (CPK)		\$30		
82550	26	Assay CK (CPK)		\$8		
82550	TC	Assay CK (CPK)		\$22		
82552		Assay CPK in blood		\$61		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82552	26	Assay CPK in blood		\$18		
82552	TC	Assay CPK in blood		\$43		
82553		Creatine, MB fraction		BR		
82553	26	Creatine, MB fraction		BR		
82553	TC	Creatine, MB fraction		BR		
82554		Creatine, isoforms		BR		
82554	26	Creatine, isoforms		BR		
82554	TC	Creatine, isoforms		BR		
82565		Assay creatinine		\$24		
82565	26	Assay creatinine		\$4		
82565	TC	Assay creatinine		\$20		
82570		Assay urine creatinine		\$24		
82570	26	Assay urine creatinine		\$6		
82570	TC	Assay urine creatinine		\$18		
82575		Creatinine clearance t		\$49		
82575	26	Creatinine clearance t		\$16		
82575	TC	Creatinine clearance t		\$33		
82585		Assay cryofibrinogen		\$28		
82585	26	Assay cryofibrinogen		\$6		
82585	TC	Assay cryofibrinogen		\$22		
82595		Assay cryoglobulin		\$32		
82595	26	Assay cryoglobulin		\$10		
82595	TC	Assay cryoglobulin		\$22		
82600		Assay cyanide		\$75		
82600	26	Assay cyanide		\$22		
82600	TC	Assay cyanide		\$53		
82607		Vitamin B-12		\$77		
82607	26	Vitamin B-12		\$22		
82607	TC	Vitamin B-12		\$55		
82608		B-12 binding capacity		\$75		
82608	26	B-12 binding capacity		\$24		
82608	TC	B-12 binding capacity		\$51		
82615		Test for urine cystine		\$32		
82615	26	Test for urine cystine		\$10		
82615	TC	Test for urine cystine		\$22		
82626		Dehydroepiandrosterone		\$112		
82626	26	Dehydroepiandrosterone		\$37		
82626	TC	Dehydroepiandrosterone		\$75		
82627		Dehydroepiandrosterone		BR		
82627	26	Dehydroepiandrosterone		BR		
82627	TC	Dehydroepiandrosterone		BR		
82633		Desoxycorticosterone		\$151		
82633	26	Desoxycorticosterone		\$45		
82633	TC	Desoxycorticosterone		\$106		
82634		Deoxycortisol		\$151		
82634	26	Deoxycortisol		\$45		
82634	TC	Deoxycortisol		\$106		
82638		Assay dibucaine number		\$45		
82638	26	Assay dibucaine number		\$14		
82638	TC	Assay dibucaine number		\$31		
82646		Assay of dihydrocodein		\$69		
82646	26	Assay of dihydrocodein		\$20		
82646	TC	Assay of dihydrocodein		\$49		
82649		Assay of dihydromorphi		\$82		
82649	26	Assay of dihydromorphi		\$33		
82649	TC	Assay of dihydromorphi		\$49		
82651		Dihydrotestosterone as		\$82		
82651	26	Dihydrotestosterone as		\$33		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82651	TC	Dihydrotestosterone as		\$49		
82652		Assay, dihydroxyvitami		\$165		
82652	26	Assay, dihydroxyvitami		\$49		
82652	TC	Assay, dihydroxyvitami		\$116		
82654		Assay of dimethadione		\$69		
82654	26	Assay of dimethadione		\$20		
82654	TC	Assay of dimethadione		\$49		
82657		Enzyme cell activity..		BR		
82658		Enzyme cell activity, ra.		BR		
82664		Electrophoretic test		\$75		
82664	26	Electrophoretic test		\$24		
82664	TC	Electrophoretic test		\$51		
82666		Epiandrosterone assay		\$110		
82666	26	Epiandrosterone assay		\$33		
82666	TC	Epiandrosterone assay		\$77		
82668		Erythropoietin		\$85		
82668	26	Erythropoietin		\$26		
82668	TC	Erythropoietin		\$59		
82670		Estradiol		\$114		
82670	26	Estradiol		\$35		
82670	TC	Estradiol		\$79		
82671		Estrogens assay		\$114		
82671	26	Estrogens assay		\$33		
82671	TC	Estrogens assay		\$81		
82672		Estrogen assay		\$108		
82672	26	Estrogen assay		\$31		
82672	TC	Estrogen assay		\$77		
82677		Estriol		\$98		
82677	26	Estriol		\$33		
82677	TC	Estriol		\$65		
82679		Estrone		\$129		
82679	26	Estrone		\$39		
82679	TC	Estrone		\$90		
82690		Ethchlorvynol		\$100		
82690	26	Ethchlorvynol		\$41		
82690	TC	Ethchlorvynol		\$59		
82693		Ethylene glycol		BR		
82693	26	Ethylene glycol		BR		
82693	TC	Ethylene glycol		BR		
82696		Etiocolanolone		\$108		
82696	26	Etiocolanolone		\$37		
82696	TC	Etiocolanolone		\$71		
82705		Fats/lipids, feces, qual		\$26		
82705	26	Fats/lipids, feces, qual		\$10		
82705	TC	Fats/lipids, feces, qual		\$16		
82710		Fats/lipids, feces, quan		\$79		
82710	26	Fats/lipids, feces, quan		\$24		
82710	TC	Fats/lipids, feces, quan		\$55		
82715		Fecal fat assay		\$61		
82715	26	Fecal fat assay		\$20		
82715	TC	Fecal fat assay		\$41		
82725		Assay blood fatty acid		\$53		
82725	26	Assay blood fatty acid		\$16		
82725	TC	Assay blood fatty acid		\$37		
82726		Long chain fatty acids		BR		
82728		Assay ferritin		\$47		
82728	26	Assay ferritin		\$14		
82728	TC	Assay ferritin		\$33		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82731		Assay of fetal fibronectin.		BR		
82735		Assay fluoride		\$67		
82735	26	Assay fluoride		\$22		
82735	TC	Assay fluoride		\$45		
82742		Assay of flurazepam		\$79		
82742	26	Assay of flurazepam		\$24		
82742	TC	Assay of flurazepam		\$55		
82746		Blood folic acid serum		\$73		
82746	26	Blood folic acid serum		\$24		
82746	TC	Blood folic acid serum		\$49		
82747		Folic acid, RBC		BR		
82747	26	Folic acid, RBC		BR		
82747	TC	Folic acid, RBC		BR		
82757		Assay semen fructose		\$67		
82757	26	Assay semen fructose		\$20		
82757	TC	Assay semen fructose		\$47		
82759		RBC galactokinase assay		\$71		
82759	26	RBC galactokinase assay		\$22		
82759	TC	RBC galactokinase assay		\$49		
82760		Assay galactose		\$51		
82760	26	Assay galactose		\$16		
82760	TC	Assay galactose		\$35		
82775		Assay galactose transf		\$87		
82775	26	Assay galactose transf		\$26		
82775	TC	Assay galactose transf		\$61		
82776		Galactose transferase		\$26		
82776	26	Galactose transferase		\$6		
82776	TC	Galactose transferase		\$20		
82784		Assay gammaglobulin Ig		\$28		
82784	26	Assay gammaglobulin Ig		\$8		
82784	TC	Assay gammaglobulin Ig		\$20		
82785		Assay, gammaglobulin I		\$61		
82785	26	Assay, gammaglobulin I		\$20		
82785	TC	Assay, gammaglobulin I		\$41		
82787		IgG1, 2, 3 and 4		BR		
82787	26	IgG1, 2, 3 and 4		BR		
82787	TC	IgG1, 2, 3 and 4		BR		
82800		Blood pH		\$43		
82800	26	Blood pH		\$12		
82800	TC	Blood pH		\$31		
82803		Blood gases: pH, pO2 &		\$100		
82803	26	Blood gases: pH, pO2 &		\$31		
82803	TC	Blood gases: pH, pO2 &		\$69		
82805		Blood gases W/02 satur		\$53		
82805	26	Blood gases W/02 satur		\$16		
82805	TC	Blood gases W/02 satur		\$37		
82810		Blood gases, O2 sat on		\$53		
82810	26	Blood gases, O2 sat on		\$16		
82810	TC	Blood gases, O2 sat on		\$37		
82820		Hemoglobin-oxygen affi		BR		
82820	26	Hemoglobin-oxygen affi		BR		
82820	TC	Hemoglobin-oxygen affi		BR		
82938		Gastrin test		\$90		
82938	26	Gastrin test		\$31		
82938	TC	Gastrin test		\$59		
82941		Assay of gastrin		\$88		
82941	26	Assay of gastrin		\$29		
82941	TC	Assay of gastrin		\$59		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
82943		Assay of glucagon		\$71		
82943	26	Assay of glucagon		\$22		
82943	TC	Assay of glucagon		\$49		
82946		Glucagon tolerance test		\$55		
82946	26	Glucagon tolerance test		\$14		
82946	TC	Glucagon tolerance test		\$41		
82947		Assay quantitative, gl		\$20		
82947	26	Assay quantitative, gl		\$6		
82947	TC	Assay quantitative, gl		\$14		
82948		Reagent strip/blood gl		\$10		
82948	26	Reagent strip/blood gl		\$4		
82948	TC	Reagent strip/blood gl		\$6		
82950		Glucose test		\$22		
82950	26	Glucose test		\$8		
82950	TC	Glucose test		\$14		
82951		Glucose tolerance test		\$43		
82951	26	Glucose tolerance test		\$14		
82951	TC	Glucose tolerance test		\$29		
82952		GTT-added samples		\$20		
82952	26	GTT-added samples		\$6		
82952	TC	GTT-added samples		\$14		
82953		Glucose-tolbutamide test		\$77		
82953	26	Glucose-tolbutamide test		\$26		
82953	TC	Glucose-tolbutamide test		\$51		
82955		Assay G6PD enzyme		\$49		
82955	26	Assay G6PD enzyme		\$14		
82955	TC	Assay G6PD enzyme		\$35		
82960		Test for G6PD enzyme		\$26		
82960	26	Test for G6PD enzyme		\$8		
82960	TC	Test for G6PD enzyme		\$18		
82962		Glucose blood test		BR		
82962	26	Glucose blood test		BR		
82962	TC	Glucose blood test		BR		
82963		Glucosidase assay		\$102		
82963	26	Glucosidase assay		\$33		
82963	TC	Glucosidase assay		\$69		
82965		Assay GDH enzyme		\$36		
82965	26	Assay GDH enzyme		\$12		
82965	TC	Assay GDH enzyme		\$24		
82975		Assay glutamine		\$53		
82975	26	Assay glutamine		\$16		
82975	TC	Assay glutamine		\$37		
82977		Assay of GGT		\$30		
82977	26	Assay of GGT		\$8		
82977	TC	Assay of GGT		\$22		
82978		Glutathione assay		\$49		
82978	26	Glutathione assay		\$14		
82978	TC	Glutathione assay		\$35		
82979		Assay RBC glutathione		\$34		
82979	26	Assay RBC glutathione		\$10		
82979	TC	Assay RBC glutathione		\$24		
82980		Assay of glutethimide		\$79		
82980	26	Assay of glutethimide		\$18		
82980	TC	Assay of glutethimide		\$61		
82985		Glycated protein		\$77		
82985	26	Glycated protein		\$22		
82985	TC	Glycated protein		\$55		
83001		Gonadotropin (FSH)		\$75		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
83001	26	Gonadotropin (FSH)		\$22		
83001	TC	Gonadotropin (FSH)		\$53		
83002		Gonadotropin (LH)		\$79		
83002	26	Gonadotropin (LH)		\$24		
83002	TC	Gonadotropin (LH)		\$55		
83003		Assay growth hormone		\$67		
83003	26	Assay growth hormone		\$18		
83003	TC	Assay growth hormone		\$49		
83008		Assay guanosine		\$63		
83008	26	Assay guanosine		\$18		
83008	TC	Assay guanosine		\$45		
83010		Quant assay haptoglobi		\$51		
83010	26	Quant assay haptoglobi		\$16		
83010	TC	Quant assay haptoglobi		\$35		
83012		Assay haptoglobins		\$67		
83012	26	Assay haptoglobins		\$26		
83012	TC	Assay haptoglobins		\$41		
83013		H pylori breath tst analysis.		BR		
83014		H pylori drug admin/collect		BR		
83015		Heavy metal screen		\$96		
83015	26	Heavy metal screen		\$29		
83015	TC	Heavy metal screen		\$67		
83018		Quantitative screen, m		\$106		
83018	26	Quantitative screen, m		\$31		
83018	TC	Quantitative screen, m		\$75		
83020		Hemoglobin electrophoresis		\$78		
83020	26	Hemoglobin electrophoresis		\$40		
83020	TC	Hemoglobin electrophoresis		\$38		
83021		Hemoglobin chromatography		BR		
83026		Hemoglobin, copper sul		BR		
83026	26	Hemoglobin, copper sul		BR		
83026	TC	Hemoglobin, copper sul		BR		
83030		Fetal hemoglobin assay		\$34		
83030	26	Fetal hemoglobin assay		\$12		
83030	TC	Fetal hemoglobin assay		\$22		
83033		Fetal fecal hemoglobin		\$28		
83033	26	Fetal fecal hemoglobin		\$8		
83033	TC	Fetal fecal hemoglobin		\$20		
83036		Glycated hemoglobin test		\$28		
83036	26	Glycated hemoglobin test		\$10		
83036	TC	Glycated hemoglobin test		\$18		
83045		Blood methemoglobin test		\$24		
83045	26	Blood methemoglobin test		\$8		
83045	TC	Blood methemoglobin test		\$16		
83050		Blood methemoglobin assay		\$36		
83050	26	Blood methemoglobin assay		\$12		
83050	TC	Blood methemoglobin as		\$24		
83051		Assay plasma hemoglobin		\$36		
83051	26	Assay plasma hemoglobin		\$12		
83051	TC	Assay plasma hemoglobin		\$24		
83055		Blood sulfhemoglobin test		\$24		
83055	26	Blood sulfhemoglobin test		\$8		
83055	TC	Blood sulfhemoglobin test		\$16		
83060		Blood sulfhemoglobin a		\$43		
83060	26	Blood sulfhemoglobin a		\$12		
83060	TC	Blood sulfhemoglobin a		\$31		
83065		Hemoglobin heat assay		\$34		
83065	26	Hemoglobin heat assay		\$12		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
83065	TC	Hemoglobin heat assay		\$22		
83068		Hemoglobin stability s		\$39		
83068	26	Hemoglobin stability s		\$10		
83068	TC	Hemoglobin stability s		\$29		
83069		Assay urine hemoglobin		\$20		
83069	26	Assay urine hemoglobin		\$6		
83069	TC	Assay urine hemoglobin		\$14		
83070		Qualt assay hemosideri		\$24		
83070	26	Qualt assay hemosideri		\$8		
83070	TC	Qualt assay hemosideri		\$16		
83071		Quant assay of hemosid		\$34		
83071	26	Quant assay of hemosid		\$10		
83071	TC	Quant assay of hemosid		\$24		
83080		Assay of b hexosaminidase		BR		
83088		Assay histamine		\$112		
83088	26	Assay histamine		\$35		
83088	TC	Assay histamine		\$77		
83150		Assay for HVA		\$92		
83150	26	Assay for HVA		\$31		
83150	TC	Assay for HVA		\$61		
83491		Assay of corticosteroi		\$69		
83491	26	Assay of corticosteroi		\$20		
83491	TC	Assay of corticosteroi		\$49		
83497		Assay 5-HIAA		\$65		
83497	26	Assay 5-HIAA		\$20		
83497	TC	Assay 5-HIAA		\$45		
83498		Assay of progesterone		\$116		
83498	26	Assay of progesterone		\$39		
83498	TC	Assay of progesterone		\$77		
83499		Assay of progesterone		\$96		
83499	26	Assay of progesterone		\$29		
83499	TC	Assay of progesterone		\$67		
83500		Assay free hydroxyprol		\$127		
83500	26	Assay free hydroxyprol		\$41		
83500	TC	Assay free hydroxyprol		\$86		
83505		Assay total hydroxypro		\$143		
83505	26	Assay total hydroxypro		\$41		
83505	TC	Assay total hydroxypro		\$102		
83516		Immunoassay, nonantibody		BR		
83518		Immunoassay, dipstick		BR		
83518	26	Immunoassay, dipstick		BR		
83518	TC	Immunoassay, dipstick		BR		
83519		Immunoassay, nonantibody		BR		
83519	26	Immunoassay, nonantibody		BR		
83519	TC	Immunoassay, nonantibody		BR		
83520		Immunoassay, RIA		BR		
83520	26	Immunoassay, RIA		BR		
83520	TC	Immunoassay, RIA		BR		
83525		Assay of insulin		\$57		
83525	26	Assay of insulin		\$16		
83525	TC	Assay of insulin		\$41		
83527		Assay of insulin		\$65		
83527	26	Assay of insulin		\$20		
83527	TC	Assay of insulin		\$45		
83528		Assay intrinsic factor		\$81		
83528	26	Assay intrinsic factor		\$26		
83528	TC	Assay intrinsic factor		\$55		
83540		Assay iron		\$32		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
83540	26	Assay iron		\$8		
83540	TC	Assay iron		\$24		
83550		Iron binding test		\$39		
83550	26	Iron binding test		\$10		
83550	TC	Iron binding test		\$29		
83570		Assay IDH enzyme		\$45		
83570	26	Assay IDH enzyme		\$14		
83570	TC	Assay IDH enzyme		\$31		
83582		Assay ketogenic steroi		\$63		
83582	26	Assay ketogenic steroi		\$16		
83582	TC	Assay ketogenic steroi		\$47		
83586		Assay 17-(17-KS)ketost		\$71		
83586	26	Assay 17-(17-KS)ketost		\$24		
83586	TC	Assay 17-(17-KS)ketost		\$47		
83593		Fractionation ketoster		\$112		
83593	26	Fractionation ketoster		\$35		
83593	TC	Fractionation ketoster		\$77		
83605		Lactic acid assay		\$36		
83605	26	Lactic acid assay		\$12		
83605	TC	Lactic acid assay		\$24		
83615		Lactate (LD) (LDH) enz		\$30		
83615	26	Lactate (LD) (LDH) enz		\$10		
83615	TC	Lactate (LD) (LDH) enz		\$20		
83625		Assay LDH enzymes		\$45		
83625	26	Assay LDH enzymes		\$12		
83625	TC	Assay LDH enzymes		\$33		
83632		Placental lactogen		\$79		
83632	26	Placental lactogen		\$26		
83632	TC	Placental lactogen		\$53		
83633		Test urine for lactose		\$28		
83633	26	Test urine for lactose		\$8		
83633	TC	Test urine for lactose		\$20		
83634		Assay urine for lactos		\$59		
83634	26	Assay urine for lactos		\$18		
83634	TC	Assay urine for lactos		\$41		
83655		Assay for lead		\$57		
83655	26	Assay for lead		\$16		
83655	TC	Assay for lead		\$41		
83661		Assay L/S ratio		\$32		
83661	26	Assay L/S ratio		\$10		
83661	TC	Assay L/S ratio		\$22		
83662		L/S ratio, foam stabil		BR		
83662	26	L/S ratio, foam stabil		BR		
83662	TC	L/S ratio, foam stabil		BR		
83670		Assay LAP enzyme		\$34		
83670	26	Assay LAP enzyme		\$10		
83670	TC	Assay LAP enzyme		\$24		
83690		Assay lipase		\$34		
83690	26	Assay lipase		\$12		
83690	TC	Assay lipase		\$22		
83718		Blood lipoprotein assa		\$36		
83718	26	Blood lipoprotein assa		\$10		
83718	TC	Blood lipoprotein assa		\$26		
83719		Assay of blood lipoprotein		\$51		
83719	26	Assay of blood lipoprotein		\$17		
83719	TC	Assay of blood lipoprotein		\$34		
83721		Assay of blood lipoprotein		BR		
83721	26	Assay of blood lipoprotein		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
83721	TC	Assay of blood lipoprotein		BR		
83727		LRH hormone assay		\$81		
83727	26	LRH hormone assay		\$26		
83727	TC	LRH hormone assay		\$55		
83735		Assay magnesium		\$28		
83735	26	Assay magnesium		\$10		
83735	TC	Assay magnesium		\$18		
83775		Assay of md enzyme		\$32		
83775	26	Assay of md enzyme		\$10		
83775	TC	Assay of md enzyme		\$22		
83785		Assay of manganese		\$110		
83785	26	Assay of manganese		\$33		
83785	TC	Assay of manganese		\$77		
83788		Mass spectrometry qual		BR		
83789		Mass spectrometry quant		BR		
83805		Assay of meprobamate		\$84		
83805	26	Assay of meprobamate		\$29		
83805	TC	Assay of meprobamate		\$55		
83825		Assay mercury		\$63		
83825	26	Assay mercury		\$20		
83825	TC	Assay mercury		\$43		
83835		Assay metanephrines		\$77		
83835	26	Assay metanephrines		\$22		
83835	TC	Assay metanephrines		\$55		
83840		Assay methadone		\$79		
83840	26	Assay methadone		\$26		
83840	TC	Assay methadone		\$53		
83857		Assay methemalbumin		\$51		
83857	26	Assay methemalbumin		\$16		
83857	TC	Assay methemalbumin		\$35		
83858		Assay methsuximide		\$69		
83858	26	Assay methsuximide		\$22		
83858	TC	Assay methsuximide		\$47		
83864		Mucopolysaccharides		\$59		
83864	26	Mucopolysaccharides		\$16		
83864	TC	Mucopolysaccharides		\$43		
83866		Mucopolysaccharides sc		\$51		
83866	26	Mucopolysaccharides sc		\$14		
83866	TC	Mucopolysaccharides sc		\$37		
83872		Assay synovial fluid m		\$24		
83872	26	Assay synovial fluid m		\$8		
83872	TC	Assay synovial fluid m		\$16		
83873		Assay, CSF protein		\$102		
83873	26	Assay, CSF protein		\$35		
83873	TC	Assay, CSF protein		\$67		
83874		Myoglobin		\$49		
83874	26	Myoglobin		\$16		
83874	TC	Myoglobin		\$33		
83883		Nephelometry, not spec		BR		
83883	26	Nephelometry, not spec		BR		
83883	TC	Nephelometry, not spec		BR		
83885		Assay for nickel		\$85		
83885	26	Assay for nickel		\$26		
83885	TC	Assay for nickel		\$59		
83887		Assay nicotine		\$110		
83887	26	Assay nicotine		\$33		
83887	TC	Assay nicotine		\$77		
83890		Molecule isolate.....		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
83890	26	Molecule isolate.....		BR		
83890	TC	Molecule isolate.....		BR		
83891		Molecule isolate nucleic.		BR		
83892		Molecular diagnostics		BR		
83892	26	Molecular diagnostics		BR		
83892	TC	Molecular diagnostics		BR		
83893		Molecule dot/slot/blot		BR		
83894		Molecule gel electrophor.		BR		
83894	26	Molecule gel electrophor.		BR		
83894	TC	Molecule gel electrophor.		BR		
83896		Molecular diagnostics		BR		
83896	26	Molecular diagnostics		BR		
83896	TC	Molecular diagnostics		BR		
83897		Molecule nucleic transfer		BR		
83898		Molecule nucleic ampli		BR		
83898	26	Molecule nucleic ampli		BR		
83898	TC	Molecule nucleic ampli		BR		
83901		Molecule nucleic ampli		BR		
83902		Molecular diagnostics		BR		
83903		Molecule mutation scan		BR		
83904		Molecule mutation identify		BR		
83905		Molecule mutation identify		BR		
83906		Molecule mutation identify		BR		
83912		Genetic examination		\$73		
83912	26	Genetic examination		\$20		
83912	TC	Genetic examination		\$53		
83915		Assay nucleotidase		\$57		
83915	26	Assay nucleotidase		\$18		
83915	TC	Assay nucleotidase		\$39		
83916		Oligoclonal bands		\$102		
83916	26	Oligoclonal bands		\$35		
83916	TC	Oligoclonal bands		\$67		
83918		Assay, organic acids quant		\$67		
83918	26	Assay, organic acids quant		\$19		
83918	TC	Assay, organic acids quant		\$48		
83919		Assay, organic acids qual		BR		
83925		Opiates		BR		
83925	26	Opiates		BR		
83925	TC	Opiates		BR		
83930		Assay blood osmolality		\$32		
83930	26	Assay blood osmolality		\$10		
83930	TC	Assay blood osmolality		\$22		
83935		Assay urine osmolality		\$32		
83935	26	Assay urine osmolality		\$10		
83935	TC	Assay urine osmolality		\$22		
83937		Assay for osteocalcin		BR		
83937	26	Assay for osteocalcin		BR		
83937	TC	Assay for osteocalcin		BR		
83945		Assay of oxalate ....		BR		
83970		Assay of parathormone		\$173		
83970	26	Assay of parathormone		\$57		
83970	TC	Assay of parathormone		\$116		
83986		Assay body fluid acidi		\$16		
83986	26	Assay body fluid acidi		\$6		
83986	TC	Assay body fluid acidi		\$10		
83992		Assay for phencyclidin		\$75		
83992	26	Assay for phencyclidin		\$22		
83992	TC	Assay for phencyclidin		\$53		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
84022		Assay of phenothiazine		\$77		
84022	26	Assay of phenothiazine		\$24		
84022	TC	Assay of phenothiazine		\$53		
84030		Assay blood PKU		\$20		
84030	26	Assay blood PKU		\$6		
84030	TC	Assay blood PKU		\$14		
84035		Assay phenylketones		\$22		
84035	26	Assay phenylketones		\$6		
84035	TC	Assay phenylketones		\$16		
84060		Assay acid phosphatase		\$67		
84060	26	Assay acid phosphatase		\$22		
84060	TC	Assay acid phosphatase		\$45		
84061		Phosphatase, forensic		BR		
84061	26	Phosphatase, forensic		BR		
84061	TC	Phosphatase, forensic		BR		
84066		Assay prostate phospho		\$34		
84066	26	Assay prostate phospho		\$12		
84066	TC	Assay prostate phospho		\$22		
84075		Assay alkaline phospho		\$22		
84075	26	Assay alkaline phospho		\$6		
84075	TC	Assay alkaline phospho		\$16		
84078		Assay alkaline phospho		\$36		
84078	26	Assay alkaline phospho		\$10		
84078	TC	Assay alkaline phospho		\$26		
84080		Assay alkaline phospho		\$67		
84080	26	Assay alkaline phospho		\$20		
84080	TC	Assay alkaline phospho		\$47		
84081		Amniotic fluid enzyme		\$86		
84081	26	Amniotic fluid enzyme		\$29		
84081	TC	Amniotic fluid enzyme		\$57		
84085		Assay RBC PG6D enzyme		\$28		
84085	26	Assay RBC PG6D enzyme		\$10		
84085	TC	Assay RBC PG6D enzyme		\$18		
84087		Assay phosphohexose en		\$49		
84087	26	Assay phosphohexose en		\$14		
84087	TC	Assay phosphohexose en		\$35		
84100		Assay phosphorus		\$20		
84100	26	Assay phosphorus		\$6		
84100	TC	Assay phosphorus		\$14		
84105		Assay urine phosphorus		\$20		
84105	26	Assay urine phosphorus		\$6		
84105	TC	Assay urine phosphorus		\$14		
84106		Test for porphobilinog		\$18		
84106	26	Test for porphobilinog		\$4		
84106	TC	Test for porphobilinog		\$14		
84110		Assay porphobilinogen		\$41		
84110	26	Assay porphobilinogen		\$12		
84110	TC	Assay porphobilinogen		\$29		
84119		Test urine for porphyr		\$41		
84119	26	Test urine for porphyr		\$12		
84119	TC	Test urine for porphyr		\$29		
84120		Assay urine porphyrins		\$71		
84120	26	Assay urine porphyrins		\$20		
84120	TC	Assay urine porphyrins		\$51		
84126		Assay feces porphyrins		\$131		
84126	26	Assay feces porphyrins		\$39		
84126	TC	Assay feces porphyrins		\$92		
84127		Porphyrins, feces		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
84127	26	Porphyrins, feces		BR		
84127	TC	Porphyrins, feces		BR		
84132		Assay serum potassium		\$20		
84132	26	Assay serum potassium		\$6		
84132	TC	Assay serum potassium		\$14		
84133		Assay urine potassium		\$20		
84133	26	Assay urine potassium		\$6		
84133	TC	Assay urine potassium		\$14		
84134		Prealbumin		BR		
84134	26	Prealbumin		BR		
84134	TC	Prealbumin		BR		
84135		Assay pregnanediol		\$108		
84135	26	Assay pregnanediol		\$37		
84135	TC	Assay pregnanediol		\$71		
84138		Assay pregnanetriol		\$106		
84138	26	Assay pregnanetriol		\$35		
84138	TC	Assay pregnanetriol		\$71		
84140		Assay for pregnenolone		\$77		
84140	26	Assay for pregnenolone		\$16		
84140	TC	Assay for pregnenolone		\$61		
84143		Assay/17-hydroxypregne		\$116		
84143	26	Assay/17-hydroxypregne		\$39		
84143	TC	Assay/17-hydroxypregne		\$77		
84144		Assay progesterone		\$71		
84144	26	Assay progesterone		\$14		
84144	TC	Assay progesterone		\$57		
84146		Assay for prolactin		\$100		
84146	26	Assay for prolactin		\$33		
84146	TC	Assay for prolactin		\$67		
84150		Assay of prostaglandin		\$127		
84150	26	Assay of prostaglandin		\$39		
84150	TC	Assay of prostaglandin		\$88		
84153		Assay of psa, total...		BR		
84153	26	Assay of psa, total...		BR		
84153	TC	Assay of psa, total...		BR		
84154		Assay of psa, free....		BR		
84155		Assay protein		\$22		
84155	26	Assay protein		\$8		
84155	TC	Assay protein		\$14		
84160		Assay serum protein		\$22		
84160	26	Assay serum protein		\$8		
84160	TC	Assay serum protein		\$14		
84165		Assay serum proteins		\$47		
84165	26	Assay serum proteins		\$16		
84165	TC	Assay serum proteins		\$31		
84181		Western blot test		-		
84181	26	Western blot test		BR		
84181	TC	Western blot test		BR		
84182		Protein, western blot		-		
84182	26	Protein, western blot		BR		
84182	TC	Protein, western blot		BR		
84202		Assay RBC protoporphyr		\$73		
84202	26	Assay RBC protoporphyr		\$24		
84202	TC	Assay RBC protoporphyr		\$49		
84203		Test RBC protoporphyr		\$30		
84203	26	Test RBC protoporphyr		\$10		
84203	TC	Test RBC protoporphyr		\$20		
84206		Assay of proinsulin		\$59		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
84206	26	Assay of proinsulin		\$18		
84206	TC	Assay of proinsulin		\$41		
84207		Assay vitamin B-6		\$102		
84207	26	Assay vitamin B-6		\$31		
84207	TC	Assay vitamin B-6		\$71		
84210		Assay pyruvate		\$47		
84210	26	Assay pyruvate		\$18		
84210	TC	Assay pyruvate		\$29		
84220		Assay pyruvate kinase		\$49		
84220	26	Assay pyruvate kinase		\$16		
84220	TC	Assay pyruvate kinase		\$33		
84228		Assay quinine		\$59		
84228	26	Assay quinine		\$18		
84228	TC	Assay quinine		\$41		
84233		Assay estrogen		\$216		
84233	26	Assay estrogen		\$65		
84233	TC	Assay estrogen		\$151		
84234		Assay progesterone		\$216		
84234	26	Assay progesterone		\$65		
84234	TC	Assay progesterone		\$151		
84235		Assay endocrine hormon		\$212		
84235	26	Assay endocrine hormon		\$63		
84235	TC	Assay endocrine hormon		\$149		
84238		Assay non-endocrine re		\$179		
84238	26	Assay non-endocrine re		\$59		
84238	TC	Assay non-endocrine re		\$120		
84244		Assay of renin		\$96		
84244	26	Assay of renin		\$33		
84244	TC	Assay of renin		\$63		
84252		Assay vitamin B-2		\$87		
84252	26	Assay vitamin B-2		\$26		
84252	TC	Assay vitamin B-2		\$61		
84255		Assay selenium		\$110		
84255	26	Assay selenium		\$33		
84255	TC	Assay selenium		\$77		
84260		Assay serotonin		\$102		
84260	26	Assay serotonin		\$31		
84260	TC	Assay serotonin		\$71		
84270		Sex hormone globulin		BR		
84270	26	Sex hormone globulin		BR		
84270	TC	Sex hormone globulin		BR		
84275		Assay sialic acid		\$69		
84275	26	Assay sialic acid		\$20		
84275	TC	Assay sialic acid		\$49		
84285		Assay silica		\$112		
84285	26	Assay silica		\$33		
84285	TC	Assay silica		\$79		
84295		Assay serum sodium		\$18		
84295	26	Assay serum sodium		\$6		
84295	TC	Assay serum sodium		\$12		
84300		Assay urine sodium		\$18		
84300	26	Assay urine sodium		\$6		
84300	TC	Assay urine sodium		\$12		
84305		Somatomedin		BR		
84305	26	Somatomedin		BR		
84305	TC	Somatomedin		BR		
84307		Somatostatin		BR		
84307	26	Somatostatin		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
84307	TC	Somatostatin		BR		
84311		Spectrophotometry		BR		
84311	26	Spectrophotometry		BR		
84311	TC	Spectrophotometry		BR		
84315		Body fluid specific gr		\$10		
84315	26	Body fluid specific gr		\$4		
84315	TC	Body fluid specific gr		\$6		
84375		Chromatogram assay, su		\$69		
84375	26	Chromatogram assay, su		\$20		
84375	TC	Chromatogram assay, su		\$49		
84376		Sugars, single, qual..		BR		
84377		Sugars, multiple, qual		BR		
84378		Sugars single quant...		BR		
84379		Sugars multiple quant		BR		
84392		Assay urine sulfate		BR		
84392	26	Assay urine sulfate		BR		
84392	TC	Assay urine sulfate		BR		
84402		Testosterone		BR		
84402	26	Testosterone		BR		
84402	TC	Testosterone		BR		
84403		Assay total testostero		\$123		
84403	26	Assay total testostero		\$37		
84403	TC	Assay total testostero		\$86		
84425		Assay vitamin B-1		\$102		
84425	26	Assay vitamin B-1		\$33		
84425	TC	Assay vitamin B-1		\$69		
84430		Assay thiocyanate		\$57		
84430	26	Assay thiocyanate		\$18		
84430	TC	Assay thiocyanate		\$39		
84432		Thyroglobulin		BR		
84432	26	Thyroglobulin		BR		
84432	TC	Thyroglobulin		BR		
84436		Assay, total thyroxine		\$26		
84436	26	Assay, total thyroxine		\$6		
84436	TC	Assay, total thyroxine		\$20		
84437		Assay neonatal thyroxi		\$24		
84437	26	Assay neonatal thyroxi		\$8		
84437	TC	Assay neonatal thyroxi		\$16		
84439		Assay, free thyroxine		\$30		
84439	26	Assay, free thyroxine		\$8		
84439	TC	Assay, free thyroxine		\$22		
84442		Thyroid activity (TBG)		\$49		
84442	26	Thyroid activity (TBG)		\$12		
84442	TC	Thyroid activity (TBG)		\$37		
84443		Assay thyroid stim hor		\$59		
84443	26	Assay thyroid stim hor		\$14		
84443	TC	Assay thyroid stim hor		\$45		
84445		Thyroid immunoglobulin		\$181		
84445	26	Thyroid immunoglobulin		\$55		
84445	TC	Thyroid immunoglobulin		\$126		
84446		Assay vitamin E		\$65		
84446	26	Assay vitamin E		\$20		
84446	TC	Assay vitamin E		\$45		
84449		Assay for transcortin		BR		
84449	26	Assay for transcortin		BR		
84449	TC	Assay for transcortin		BR		
84450		Transferase (AST) (SGO		\$20		
84450	26	Transferase (AST) (SGO		\$6		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
84450	TC	Transferase (AST) (SGO		\$14		
84460		Alanine amino (ALT) (S		\$24		
84460	26	Alanine amino (ALT) (S		\$8		
84460	TC	Alanine amino (ALT) (S		\$16		
84466		Transferrin		BR		
84466	26	Transferrin		BR		
84466	TC	Transferrin		BR		
84478		Assay triglycerides		\$22		
84478	26	Assay triglycerides		\$6		
84478	TC	Assay triglycerides		\$16		
84479		Assay of thyroid (t3 or t4).		\$30		
84479	26	Assay of thyroid (t3 or t4).		\$11		
84479	TC	Assay of thyroid (t3 or t4).		\$19		
84480		Assay triiodothyronine		\$47		
84480	26	Assay triiodothyronine		\$16		
84480	TC	Assay triiodothyronine		\$31		
84481		Free assay (FT-3)		\$88		
84481	26	Free assay (FT-3)		\$29		
84481	TC	Free assay (FT-3)		\$59		
84482		T3 reverse		BR		
84482	26	T3 reverse		BR		
84482	TC	T3 reverse		BR		
84484		Assay of troponin, quant.		BR		
84485		Assay duodenal fluid t		\$28		
84485	26	Assay duodenal fluid t		\$8		
84485	TC	Assay duodenal fluid t		\$20		
84488		Test feces for trypsin		\$28		
84488	26	Test feces for trypsin		\$8		
84488	TC	Test feces for trypsin		\$20		
84490		Assay feces for trypsin		\$28		
84490	26	Assay feces for trypsin		\$8		
84490	TC	Assay feces for trypsin		\$20		
84510		Assay tyrosine		\$51		
84510	26	Assay tyrosine		\$16		
84510	TC	Assay tyrosine		\$35		
84512		Assay of troponin, qual.		BR		
84520		Assay urea nitrogen		\$22		
84520	26	Assay urea nitrogen		\$6		
84520	TC	Assay urea nitrogen		\$16		
84525		Urea nitrogen semi-qua		\$14		
84525	26	Urea nitrogen semi-qua		\$4		
84525	TC	Urea nitrogen semi-qua		\$10		
84540		Assay urine urea-N		\$24		
84540	26	Assay urine urea-N		\$8		
84540	TC	Assay urine urea-N		\$16		
84545		Urea-N clearance test		\$34		
84545	26	Urea-N clearance test		\$10		
84545	TC	Urea-N clearance test		\$24		
84550		Assay blood uric acid		\$22		
84550	26	Assay blood uric acid		\$8		
84550	TC	Assay blood uric acid		\$14		
84560		Assay urine uric acid		\$22		
84560	26	Assay urine uric acid		\$6		
84560	TC	Assay urine uric acid		\$16		
84577		Assay feces urobilinogen		\$63		
84577	26	Assay feces urobilinogen		\$20		
84577	TC	Assay feces urobilinogen		\$43		
84578		Test urine urobilinogen		\$14		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
84578	26	Test urine urobilinogen		\$4		
84578	TC	Test urine urobilinogen		\$10		
84580		Assay urine urobilinogen		\$32		
84580	26	Assay urine urobilinogen		\$10		
84580	TC	Assay urine urobilinogen		\$22		
84583		Assay urine urobilinogen		\$20		
84583	26	Assay urine urobilinogen		\$6		
84583	TC	Assay urine urobilinogen		\$14		
84585		Assay urine VMA		\$67		
84585	26	Assay urine VMA		\$20		
84585	TC	Assay urine VMA		\$47		
84586		VIP assay		BR		
84586	26	VIP assay		BR		
84586	TC	VIP assay		BR		
84588		Assay vasopressin		\$108		
84588	26	Assay vasopressin		\$37		
84588	TC	Assay vasopressin		\$71		
84590		Assay vitamin-A		\$61		
84590	26	Assay vitamin-A		\$20		
84590	TC	Assay vitamin-A		\$41		
84597		Assay vitamin-K		\$69		
84597	26	Assay vitamin-K		\$20		
84597	TC	Assay vitamin-K		\$49		
84600		Assay for volatiles		\$81		
84600	26	Assay for volatiles		\$24		
84600	TC	Assay for volatiles		\$57		
84620		Xylose tolerance test		\$55		
84620	26	Xylose tolerance test		\$16		
84620	TC	Xylose tolerance test		\$39		
84630		Assay zinc		\$51		
84630	26	Assay zinc		\$16		
84630	TC	Assay zinc		\$35		
84681		Assay C-peptide		\$98		
84681	26	Assay C-peptide		\$33		
84681	TC	Assay C-peptide		\$65		
84702		Chorionic gonadotropin		\$75		
84702	26	Chorionic gonadotropin		\$24		
84702	TC	Chorionic gonadotropin		\$51		
84703		Chorionic gonadotropin		\$71		
84703	26	Chorionic gonadotropin		\$22		
84703	TC	Chorionic gonadotropin		\$49		
84830		Ovulation tests		BR		
84830	26	Ovulation tests		BR		
84830	TC	Ovulation tests		BR		
84999		Clinical chemistry test		BR		
84999	26	Clinical chemistry test		BR		
84999	TC	Clinical chemistry test		BR		
85002		Bleeding time test		\$18		
85002	26	Bleeding time test		\$6		
85002	TC	Bleeding time test		\$12		
85007		Differential WBC count		\$12		
85007	26	Differential WBC count		\$4		
85007	TC	Differential WBC count		\$8		
85008		Nondifferential WBC co		BR		
85008	26	Nondifferential WBC co		BR		
85008	TC	Nondifferential WBC co		BR		
85009		Differential WBC count		\$16		
85009	26	Differential WBC count		\$6		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
85009	TC	Differential WBC count		\$10		
85013		Hematocrit		BR		
85013	26	Hematocrit		BR		
85013	TC	Hematocrit		BR		
85014		Hematocrit		\$8		
85014	26	Hematocrit		\$2		
85014	TC	Hematocrit		\$6		
85018		Hemoglobinen		\$10		
85018	26	Hemoglobin		\$4		
85018	TC	Hemoglobin		\$6		
85025		Automated hemogram		\$41		
85025	26	Automated hemogram		\$12		
85025	TC	Automated hemogram		\$29		
85027		Automated hemogram		\$36		
85027	26	Automated hemogram		\$12		
85027	TC	Automated hemogram		\$24		
85041		Red blood cell (RBC)		\$14		
85041	26	Red blood cell (RBC)		\$6		
85041	TC	Red blood cell (RBC)		\$8		
85044		Reticulocyte count		\$18		
85044	26	Reticulocyte count		\$6		
85044	TC	Reticulocyte count		\$12		
85045		Reticulocyte count		BR		
85045	26	Reticulocyte count		BR		
85045	TC	Reticulocyte count		BR		
85046		Reticyte/hgb concentrate.		BR		
85048		White blood cell (WBC)		\$14		
85048	26	White blood cell (WBC)		\$6		
85048	TC	White blood cell (WBC)		\$8		
85060		Blood smear interpreta		\$49		
85060	26	Blood smear interpreta		\$14		
85060	TC	Blood smear interpreta		\$35		
85097		Bone marrow interpreta		\$112		
85097	26	Bone marrow interpreta		\$112		
85097	TC	Bone marrow interpreta		\$0		
85130		Chromogenic substrate		BR		
85130	26	Chromogenic substrate		BR		
85130	TC	Chromogenic substrate		BR		
85170		Blood clot retraction		\$18		
85170	26	Blood clot retraction		\$6		
85170	TC	Blood clot retraction		\$12		
85175		Blood clot lysis time		\$18		
85175	26	Blood clot lysis time		\$6		
85175	TC	Blood clot lysis time		\$12		
85210		Blood clot factor II test		\$57		
85210	26	Blood clot factor II test		\$16		
85210	TC	Blood clot factor II test		\$41		
85220		Blood clot factor V test		\$88		
85220	26	Blood clot factor V test		\$29		
85220	TC	Blood clot factor V test		\$59		
85230		Blood clot factor VII		\$87		
85230	26	Blood clot factor VII		\$26		
85230	TC	Blood clot factor VII		\$61		
85240		Blood clot factor VIII		\$90		
85240	26	Blood clot factor VIII		\$29		
85240	TC	Blood clot factor VIII		\$61		
85244		Blood clot factor VIII		\$102		
85244	26	Blood clot factor VIII		\$35		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
85244	TC	Blood clot factor VIII		\$67		
85245		Blood clot factor VIII		BR		
85245	26	Blood clot factor VIII		BR		
85245	TC	Blood clot factor VIII		BR		
85246		Blood clot factor VIII		BR		
85246	26	Blood clot factor VIII		BR		
85246	TC	Blood clot factor VIII		BR		
85247		Blood clot factor VIII		BR		
85247	26	Blood clot factor VIII		BR		
85247	TC	Blood clot factor VIII		BR		
85250		Blood clot factor IX test		\$91		
85250	26	Blood clot factor IX test		\$26		
85250	TC	Blood clot factor IX test		\$65		
85260		Blood clot factor X test		\$91		
85260	26	Blood clot factor X test		\$26		
85260	TC	Blood clot factor X test		\$65		
85270		Blood clot factor XI test		\$91		
85270	26	Blood clot factor XI test		\$26		
85270	TC	Blood clot factor XI test		\$65		
85280		Blood clot factor XII		\$91		
85280	26	Blood clot factor XII		\$26		
85280	TC	Blood clot factor XII		\$65		
85290		Blood clot factor XIII		\$83		
85290	26	Blood clot factor XIII		\$24		
85290	TC	Blood clot factor XIII		\$59		
85291		Blood clot factor XIII		\$38		
85291	26	Blood clot factor XIII		\$12		
85291	TC	Blood clot factor XIII		\$26		
85292		Blood clot factor assay		\$96		
85292	26	Blood clot factor assay		\$33		
85292	TC	Blood clot factor assay		\$63		
85293		Blood clot factor assay		\$96		
85293	26	Blood clot factor assay		\$33		
85293	TC	Blood clot factor assay		\$63		
85300		Antithrombin III test		\$55		
85300	26	Antithrombin III test		\$18		
85300	TC	Antithrombin III test		\$37		
85301		Antithrombin III test		\$55		
85301	26	Antithrombin III test		\$18		
85301	TC	Antithrombin III test		\$37		
85302		Blood clot inhibitor assay		\$61		
85302	26	Blood clot inhibitor assay		\$20		
85302	TC	Blood clot inhibitor assay		\$41		
85303		Blood clot inhibitor test		BR		
85303	26	Blood clot inhibitor test		BR		
85303	TC	Blood clot inhibitor test		BR		
85305		Blood clot inhibitor assay		BR		
85305	26	Blood clot inhibitor assay		BR		
85305	TC	Blood clot inhibitor assay		BR		
85306		Blood clot inhibitor test		BR		
85306	26	Blood clot inhibitor test		BR		
85306	TC	Blood clot inhibitor test		BR		
85335		Factor inhibitor test		BR		
85335	26	Factor inhibitor test		BR		
85335	TC	Factor inhibitor test		BR		
85337		Thrombomodulin		BR		
85337	26	Thrombomodulin		BR		
85337	TC	Thrombomodulin		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
85345		Coagulation time		\$22		
85345	26	Coagulation time		\$6		
85345	TC	Coagulation time		\$16		
85347		Coagulation time		\$16		
85347	26	Coagulation time		\$4		
85347	TC	Coagulation time		\$12		
85348		Coagulation time		\$18		
85348	26	Coagulation time		\$6		
85348	TC	Coagulation time		\$12		
85360		Euglobulin lysis		\$30		
85360	26	Euglobulin lysis		\$8		
85360	TC	Euglobulin lysis		\$22		
85362		Fibrin degradation pro		\$34		
85362	26	Fibrin degradation pro		\$14		
85362	TC	Fibrin degradation pro		\$20		
85366		Fibrinogen test		BR		
85366	26	Fibrinogen test		BR		
85366	TC	Fibrinogen test		BR		
85370		Fibrinogen test		BR		
85370	26	Fibrinogen test		BR		
85370	TC	Fibrinogen test		BR		
85378		Fibrin degradation		BR		
85378	26	Fibrin degradation		BR		
85378	TC	Fibrin degradation		BR		
85379		Fibrin degradation		BR		
85379	26	Fibrin degradation		BR		
85379	TC	Fibrin degradation		BR		
85384		Fibrinogen		BR		
85384	26	Fibrinogen		BR		
85384	TC	Fibrinogen		BR		
85385		Fibrinogen		BR		
85385	26	Fibrinogen		BR		
85385	TC	Fibrinogen		BR		
85390		Fibrinolysins screen		\$18		
85390	26	Fibrinolysins screen		\$4		
85390	TC	Fibrinolysins screen		\$14		
85396		Clotting assay whole blood		\$40		
85400		Fibrinolytic plasmin		\$22		
85400	26	Fibrinolytic plasmin		\$6		
85400	TC	Fibrinolytic plasmin		\$16		
85410		Fibrinolytic antiplasm		\$22		
85410	26	Fibrinolytic antiplasm		\$6		
85410	TC	Fibrinolytic antiplasm		\$16		
85415		Fibrinolytic plasminog		BR		
85415	26	Fibrinolytic plasminog		BR		
85415	TC	Fibrinolytic plasminog		BR		
85420		Fibrinolytic plasminog		\$32		
85420	26	Fibrinolytic plasminog		\$8		
85420	TC	Fibrinolytic plasminog		\$24		
85421		Fibrinolytic plasminog		\$73		
85421	26	Fibrinolytic plasminog		\$22		
85421	TC	Fibrinolytic plasminog		\$51		
85441		Heinz bodies; direct		\$14		
85441	26	Heinz bodies; direct		\$4		
85441	TC	Heinz bodies; direct		\$10		
85445		Heinz bodies; induced		\$30		
85445	26	Heinz bodies; induced		\$10		
85445	TC	Heinz bodies; induced		\$20		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
85460		Hemoglobin, fetal.....		\$32		
85460	26	Hemoglobin, fetal.....		\$9		
85460	TC	Hemoglobin, fetal.....		\$23		
85461		Hemoglobin, fetal		BR		
85475		Hemolysin		BR		
85475	26	Hemolysin		BR		
85475	TC	Hemolysin		BR		
85520		Heparin assay		\$43		
85520	26	Heparin assay		\$12		
85520	TC	Heparin assay		\$31		
85525		Heparin		BR		
85525	26	Heparin		BR		
85525	TC	Heparin		BR		
85530		Heparin-protamine tole		\$73		
85530	26	Heparin-protamine tole		\$22		
85530	TC	Heparin-protamine tole		\$51		
85540		Wbc alkaline phosphata		\$43		
85540	26	Wbc alkaline phosphata		\$12		
85540	TC	Wbc alkaline phosphata		\$31		
85547		RBC mechanical fragili		\$45		
85547	26	RBC mechanical fragili		\$12		
85547	TC	RBC mechanical fragili		\$33		
85549		Muramidase		\$86		
85549	26	Muramidase		\$29		
85549	TC	Muramidase		\$57		
85555		RBC osmotic fragility		\$32		
85555	26	RBC osmotic fragility		\$10		
85555	TC	RBC osmotic fragility		\$22		
85557		RBC osmotic fragility		\$63		
85557	26	RBC osmotic fragility		\$18		
85557	TC	RBC osmotic fragility		\$45		
85576		Blood platelet aggrega		\$41		
85576	26	Blood platelet aggrega		\$10		
85597		Platelet neutralizatio		BR		
85597	26	Platelet neutralizatio		BR		
85597	TC	Platelet neutralizatio		BR		
85610		Prothrombin time		\$12		
85610	26	Prothrombin time		\$4		
85610	TC	Prothrombin time		\$8		
85611		Prothrombin test		BR		
85611	26	Prothrombin test		BR		
85611	TC	Prothrombin test		BR		
85612		Viper venom prothrombi		\$43		
85612	26	Viper venom prothrombi		\$12		
85612	TC	Viper venom prothrombi		\$31		
85613		Russell viper venom, d		BR		
85613	26	Russell viper venom, d		BR		
85613	TC	Russell viper venom, d		BR		
85635		Reptilase test		\$51		
85635	26	Reptilase test		\$16		
85635	TC	Reptilase test		\$35		
85651		Rbc sed rate, nonautomated		\$15		
85651	26	Rbc sed rate, nonautomated		\$3		
85651	TC	Rbc sed rate, nonautomated		\$10		
85652		Rbc sed rate, automated		BR		
85660		RBC sickle cell test		\$18		
85660	26	RBC sickle cell test		\$6		
85660	TC	RBC sickle cell test		\$12		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
85670		Thrombin time, plasma		\$24		
85670	26	Thrombin time, plasma		\$6		
85670	TC	Thrombin time, plasma		\$18		
85675		Thrombin time, titer		\$24		
85675	26	Thrombin time, titer		\$8		
85675	TC	Thrombin time, titer		\$16		
85705		Thromboplastin inhibit		BR		
85705	26	Thromboplastin inhibit		BR		
85705	TC	Thromboplastin inhibit		BR		
85730		Thromboplastin time, p		\$20		
85730	26	Thromboplastin time, p		\$6		
85730	TC	Thromboplastin time, p		\$14		
85732		Thromboplastin time, p		\$32		
85732	26	Thromboplastin time, p		\$10		
85732	TC	Thromboplastin time, p		\$22		
85810		Blood viscosity examin		\$37		
85810	26	Blood viscosity examin		\$8		
85810	TC	Blood viscosity examin		\$29		
85999		Hematology procedure		BR		
85999	26	Hematology procedure		BR		
85999	TC	Hematology procedure		BR		
86000		Agglutinins; febrile		\$34		
86000	26	Agglutinins; febrile		\$12		
86000	TC	Agglutinins; febrile		\$22		
86003		Allergen specific IgE		BR		
86003	26	Allergen specific IgE		BR		
86003	TC	Allergen specific IgE		BR		
86005		Allergen specific IgE		BR		
86005	26	Allergen specific IgE		BR		
86005	TC	Allergen specific IgE		BR		
86021		WBC antibody identific		\$77		
86021	26	WBC antibody identific		\$22		
86021	TC	WBC antibody identific		\$55		
86022		Platelet antibodies		\$108		
86022	26	Platelet antibodies		\$35		
86022	TC	Platelet antibodies		\$73		
86023		Immunoglobulin assay		\$53		
86023	26	Immunoglobulin assay		\$18		
86023	TC	Immunoglobulin assay		\$35		
86038		Antinuclear antibodies		\$63		
86038	26	Antinuclear antibodies		\$20		
86038	TC	Antinuclear antibodies		\$43		
86039		Antinuclear antibodies		BR		
86039	26	Antinuclear antibodies		BR		
86039	TC	Antinuclear antibodies		BR		
86060		Antistreptolysin O titer		\$24		
86060	26	Antistreptolysin O titer		\$6		
86060	TC	Antistreptolysin O titer		\$18		
86063		Antistreptolysin O screen		\$41		
86063	26	Antistreptolysin O screen		\$12		
86063	TC	Antistreptolysin O screen		\$29		
86077		Physician blood bank s		\$169		
86077	26	Physician blood bank s		\$51		
86077	TC	Physician blood bank s		\$118		
86078		Physician blood bank s		\$169		
86078	26	Physician blood bank s		\$51		
86078	TC	Physician blood bank s		\$118		
86079		Physician blood bank s		\$147		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86079	26	Physician blood bank s		\$49		
86079	TC	Physician blood bank s		\$98		
86140		C-reactive protein		\$26		
86140	26	C-reactive protein		\$8		
86140	TC	C-reactive protein		\$18		
86147		Cardiolipin antibody		BR		
86147	26	Cardiolipin antibody		BR		
86147	TC	Cardiolipin antibody		BR		
86148		Phospholipid antibody		BR		
86155		Chemotaxis assay		\$51		
86155	26	Chemotaxis assay		\$16		
86155	TC	Chemotaxis assay		\$35		
86156		Cold agglutinin screen		BR		
86156	26	Cold agglutinin screen		BR		
86156	TC	Cold agglutinin screen		BR		
86157		Cold agglutinin, titer		BR		
86157	26	Cold agglutinin, titer		BR		
86157	TC	Cold agglutinin, titer		BR		
86160		Complement, antigen		BR		
86160	26	Complement, antigen		BR		
86160	TC	Complement, antigen		BR		
86161		Complement/function ac		BR		
86161	26	Complement/function ac		BR		
86161	TC	Complement/function ac		BR		
86162		Complement, total (CH5		\$102		
86162	26	Complement, total (CH5		\$35		
86162	TC	Complement, total (CH5		\$67		
86171		Complement fixation, each		\$49		
86171	26	Complement fixation, each		\$14		
86171	TC	Complement fixation, each		\$35		
86185		Counterimmunoelectroph		\$36		
86185	26	Counterimmunoelectroph		\$12		
86185	TC	Counterimmunoelectroph		\$24		
86215		Deoxyribonuclease, ant		\$67		
86215	26	Deoxyribonuclease, ant		\$22		
86215	TC	Deoxyribonuclease, ant		\$45		
86225		DNA antibody		\$67		
86225	26	DNA antibody		\$20		
86225	TC	DNA antibody		\$47		
86226		DNA antibody, single s		BR		
86226	26	DNA antibody, single s		BR		
86226	TC	DNA antibody, single s		BR		
86235		Nuclear antigen antibody		\$61		
86235	26	Nuclear antigen antibody		\$18		
86235	TC	Nuclear antigen antibody		\$43		
86243		Fc receptor		\$94		
86243	26	Fc receptor		\$29		
86243	TC	Fc receptor		\$65		
86255		Fluorescent antibody, screen		\$76		
86255	26	Fluorescent antibody, screen		\$41		
86255	TC	Fluorescent antibody,		\$35		
86256		Fluorescent antibody		\$49		
86256	26	Fluorescent antibody		\$16		
86256	TC	Fluorescent antibody		\$33		
86277		Growth hormone antibody		\$77		
86277	26	Growth hormone antibody		\$26		
86277	TC	Growth hormone antibody		\$51		
86280		Hemagglutination inhib		\$28		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86280	26	Hemagglutination inhib		\$6		
86280	TC	Hemagglutination inhib		\$22		
86308		Heterophile antibodies		BR		
86308	26	Heterophile antibodies		BR		
86308	TC	Heterophile antibodies		BR		
86309		Heterophile antibodies		BR		
86309	26	Heterophile antibodies		BR		
86309	TC	Heterophile antibodies		BR		
86310		Heterophile antibodies		\$36		
86310	26	Heterophile antibodies		\$12		
86310	TC	Heterophile antibodies		\$24		
86316		Immunoassay, tumor ant		\$69		
86316	26	Immunoassay, tumor ant		\$20		
86316	TC	Immunoassay, tumor ant		\$49		
86317		Immunoassay,infectious agent		\$64		
86317	26	Immunoassay,infectious agent		\$20		
86317	TC	Immunoassay,infectious agent		\$44		
86318		Immunoassay,infectious agent		\$64		
86318	26	Immunoassay,infectious agent		\$26		
86318	TC	Immunoassay,infectious agent		\$38		
86320		Serum immunoelectropho		\$92		
86320	26	Serum immunoelectropho		\$37		
86320	TC	Serum immunoelectropho		\$55		
86325		Other immunoelectropho		\$92		
86325	26	Other immunoelectropho		\$31		
86325	TC	Other immunoelectropho		\$61		
86327		Immunoelectrophoresis		\$116		
86327	26	Immunoelectrophoresis		\$37		
86327	TC	Immunoelectrophoresis		\$79		
86329		Immunodiffusion		\$69		
86329	26	Immunodiffusion		\$22		
86329	TC	Immunodiffusion		\$47		
86331		Immunodiffusion ouchte		\$61		
86331	26	Immunodiffusion ouchte		\$18		
86331	TC	Immunodiffusion ouchte		\$43		
86332		Immune complex assay		\$102		
86332	26	Immune complex assay		\$35		
86332	TC	Immune complex assay		\$67		
86334		Immunofixation procedure		\$121		
86334	26	Immunofixation procedure		\$35		
86334	TC	Immunofixation procedure		\$86		
86335		Immunfix e-phorsis/urine/csf		\$40		
86337		Insulin antibodies		\$102		
86337	26	Insulin antibodies		\$35		
86337	TC	Insulin antibodies		\$67		
86340		Intrinsic factor antibody		\$73		
86340	26	Intrinsic factor antibody		\$24		
86340	TC	Intrinsic factor antibody		\$49		
86341		Islet cell antibody		BR		
86341	26	Islet cell antibody		BR		
86341	TC	Islet cell antibody		BR		
86343		Leukocyte histamine re		\$61		
86343	26	Leukocyte histamine re		\$20		
86343	TC	Leukocyte histamine re		\$41		
86344		Leukocyte phagocytosis		\$40		
86344	26	Leukocyte phagocytosis		\$14		
86344	TC	Leukocyte phagocytosis		\$26		
86353		Lymphocyte transformat		\$189		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86353	26	Lymphocyte transform		\$57		
86353	TC	Lymphocyte transform		\$132		
86359		T cells, total count		BR		
86359	26	T cells, total count		BR		
86359	TC	T cells, total count		BR		
86360		T cell, absolute count ratio		BR		
86360	26	T cell, absolute count ratio		BR		
86360	TC	T cell, absolute count ratio		BR		
86361		T cell, absolute count		BR		
86376		Microsomal antibody		\$65		
86376	26	Microsomal antibody		\$20		
86376	TC	Microsomal antibody		\$45		
86378		Migration inhibitory f		\$86		
86378	26	Migration inhibitory f		\$29		
86378	TC	Migration inhibitory f		\$57		
86382		Neutralization test, viral		\$85		
86382	26	Neutralization test, viral		\$26		
86382	TC	Neutralization test, viral		\$59		
86384		Nitroblue tetrazolium		\$47		
86384	26	Nitroblue tetrazolium		\$16		
86384	TC	Nitroblue tetrazolium		\$31		
86403		Particle agglutination test		\$38		
86403	26	Particle agglutination test		\$8		
86403	TC	Particle agglutination test		\$30		
86406		Particle agglutination		BR		
86430		Rheumatoid factor test		\$24		
86430	26	Rheumatoid factor test		\$8		
86430	TC	Rheumatoid factor test		\$16		
86431		Rheumatoid factor, qua		\$32		
86431	26	Rheumatoid factor, qua		\$12		
86431	TC	Rheumatoid factor, qua		\$20		
86485		Skin test, candida		BR		
86485	26	Skin test, candida		BR		
86485	TC	Skin test, candida		BR		
86486		Skin test nos antigen		\$11		
86490		Coccidioidomycosis skin		\$32		
86490	26	Coccidioidomycosis skin		\$10		
86490	TC	Coccidioidomycosis skin		\$22		
86510		Histoplasmosis skin test		\$24		
86510	26	Histoplasmosis skin test		\$8		
86510	TC	Histoplasmosis skin test		\$16		
86580		TB intradermal test		\$24		
86580	26	TB intradermal test		\$8		
86580	TC	TB intradermal test		\$16		
86590		Streptokinase, antibody		\$34		
86590	26	Streptokinase, antibody		\$12		
86590	TC	Streptokinase, antibody		\$22		
86592		Blood serology, quality		\$16		
86592	26	Blood serology, quality		\$4		
86592	TC	Blood serology, quality		\$12		
86593		Blood serology, quantity		\$20		
86593	26	Blood serology, quantity		\$6		
86593	TC	Blood serology, quantity		\$14		
86602		Antinomyces antibody		BR		
86602	26	Antinomyces antibody		BR		
86602	TC	Antinomyces antibody		BR		
86603		Adenovirus, antibody		BR		
86603	26	Adenovirus, antibody		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86603	TC	Adenovirus, antibody		BR		
86606		Aspergillus antibody		BR		
86606	26	Aspergillus antibody		BR		
86606	TC	Aspergillus antibody		BR		
86609		Bacterium, antibody		BR		
86609	26	Bacterium, antibody		BR		
86609	TC	Bacterium, antibody		BR		
86612		Blastomyces, antibody		BR		
86612	26	Blastomyces, antibody		BR		
86612	TC	Blastomyces, antibody		BR		
86615		Bordetella antibody		BR		
86615	26	Bordetella antibody		BR		
86615	TC	Bordetella antibody		BR		
86617		Lyme disease antibody		BR		
86618		Lyme disease antibody		BR		
86618	26	Lyme disease antibody		BR		
86618	TC	Lyme disease antibody		BR		
86619		Borrelia antibody		BR		
86619	26	Borrelia antibody		BR		
86619	TC	Borrelia antibody		BR		
86622		Brucella, antibody		BR		
86622	26	Brucella, antibody		BR		
86622	TC	Brucella, antibody		BR		
86625		Campylobacter, antibody		BR		
86625	26	Campylobacter, antibody		BR		
86625	TC	Campylobacter, antibody		BR		
86628		Candida, antibody		BR		
86628	26	Candida, antibody		BR		
86628	TC	Candida, antibody		BR		
86631		Chlamydia, antibody		BR		
86631	26	Chlamydia, antibody		BR		
86631	TC	Chlamydia, antibody		BR		
86632		Chlamydia, IgM, antibody		BR		
86632	26	Chlamydia, IgM, antibody		BR		
86632	TC	Chlamydia, IgM, antibody		BR		
86635		Coccidioides, antibody		BR		
86635	26	Coccidioides, antibody		BR		
86635	TC	Coccidioides, antibody		BR		
86638		Q fever antibody		BR		
86638	26	Q fever antibody		BR		
86638	TC	Q fever antibody		BR		
86641		Cryptococcus antibody		BR		
86641	26	Cryptococcus antibody		BR		
86641	TC	Cryptococcus antibody		BR		
86644		CMV antibody		BR		
86644	26	CMV antibody		BR		
86644	TC	CMV antibody		BR		
86645		CMV antibody, IgM		BR		
86645	26	CMV antibody, IgM		BR		
86645	TC	CMV antibody, IgM		BR		
86648		Diphtheria antibody		BR		
86648	26	Diphtheria antibody		BR		
86648	TC	Diphtheria antibody		BR		
86651		Encephalitis antibody		BR		
86651	26	Encephalitis antibody		BR		
86651	TC	Encephalitis antibody		BR		
86652		Encephalitis antibody		BR		
86652	26	Encephalitis antibody		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86652	TC	Encephalitis antibody		BR		
86653		Encephalitis, antibody		BR		
86653	26	Encephalitis, antibody		BR		
86653	TC	Encephalitis, antibody		BR		
86654		Encephalitis, antibody		BR		
86654	26	Encephalitis, antibody		BR		
86654	TC	Encephalitis, antibody		BR		
86658		Enterovirus, antibody		BR		
86658	26	Enterovirus, antibody		BR		
86658	TC	Enterovirus, antibody		BR		
86663		Epstein-barr antibody		BR		
86663	26	Epstein-barr antibody		BR		
86663	TC	Epstein-barr antibody		BR		
86664		Epstein-barr antibody		BR		
86664	26	Epstein-barr antibody		BR		
86664	TC	Epstein-barr antibody		BR		
86665		Epstein-barr, antibody		BR		
86665	26	Epstein-barr, antibody		BR		
86665	TC	Epstein-barr, antibody		BR		
86668		Francisella tularensis		BR		
86668	26	Francisella tularensis		BR		
86668	TC	Francisella tularensis		BR		
86671		Fungus, antibody		BR		
86671	26	Fungus, antibody		BR		
86671	TC	Fungus, antibody		BR		
86674		Giardia lamblia		BR		
86674	26	Giardia lamblia		BR		
86674	TC	Giardia lamblia		BR		
86677		Helicobacter pylori		BR		
86677	26	Helicobacter pylori		BR		
86677	TC	Helicobacter pylori		BR		
86682		Helminth, antibody		BR		
86682	26	Helminth, antibody		BR		
86682	TC	Helminth, antibody		BR		
86684		Hemophilus influenza		BR		
86684	26	Hemophilus influenza		BR		
86684	TC	Hemophilus influenza		BR		
86687		HTLV I		\$20		
86687	26	HTLV I		\$6		
86687	TC	HTLV I		\$14		
86688		HTLV-II		BR		
86688	26	HTLV-II		BR		
86688	TC	HTLV-II		BR		
86689		HTLV/HIV confirmatory		\$20		
86689	26	HTLV/HIV confirmatory		\$6		
86689	TC	HTLV/HIV confirmatory		\$14		
86692		Hepatitis, delta agent		BR		
86692	26	Hepatitis, delta agent		BR		
86692	TC	Hepatitis, delta agent		BR		
86694		Herpes simplex test		BR		
86694	26	Herpes simplex test		BR		
86694	TC	Herpes simplex test		BR		
86695		Herpes simplex test		BR		
86695	26	Herpes simplex test		BR		
86695	TC	Herpes simplex test		BR		
86698		Histoplasma		BR		
86698	26	Histoplasma		BR		
86698	TC	Histoplasma		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86701		HIV-1		BR		
86701	26	HIV-1		BR		
86701	TC	HIV-1		BR		
86702		HIV-2		BR		
86702	26	HIV-2		BR		
86702	TC	HIV-2		BR		
86703		HIV-1/HIV-2, single assay		BR		
86703	26	HIV-1/HIV-2, single assay		BR		
86703	TC	HIV-1/HIV-2, single assay		BR		
86704		Hep b core antibody,		BR		
86705		Hep b core antibody, igm		BR		
86706		Hep b surface antibody		BR		
86707		Hep be antibody.....		BR		
86708		Hep a antibody, igg/ igm		BR		
86709		Hep a antibody, igm...		BR		
86710		Influenza virus antibody		BR		
86710	26	Influenza virus antibody		BR		
86710	TC	Influenza virus antibody		BR		
86713		Legionella		BR		
86713	26	Legionella		BR		
86713	TC	Legionella		BR		
86717		Leishmania		BR		
86717	26	Leishmania		BR		
86717	TC	Leishmania		BR		
86720		Leptospira		BR		
86720	26	Leptospira		BR		
86720	TC	Leptospira		BR		
86723		Listeria monocytogenes		BR		
86723	26	Listeria monocytogenes		BR		
86723	TC	Listeria monocytogenes		BR		
86727		Lymph choriomeningitis		BR		
86727	26	Lymph choriomeningitis		BR		
86727	TC	Lymph choriomeningitis		BR		
86729		Lympho venereum		BR		
86729	26	Lympho venereum		BR		
86729	TC	Lympho venereum		BR		
86732		Mucormycosis		BR		
86732	26	Mucormycosis		BR		
86732	TC	Mucormycosis		BR		
86735		Mumps		\$24		
86735	26	Mumps		\$8		
86735	TC	Mumps		\$16		
86738		Mycoplasma		BR		
86738	26	Mycoplasma		BR		
86738	TC	Mycoplasma		BR		
86741		Neisseria meningitidis		BR		
86741	26	Neisseria meningitidis		BR		
86741	TC	Neisseria meningitidis		BR		
86744		Nocardia		BR		
86744	26	Nocardia		BR		
86744	TC	Nocardia		BR		
86747		Parvovirus		BR		
86747	26	Parvovirus		BR		
86747	TC	Parvovirus		BR		
86750		Malaria		BR		
86750	26	Malaria		BR		
86750	TC	Malaria		BR		
86753		Protozoa, not elsewhere		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86753	26	Protozoa, not elsewhere		BR		
86753	TC	Protozoa, not elsewhere		BR		
86756		Respiratory virus		BR		
86756	26	Respiratory virus		BR		
86756	TC	Respiratory virus		BR		
86759		Rotavirus		BR		
86759	26	Rotavirus		BR		
86759	TC	Rotavirus		BR		
86762		Rubella		BR		
86762	26	Rubella		BR		
86762	TC	Rubella		BR		
86765		Rubeola		BR		
86765	26	Rubeola		BR		
86765	TC	Rubeola		BR		
86768		Salmonella		BR		
86768	26	Salmonella		BR		
86768	TC	Salmonella		BR		
86771		Shigella		BR		
86771	26	Shigella		BR		
86771	TC	Shigella		BR		
86774		Tetanus		BR		
86774	26	Tetanus		BR		
86774	TC	Tetanus		BR		
86777		Toxoplasma		BR		
86777	26	Toxoplasma		BR		
86777	TC	Toxoplasma		BR		
86778		Toxoplasma, IgM		BR		
86778	26	Toxoplasma, IgM		BR		
86778	TC	Toxoplasma, IgM		BR		
86784		Trichinella		BR		
86784	26	Trichinella		BR		
86784	TC	Trichinella		BR		
86787		Varicella-zoster		BR		
86787	26	Varicella-zoster		BR		
86787	TC	Varicella-zoster		BR		
86790		Virus, not specified		BR		
86790	26	Virus, not specified		BR		
86790	TC	Virus, not specified		BR		
86793		Yersinia		BR		
86793	26	Yersinia		BR		
86793	TC	Yersinia		BR		
86800		Thyroglobulin antibody		\$79		
86800	26	Thyroglobulin antibody		\$26		
86800	TC	Thyroglobulin antibody		\$53		
86803		Hepatitis c ab test...		BR		
86804		Hep c ab test, confirm		BR		
86805		Lymphocytotoxicity assay		\$179		
86805	26	Lymphocytotoxicity assay		\$61		
86805	TC	Lymphocytotoxicity assay		\$118		
86806		Lymphocytotoxicity assay		\$161		
86806	26	Lymphocytotoxicity assay		\$53		
86806	TC	Lymphocytotoxicity assay		\$108		
86807		Cytotoxic antibody scr		\$137		
86807	26	Cytotoxic antibody scr		\$41		
86807	TC	Cytotoxic antibody scr		\$96		
86808		Cytotoxic antibody scr		\$98		
86808	26	Cytotoxic antibody scr		\$29		
86808	TC	Cytotoxic antibody scr		\$69		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86812		HLA typing, A, B, or C		\$244		
86812	26	HLA typing, A, B, or C		\$73		
86812	TC	HLA typing, A, B, or C		\$171		
86813		HLA typing, A, B, or C		\$187		
86813	26	HLA typing, A, B, or C		\$57		
86813	TC	HLA typing, A, B, or C		\$130		
86816		HLA typing, DR/DQ		\$119		
86816	26	HLA typing, DR/DQ		\$35		
86816	TC	HLA typing, DR/DQ		\$84		
86817		HLA typing, DR/DQ		\$246		
86817	26	HLA typing, DR/DQ		\$73		
86817	TC	HLA typing, DR/DQ		\$173		
86821		Lymphocyte culture, mi		\$226		
86821	26	Lymphocyte culture, mi		\$67		
86821	TC	Lymphocyte culture, mi		\$159		
86822		Lymphocyte culture, pr		\$177		
86822	26	Lymphocyte culture, pr		\$59		
86822	TC	Lymphocyte culture, pr		\$118		
86849		Immunology procedure		BR		
86849	26	Immunology procedure		BR		
86849	TC	Immunology procedure		BR		
86850		RBC antibody screen		\$22		
86850	26	RBC antibody screen		\$8		
86850	TC	RBC antibody screen		\$14		
86860		RBC antibody elution		\$84		
86860	26	RBC antibody elution		\$29		
86860	TC	RBC antibody elution		\$55		
86870		RBC antibody identific		BR		
86870	26	RBC antibody identific		BR		
86870	TC	RBC antibody identific		BR		
86880		Coombs test		\$24		
86880	26	Coombs test		\$8		
86880	TC	Coombs test		\$16		
86885		Coombs test		BR		
86885	26	Coombs test		BR		
86885	TC	Coombs test		BR		
86886		Coombs test		\$26		
86886	26	Coombs test		\$8		
86886	TC	Coombs test		\$18		
86890		Autologous blood proce		BR		
86890	26	Autologous blood proce		BR		
86890	TC	Autologous blood proce		BR		
86891		Autologous blood, op s		\$169		
86891	26	Autologous blood, op s		\$51		
86891	TC	Autologous blood, op s		\$118		
86900		Blood typing, ABO		\$20		
86900	26	Blood typing, ABO		\$6		
86900	TC	Blood typing, ABO		\$14		
86901		Blood typing, Rh (D)		\$22		
86901	26	Blood typing, Rh (D)		\$8		
86901	TC	Blood typing, Rh (D)		\$14		
86904		Blood typing, patient		\$36		
86904	26	Blood typing, patient		\$12		
86904	TC	Blood typing, patient		\$24		
86905		Blood typing, RBC anti		\$16		
86905	26	Blood typing, RBC anti		\$4		
86905	TC	Blood typing, RBC anti		\$12		
86906		Blood typing, Rh pheno		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86906	26	Blood typing, Rh pheno		BR		
86906	TC	Blood typing, Rh pheno		BR		
86910		Blood typing, paternity test		\$155		
86910	26	Blood typing, paternity test		\$47		
86910	TC	Blood typing, paternity test		\$108		
86911		Blood typing, antigen		BR		
86911	26	Blood typing, antigen		BR		
86911	TC	Blood typing, antigen		BR		
86920		Compatibility test		\$39		
86920	26	Compatibility test		\$8		
86920	TC	Compatibility test		\$31		
86921		Compatibility test		\$45		
86921	26	Compatibility test		\$14		
86921	TC	Compatibility test		\$31		
86922		Compatibility test		\$45		
86922	26	Compatibility test		\$14		
86922	TC	Compatibility test		\$31		
86927		Plasma, fresh frozen		BR		
86927	26	Plasma, fresh frozen		BR		
86927	TC	Plasma, fresh frozen		BR		
86930		Frozen blood prep		\$286		
86930	26	Frozen blood prep		\$86		
86930	TC	Frozen blood prep		\$200		
86931		Frozen blood thaw		\$286		
86931	26	Frozen blood thaw		\$86		
86931	TC	Frozen blood thaw		\$200		
86932		Frozen blood, freeze/t		\$296		
86932	26	Frozen blood, freeze/t		\$90		
86932	TC	Frozen blood, freeze/t		\$206		
86940		Hemolysins/ agglutinins, auto		\$34		
86940	26	Hemolysins/ agglutinins, auto		\$10		
86940	TC	Hemolysins/ agglutinins, auto		\$24		
86941		Hemolysins/agglutinins		\$57		
86941	26	Hemolysins/agglutinins		\$16		
86941	TC	Hemolysins/agglutinins		\$41		
86945		Blood product/irradiation		\$65		
86945	26	Blood product/irradiation		\$20		
86945	TC	Blood product/irradiation		\$45		
86950		Leukocyte transfusion		\$183		
86950	26	Leukocyte transfusion		\$55		
86950	TC	Leukocyte transfusion		\$128		
86965		Pooling blood platelet		\$49		
86965	26	Pooling blood platelet		\$14		
86965	TC	Pooling blood platelet		\$35		
86970		RBC pretreatment		\$77		
86970	26	RBC pretreatment		\$22		
86970	TC	RBC pretreatment		\$55		
86971		RBC pretreatment		\$39		
86971	26	RBC pretreatment		\$10		
86971	TC	RBC pretreatment		\$29		
86972		RBC pretreatment		\$38		
86972	26	RBC pretreatment		\$12		
86972	TC	RBC pretreatment		\$26		
86975		RBC pretreatment, serum		\$100		
86975	26	RBC pretreatment, serum		\$31		
86975	TC	RBC pretreatment, serum		\$69		
86976		RBC pretreatment, serum		\$100		
86976	26	RBC pretreatment, serum		\$31		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
86976	TC	RBC pretreatment, serum		\$69		
86977		RBC pretreatment, serum		\$100		
86977	26	RBC pretreatment, serum		\$31		
86977	TC	RBC pretreatment, serum		\$69		
86978		RBC pretreatment, serum		\$121		
86978	26	RBC pretreatment, serum		\$37		
86978	TC	RBC pretreatment, serum		\$84		
86985		Split blood or product		BR		
86985	26	Split blood or product		BR		
86985	TC	Split blood or product		BR		
86999		Transfusion procedure		BR		
86999	26	Transfusion procedure		BR		
86999	TC	Transfusion procedure		BR		
87001		Small animal inoculation		\$65		
87001	26	Small animal inoculation		\$20		
87001	TC	Small animal inoculation		\$45		
87003		Small animal inoculation		\$75		
87003	26	Small animal inoculation		\$24		
87003	TC	Small animal inoculation		\$51		
87015		Specimen concentration		\$30		
87015	26	Specimen concentration		\$10		
87015	TC	Specimen concentration		\$20		
87040		Blood culture for bact		\$34		
87040	26	Blood culture for bact		\$12		
87040	TC	Blood culture for bact		\$22		
87045		Stool culture for bact		\$43		
87045	26	Stool culture for bact		\$14		
87045	TC	Stool culture for bact		\$29		
87070		Culture specimen, bact		\$26		
87070	26	Culture specimen, bact		\$8		
87070	TC	Culture specimen, bact		\$18		
87075		Culture specimen, bact		\$34		
87075	26	Culture specimen, bact		\$12		
87075	TC	Culture specimen, bact		\$22		
87076		Bacteria identification		\$47		
87076	26	Bacteria identification		\$16		
87076	TC	Bacteria identification		\$31		
87081		Bacteria culture screen		\$22		
87081	26	Bacteria culture screen		\$6		
87081	TC	Bacteria culture screen		\$16		
87084		Culture of specimen by		\$45		
87084	26	Culture of specimen by		\$14		
87084	TC	Culture of specimen by		\$31		
87086		Urine culture, colony		\$26		
87086	26	Urine culture, colony		\$6		
87086	TC	Urine culture, colony		\$20		
87088		Urine bacteria culture		\$34		
87088	26	Urine bacteria culture		\$12		
87088	TC	Urine bacteria culture		\$22		
87101		Skin fungus culture		\$38		
87101	26	Skin fungus culture		\$12		
87101	TC	Skin fungus culture		\$26		
87102		Fungus isolation cultu		\$38		
87102	26	Fungus isolation cultu		\$12		
87102	TC	Fungus isolation cultu		\$26		
87103		Blood fungus culture		\$59		
87103	26	Blood fungus culture		\$20		
87103	TC	Blood fungus culture		\$39		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
87106		Fungus identification		\$49		
87106	26	Fungus identification		\$14		
87106	TC	Fungus identification		\$35		
87109		Mycoplasma culture		\$51		
87109	26	Mycoplasma culture		\$16		
87109	TC	Mycoplasma culture		\$35		
87110		Culture, chlamydia		\$61		
87110	26	Culture, chlamydia		\$18		
87110	TC	Culture, chlamydia		\$43		
87116		Mycobacteria culture		\$49		
87116	26	Mycobacteria culture		\$14		
87116	TC	Mycobacteria culture		\$35		
87118		Mycobacteria identific		\$49		
87118	26	Mycobacteria identific		\$14		
87118	TC	Mycobacteria identific		\$35		
87140		Culture typing, fluore		\$47		
87140	26	Culture typing, fluore		\$14		
87140	TC	Culture typing, fluore		\$33		
87143		Culture typing, GLC me		\$63		
87143	26	Culture typing, GLC me		\$20		
87143	TC	Culture typing, GLC me		\$43		
87147		Culture typing, serolo		\$51		
87147	26	Culture typing, serolo		\$16		
87147	TC	Culture typing, serolo		\$35		
87158		Culture typing, added		\$18		
87158	26	Culture typing, added		\$4		
87158	TC	Culture typing, added		\$14		
87163		Special microbiology c		\$57		
87163	26	Special microbiology c		\$18		
87163	TC	Special microbiology c		\$39		
87164		Dark field examination		\$47		
87164	26	Dark field examination		\$16		
87164	TC	Dark field examination		\$31		
87166		Dark field examination		\$47		
87166	26	Dark field examination		\$14		
87166	TC	Dark field examination		\$33		
87176		Endotoxin, bacterial		\$30		
87176	26	Endotoxin, bacterial		\$10		
87176	TC	Endotoxin, bacterial		\$20		
87177		Ova and parasites smear		\$34		
87177	26	Ova and parasites smear		\$12		
87177	TC	Ova and parasites smear		\$22		
87181		Antibiotic sensitivity		\$24		
87181	26	Antibiotic sensitivity		\$8		
87181	TC	Antibiotic sensitivity		\$16		
87184		Antibiotic sensitivity, each		\$27		
87184	26	Antibiotic sensitivity, each		\$7		
87184	TC	Antibiotic sensitivity, each		\$20		
87186		Antibiotic sensitivity		\$30		
87186	26	Antibiotic sensitivity		\$8		
87186	TC	Antibiotic sensitivity		\$22		
87187		Antibiotic sensitivity		\$39		
87187	26	Antibiotic sensitivity		\$6		
87187	TC	Antibiotic sensitivity		\$33		
87188		Antibiotic sensitivity		\$34		
87188	26	Antibiotic sensitivity		\$10		
87188	TC	Antibiotic sensitivity		\$24		
87190		TB antibiotic sensitivity		\$14		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
87190	26	TB antibiotic sensitivity		\$4		
87190	TC	TB antibiotic sensitivity		\$10		
87197		Bactericidal level, serum		\$55		
87197	26	Bactericidal level, serum		\$18		
87197	TC	Bactericidal level, serum		\$37		
87205		Smear, stain & interpret		\$20		
87205	26	Smear, stain & interpret		\$6		
87205	TC	Smear, stain & interpret		\$14		
87206		Smear, stain & interpret		\$28		
87206	26	Smear, stain & interpret		\$6		
87206	TC	Smear, stain & interpret		\$22		
87207		Smear, stain & interpret		\$18		
87207	26	Smear, stain & interpret		\$6		
87207	TC	Smear, stain & interpret		\$12		
87210		Smear, stain & interpret		\$16		
87210	26	Smear, stain & interpret		\$4		
87210	TC	Smear, stain & interpret		\$12		
87220		Tissue exam for fungi		\$22		
87220	26	Tissue exam for fungi		\$8		
87220	TC	Tissue exam for fungi		\$14		
87230		Assay, toxin or antitoxin		\$65		
87230	26	Assay, toxin or antitoxin		\$20		
87230	TC	Assay, toxin or antito		\$45		
87250		Virus inoculation for test		\$61		
87250	26	Virus inoculation for test		\$24		
87250	TC	Virus inoculation for test		\$37		
87252		Virus inoculation for test		\$83		
87252	26	Virus inoculation for test		\$26		
87252	TC	Virus inoculation for test		\$57		
87253		Virus inoculation for test		\$61		
87253	26	Virus inoculation for test		\$18		
87253	TC	Virus inoculation for test		\$43		
87260		Adenovirus ag, dfa...		BR		
87265		Pertussis ag, dfa.....		BR		
87270		Chylmd trach ag, dfa..		BR		
87272		Cryptosporidium ag, dfa		BR		
87274		Herpes simplex ag, dfa		BR		
87276		Influenza ag, dfa.....		BR		
87278		Legion pneumo ag, dfa.		BR		
87280		Resp syncytial ag, dfa		BR		
87285		Trepon pallidum ag, dfa.		BR		
87290		Varicella ag, dfa.....		BR		
87299		Ag detection nos, dfa.		BR		
87301		Adenovirus ag, eia...		BR		
87320		Chylmd trach ag, eia..		BR		
87324		Clostridium ag, eia...		BR		
87328		Cryptospor ag, eia		BR		
87332		Cytomegalovirus ag, eia		BR		
87335		E coli 0157 ag, eia...		BR		
87338		Hpylori, stool, eia...		BR		
87340		Hepatitis b surface ag, eia		BR		
87350		Hepatitis be ag, eia..		BR		
87380		Hepatitis delta ag, eia		BR		
87385		Histoplasma capsul ag, eia		BR		
87390		Hiv-1 ag, eia.....		BR		
87391		Hiv-2 ag, eia.....		BR		
87420		Resp syncytial ag, eia		BR		
87425		Rotavirus ag, eia.....		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
87430		Strep a ag, eia.....		BR		
87449		Ag detect nos, eia, mult		BR		
87450		Ag detect nos, eia, single		BR		
87470		Bartonella, dna, dir probe		BR		
87471		Bartonella, dna, amp probe		BR		
87472		Bartonella, dna, quant		BR		
87475		Lyme dis, dna, dir probe		BR		
87476		Lyme dis, dna, amp probe		BR		
87477		Lyme dis, dna, quant..		BR		
87480		Candida, dna, dir probe		BR		
87481		Candida, dna, amp probe		BR		
87482		Candida, dna, quant...		BR		
87485		Chylmd pneum, dna, dir probe		BR		
87486		Chylmd pneum, dna, amp probe		BR		
87487		Chylmd pneum, dna, quant		BR		
87490		Chylmd trach, dna, dir probe		BR		
87491		Chylmd trach, dna, amp v		BR		
87492		Chylmd trach, dna, quant		BR		
87495		Cytomeg, dna, dir probe		BR		
87496		Cytomeg, dna, amp probe		BR		
87497		Cytomeg, dna, quant...		BR		
87510		Gardner vag, dna, dir probe		BR		
87511		Gardner vag, dna, amp probe		BR		
87512		Gardner vag, dna, quant		BR		
87515		Hepatitis b, dna, dir probe		BR		
87516		Hepatitis b, dna, amp probe		BR		
87517		Hepatitis b, dna, quant		BR		
87520		Hepatitis c, rna, dir probe		BR		
87521		Hepatitis c, rna, amp probe		BR		
87522		Hepatitis c, rna, quant		BR		
87525		Hepatitis g, dna, dir probe		BR		
87526		Hepatitis g, dna, amp probe		BR		
87527		Hepatitis g, dna, quant		BR		
87528		Hsv, dna, dir probe...		BR		
87529		Hsv, dna, amp probe...		BR		
87530		Hsv, dna, quant.....		BR		
87531		Hhv-6, dna, dir probe		BR		
87532		Hhv-6, dna, amp probe		BR		
87533		Hhv-6, dna, quant.....		BR		
87534		Hiv-1, dna, dir probe		BR		
87535		Hiv-1, dna, amp probe		BR		
87536		Hiv-1, dna, quant.....		BR		
87537		Hiv-2, dna, dir probe		BR		
87538		Hiv-2, dna, amp probe		BR		
87539		Hiv-2, dna, quant.....		BR		
87540		Legion pneumo, dna, dir probe		BR		
87541		Legion pneumo, dna, amp probe		BR		
87542		Legion pneumo, dna, quant		BR		
87550		Mycobacteria, dna, dir probe		BR		
87551		Mycobacteria, dna, amp probe		BR		
87552		Mycobacteria, dna, quant		BR		
87555		M.tuberculo, dna, dir probe		BR		
87556		M.tuberculo, dna, amp probe		BR		
87557		M.tuberculo, dna, quant.		BR		
87560		M.avium-intra, dna, dir probe		BR		
87561		M.avium-intra, dna, amp		BR		
87562		M.avium-intra, dna, quant		BR		
87580		M.pneumon, dna, dir probe		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
87581		M.pneumon, dna, amp probe		BR		
87582		M.pneumon, dna, quant		BR		
87590		N.gonorrhoeae, dna, dir probe		BR		
87591		N.gonorrhoeae, dna, amp probe		BR		
87592		N.gonorrhoeae, dna, quant		BR		
87620		Hpv, dna, dir probe...		BR		
87621		Hpv, dna, amp probe...		BR		
87622		Hpv, dna, quant.....		BR		
87650		Strep a, dna, dir probe		BR		
87651		Strep a, dna, amp probe		BR		
87652		Strep a, dna, quant...		BR		
87797		Detect agent nos, dna, dir		BR		
87798		Detect agent nos, dna, amp		BR		
87799		Detect agent nos, dna, quant		BR		
87810		Chylmd trach assay w/optic		BR		
87850		N. gonorrhoeae assay w		BR		
87880		Strep a assay w/optic		BR		
87899		Agent nos assay w/optic		BR		
87999		Microbiology procedure		BR		
87999	26	Microbiology procedure		BR		
87999	TC	Microbiology procedure		BR		
88000		Autopsy (necropsy), gross		\$815		
88000	26	Autopsy (necropsy), gross		\$815		
88000	TC	Autopsy (necropsy), gross		\$0		
88005		Autopsy (necropsy), gross		\$917		
88005	26	Autopsy (necropsy), gross		\$917		
88005	TC	Autopsy (necropsy), gross		\$0		
88007		Autopsy (necropsy), gross		\$1,019		
88007	26	Autopsy (necropsy), gross		\$1,019		
88007	TC	Autopsy (necropsy), gross		\$0		
88012		Autopsy (necropsy), gross		\$856		
88012	26	Autopsy (necropsy), gross		\$856		
88012	TC	Autopsy (necropsy), gross		\$0		
88014		Autopsy (necropsy), gross		\$856		
88014	26	Autopsy (necropsy), gross		\$856		
88014	TC	Autopsy (necropsy), gross		\$0		
88016		Autopsy (necropsy), gross		\$815		
88016	26	Autopsy (necropsy), gross		\$815		
88016	TC	Autopsy (necropsy), gross		\$0		
88020		Autopsy (necropsy), co		\$1,019		
88020	26	Autopsy (necropsy), co		\$1,019		
88020	TC	Autopsy (necropsy), co		\$0		
88025		Autopsy (necropsy), co		\$1,120		
88025	26	Autopsy (necropsy), co		\$1,120		
88025	TC	Autopsy (necropsy), co		\$0		
88027		Autopsy (necropsy), co		\$1,222		
88027	26	Autopsy (necropsy), co		\$1,222		
88027	TC	Autopsy (necropsy), co		\$0		
88028		Autopsy (necropsy), co		\$1,059		
88028	26	Autopsy (necropsy), co		\$1,059		
88028	TC	Autopsy (necropsy), co		\$0		
88029		Autopsy (necropsy), co		\$1,059		
88029	26	Autopsy (necropsy), co		\$1,059		
88029	TC	Autopsy (necropsy), co		\$0		
88036		Limited autopsy		\$876		
88036	26	Limited autopsy		\$876		
88036	TC	Limited autopsy		\$0		
88037		Limited autopsy		\$713		

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CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
88037	26	Limited autopsy		\$713		
88037	TC	Limited autopsy		\$0		
88040		Forensic autopsy (necr		\$2,648		
88040	26	Forensic autopsy (necr		\$2,648		
88040	TC	Forensic autopsy (necr		\$0		
88045		Coroner's autopsy (nec		BR		
88045	26	Coroner's autopsy (nec		BR		
88045	TC	Coroner's autopsy (nec		BR		
88099		Necropsy (autopsy) pro		BR		
88099	26	Necropsy (autopsy) pro		BR		
88099	TC	Necropsy (autopsy) pro		BR		
88104		Cytopathology, fluids		\$73		
88104	26	Cytopathology, fluids		\$57		
88104	TC	Cytopathology, fluids		\$16		
88106		Cytopathology, fluids		\$102		
88106	26	Cytopathology, fluids		\$31		
88106	TC	Cytopathology, fluids		\$71		
88108		Cytopath, concentrate tech		\$77		
88108	26	Cytopath, concentrate tech		\$59		
88108	TC	Cytopath, concentrate tech		\$19		
88112	26	Cytopath cell enhance tech		\$117		
88112	TC	Cytopath cell enhance tech		\$91		
88112		Cytopath cell enhance tech		\$208		
88120	26	Cytp urne 3-5 probes ea spec		\$108		
88120	TC	Cytp urne 3-5 probes ea spec		\$865		
88120		Cytp urne 3-5 probes ea spec		\$973		
88121	26	Cytp urine 3-5 probes cmpr		\$96		
88121	TC	Cytp urine 3-5 probes cmpr		\$742		
88121		Cytp urine 3-5 probes cmpr		\$838		
88125		Forensic cytopathology		\$129		
88125	26	Forensic cytopathology		\$39		
88125	TC	Forensic cytopathology		\$90		
88130		Sex chromatin identifi		\$49		
88130	26	Sex chromatin identifi		\$14		
88130	TC	Sex chromatin identifi		\$35		
88140		Sex chromatin identifi		\$34		
88140	26	Sex chromatin identifi		\$10		
88140	TC	Sex chromatin identifi		\$24		
88141		Cytopath, c/v, interpret		\$70		
88142		Cytopath, c/v, thin layer		BR		
88143		Cytopath c/v thin layer redo		BR		
88147		Cytopath, c/v, automated		BR		
88148		Cytopath, c/v, auto rescreen		BR		
88150		Cytopath, c/v, manual		\$23		
88150	26	Cytopath, c/v, manual		\$8		
88150	TC	Cytopath, c/v, manual		\$15		
88152		Cytopath, c/v, auto redo		BR		
88153		Cytopath, c/v, redo...		BR		
88154		Cytopath, c/v, select		BR		
88155		Cytopath, c/v, index add-on		\$25		
88155	26	Cytopath, c/v, index add-on		\$7		
88155	TC	Cytopath, c/v, index add-on		\$18		
88160		Cytopath smear, other		\$73		
88160	26	Cytopath smear, other		\$22		
88160	TC	Cytopath smear, other		\$51		
88161		Cytopath smear, other		\$102		
88161	26	Cytopath smear, other		\$31		
88161	TC	Cytopath smear, other		\$71		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
88162		Cytopath smear, other		\$143		
88162	26	Cytopath smear, other		\$43		
88162	TC	Cytopath smear, other		\$100		
88164		Cytopath tbs, c/v, manual		BR		
88165		Cytopath tbs, c/v, redo		BR		
88166		Cytopath tbs, c/v, auto redo		BR		
88167		Cytopath tbs, c/v, select		BR		
88172		Evaluation of smear		\$128		
88172	26	Evaluation of smear		\$102		
88172	TC	Evaluation of smear		\$26		
88173		Interpretation of smear		\$128		
88173	26	Interpretation of smear		\$128		
88173	TC	Interpretation of smear		\$0		
88177	26	Cytp fna eval ea addl		\$43		
88177	TC	Cytp fna eval ea addl		\$14		
88177		Cytp fna eval ea addl		\$57		
88182		Cell marker study		\$163		
88182	26	Cell marker study		\$61		
88182	TC	Cell marker study		\$102		
88184		Flowcytometry/ tc 1 marker		\$165		
88185		Flowcytometry/tc add-on		\$100		
88187		Flowcytometry/read 2-8		\$139		
88188		Flowcytometry/read 9-15		\$176		
88189		Flowcytometry/read 16 & >		\$213		
88199		Cytopathology procedure		BR		
88199	26	Cytopathology procedure		BR		
88199	TC	Cytopathology procedure		BR		
88230		Tissue culture, lymphocyte		\$482		
88230	26	Tissue culture, lymphocyte		\$143		
88230	TC	Tissue culture, lymphocyte		\$339		
88233		Tissue culture, skin/b		\$448		
88233	26	Tissue culture, skin/b		\$134		
88233	TC	Tissue culture, skin/b		\$314		
88235		Tissue culture, placenta		\$469		
88235	26	Tissue culture, placenta		\$141		
88235	TC	Tissue culture, placenra		\$328		
88237		Tissue culture, bone		\$526		
88237	26	Tissue culture, bone		\$158		
88237	TC	Tissue culture, bone		\$368		
88239		Tissue culture, tumor		\$613		
88239	26	Tissue culture, tumor		\$184		
88239	TC	Tissue culture, tumor		\$429		
88240		Cell cryopreserve/ storage		BR		
88241		Frozen cell preparation		BR		
88245		Chromosome analysis, 20-		\$617		
88245	26	Chromosome analysis, 20-		\$184		
88245	TC	Chromosome analysis, 20-		\$433		
88248		Chromosome analysis, 50-		\$721		
88248	26	Chromosome analysis, 50-		\$217		
88248	TC	Chromosome analysis, 50-		\$504		
88249		Chromosome analysis, 100		BR		
88261		Chromosome analysis, 5		\$736		
88261	26	Chromosome analysis, 5		\$221		
88261	TC	Chromosome analysis, 5		\$515		
88262		Chromosome analysis, 1		\$580		
88262	26	Chromosome analysis, 1		\$175		
88262	TC	Chromosome analysis, 1		\$405		
88263		Chromosome analysis, 4		\$489		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
88263	26	Chromosome analysis, 4		\$147		
88263	TC	Chromosome analysis, 4		\$342		
88264		Chromosome analysis, 20-25		BR		
88267		Chromosome analysis:pl		\$890		
88267	26	Chromosome analysis:pl		\$267		
88267	TC	Chromosome analysis:pl		\$623		
88269		Chromosome analysis:am		\$489		
88269	26	Chromosome analysis:am		\$163		
88269	TC	Chromosome analysis:am		\$326		
88271		Cytogenetics, dna probe		BR		
88272		Cytogenetics, 3-5.....		BR		
88273		Cytogenetics, 10-30...		BR		
88274		Cytogenetics, 25-99...		BR		
88275		Cytogenetics, 100-300		BR		
88280		Chromosome karyotype s		\$114		
88280	26	Chromosome karyotype s		\$35		
88280	TC	Chromosome karyotype s		\$79		
88283		Chromosome banding stu		\$224		
88283	26	Chromosome banding stu		\$67		
88283	TC	Chromosome banding stu		\$157		
88285		Chromosome count: addi		\$61		
88285	26	Chromosome count: addi		\$18		
88285	TC	Chromosome count: addi		\$43		
88289		Chromosome study: addi		\$114		
88289	26	Chromosome study: addi		\$35		
88289	TC	Chromosome study: addi		\$79		
88291		Cyto/molecular report		\$52		
88299		Cytogenetic study		BR		
88299	26	Cytogenetic study		BR		
88299	TC	Cytogenetic study		BR		
88300		Surg path, gross		\$47		
88300	26	Surg path, gross		\$37		
88300	TC	Surg path, gross		\$10		
88302		Tissue exam by pathologist		\$99		
88302	26	Tissue exam by pathologist		\$79		
88302	TC	Tissue exam by pathologist		\$20		
88304		Tissue exam by pathologist		\$128		
88304	26	Tissue exam by pathologist		\$102		
88304	TC	Tissue exam by pathologist		\$26		
88305		Tissue exam by pathologist		\$130		
88305	26	Tissue exam by pathologist		\$91		
88305	TC	Tissue exam by pathologist		\$39		
88307		Tissue exam by pathologist		\$229		
88307	26	Tissue exam by pathologist		\$170		
88307	TC	Tissue exam by pathologist		\$59		
88309		Tissue exam by pathologist		\$591		
88309	26	Tissue exam by pathologist		\$473		
88309	TC	Tissue exam by pathologist		\$118		
88311		Decalcify tissue		\$45		
88311	26	Decalcify tissue		\$37		
88311	TC	Decalcify tissue		\$8		
88312		Special stains		\$45		
88312	26	Special stains		\$14		
88312	TC	Special stains		\$31		
88313		Special stains		\$45		
88313	26	Special stains		\$14		
88313	TC	Special stains		\$31		
88314		Histochemical stain		\$41		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
88314	26	Histochemical stain		\$12		
88314	TC	Histochemical stain		\$29		
88319		Enzyme histochemistry		\$50		
88319	26	Enzyme histochemistry		\$24		
88319	TC	Enzyme histochemistry		\$26		
88321		Microslide consultation		\$81		
88323		Microslide consultation		\$143		
88323	26	Microslide consultation		\$143		
88323	TC	Microslide consultation		\$0		
88325		Comprehensive review o		\$102		
88325	26	Comprehensive review o		\$102		
88325	TC	Comprehensive review o		\$0		
88329		Pathology consult in s		\$96		
88329	26	Pathology consult in s		\$96		
88329	TC	Pathology consult in s		\$0		
88331		Pathology consult in s		\$189		
88331	26	Pathology consult in s		\$128		
88331	TC	Pathology consult in s		\$61		
88332		Pathology consult in s		\$100		
88332	26	Pathology consult in s		\$67		
88332	TC	Pathology consult in s		\$33		
88334	26	Intraop cyto path consult 2		\$77		
88334	TC	Intraop cyto path consult 2		\$49		
88334		Intraop cyto path consult 2		\$126		
88342		Immunocytochemistry		\$100		
88342	26	Immunocytochemistry		\$67		
88342	TC	Immunocytochemistry		\$33		
88346		Immunofluorescent stud		\$204		
88346	26	Immunofluorescent stud		\$143		
88346	TC	Immunofluorescent stud		\$61		
88347		Immunofluorescent stud		\$244		
88347	26	Immunofluorescent stud		\$183		
88347	TC	Immunofluorescent stud		\$61		
88348		Electron microscopy		\$351		
88348	26	Electron microscopy		\$267		
88348	TC	Electron microscopy		\$84		
88349		Scanning electron micr		\$351		
88349	26	Scanning electron micr		\$267		
88349	TC	Scanning electron micr		\$84		
88355		Analysis, skeletal mus		\$200		
88355	26	Analysis, skeletal mus		\$149		
88355	TC	Analysis, skeletal mus		\$51		
88356		Analysis, nerve		\$200		
88356	26	Analysis, nerve		\$149		
88356	TC	Analysis, nerve		\$51		
88358		Analysis, tumor		\$200		
88358	26	Analysis, tumor		\$149		
88358	TC	Analysis, tumor		\$51		
88360	26	Tumor immunohistochem/manual		\$106		
88360	TC	Tumor immunohistochem/manual		\$139		
88360		Tumor immunohistochem/manual		\$245		
88361	26	Tumor immunohistochem/comput		\$116		
88361	TC	Tumor immunohistochem/comput		\$190		
88361		Tumor immunohistochem/comput		\$306		
88362		Nerve teasing preparations		-		
88362	26	Nerve teasing preparations		-		
88362	TC	Nerve teasing preparations		-		
88363		Xm archive tissue molec anal		\$73	\$73	\$32

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
88365		Tissue hybridization		\$47		
88365	26	Tissue hybridization		\$47		
88365	TC	Tissue hybridization		\$0		
88367	26	Insitu hybridization auto		\$126		
88367	TC	Insitu hybridization auto		\$419		
88367		Insitu hybridization auto		\$544		
88368	26	Insitu hybridization manual		\$126		
88368	TC	Insitu hybridization manual		\$324		
88368		Insitu hybridization manual		\$451		
88371		Protein, western blot		BR		
88371	26	Protein, western blot		-		
88371	TC	Protein, western blot		BR		
88372		Protein analysis w/pro		BR		
88372	26	Protein analysis w/pro		-		
88372	TC	Protein analysis w/pro		BR		
88380	26	Microdissection laser		\$155		
88380	TC	Microdissection laser		\$204		
88380		Microdissection laser		\$359		
88381	26	Microdissection manual		\$102		
88381	TC	Microdissection manual		\$183		
88381		Microdissection manual		\$284		
88385	26	Eval molecu probes 51-250		\$127		
88385	TC	Eval molecu probes 51-250		\$978		
88385		Eval molecu probes 51-250		\$1,104		
88386	26	Eval molecu probes 251-500		\$166		
88386	TC	Eval molecu probes 251-500		\$1,029		
88386		Eval molecu probes 251-500		\$1,195		
88387	26	Tiss exam molecular study		\$13		
88387	TC	Tiss exam molecular study		\$59		
88387		Tiss exam molecular study		\$72		
88388	26	Tiss ex molecu study add-on		\$47		
88388	TC	Tiss ex molecu study add-on		\$17		
88388		Tiss ex molecu study add-on		\$63		
88399		Surgical pathology pro		BR		
88399	26	Surgical pathology pro		BR		
88399	TC	Surgical pathology pro		BR		
89049		Chct for mal hyperthermia		\$545		
89050		Body fluid cell count		\$18		
89050	26	Body fluid cell count		\$6		
89050	TC	Body fluid cell count		\$12		
89051		Body fluid cell count		\$24		
89051	26	Body fluid cell count		\$8		
89051	TC	Body fluid cell count		\$16		
89060		Exam,synovial fluid cr		\$24		
89060	26	Exam,synovial fluid cr		\$8		
89060	TC	Exam,synovial fluid cr		\$16		
89125		Specimen fat stain		\$26		
89125	26	Specimen fat stain		\$8		
89125	TC	Specimen fat stain		\$18		
89160		Exam feces for meat fibers		\$12		
89160	26	Exam feces for meat fibers		\$4		
89160	TC	Exam feces for meat fibers		\$8		
89190		Nasal smear for eosino		\$18		
89190	26	Nasal smear for eosino		\$6		
89190	TC	Nasal smear for eosino		\$12		
89220		Sputum specimen collection		\$33		
89230		Collect sweat for test		\$5		
89250		Fertilization of oocyte		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
89251		Culture oocyte w/ embryos		BR		
89252		Assist oocyte fertilization		BR		
89253		Embryo hatching.....		BR		
89254		Oocyte identification		BR		
89255		Prepare embryo for transfer		BR		
89256		Prepare cryopreserved embryo		BR		
89257		Sperm identification..		BR		
89258		Cryopreservation, embryo		BR		
89259		Cryopreservation, sperm		BR		
89260		Sperm isolation, simple		BR		
89261		Sperm isolation, complex		BR		
89264		Identify sperm tissue		BR		
89300		Semen analysis.....		\$39		
89300	26	Semen analysis.....		\$13		
89300	TC	Semen analysis.....		\$26		
89310		Semen analysis		\$36		
89310	26	Semen analysis		\$10		
89310	TC	Semen analysis		\$26		
89320		Semen analysis		\$43		
89320	26	Semen analysis		\$12		
89320	TC	Semen analysis		\$31		
89325		Sperm antibody test		\$36		
89325	26	Sperm antibody test		\$10		
89325	TC	Sperm antibody test		\$26		
89329		Sperm evaluation test		\$128		
89329	26	Sperm evaluation test		\$47		
89329	TC	Sperm evaluation test		\$81		
89330		Evaluation, cervical m		\$36		
89330	26	Evaluation, cervical m		\$10		
89330	TC	Evaluation, cervical m		\$26		
90281		Human ig, im.....		BR		
90283		Human ig, iv.....		BR		
90287		Botulinum antitoxin..		BR		
90288		Botulism ig, iv.....		BR		
90291		Cmv ig, iv.....		BR		
90296		Diphtheria antitoxin..		BR		
90371		Hep b ig, im.....		BR		
90375		Rabies ig, im/sc.....		BR		
90376		Rabies ig, heat treated.		BR		
90378		Rsv ig, im.....		BR		
90379		Rsv ig, iv.....		BR		
90384		Rh ig, full-dose, im..		BR		
90385		Rh ig, minidose, im..		BR		
90386		Rh ig, iv.....		BR		
90389		Tetanus ig, im.....		BR		
90393		Vaccina ig, im.....		BR		
90396		Varicella-zoster ig, im		BR		
90399		Immune globulin.....		BR		
90460		Im admin 1st/only component		\$50		
90461		Im admin each addl component		\$26		
90471		Immunization admin....		-		
90472		Immunization admin, each add		-		
90473		Immune admin oral/nasal		\$50		
90474		Immune admin oral/nasal addl		\$26		
90476		Adenovirus vaccine, type 4		BR		
90477		Adenovirus vaccine, type 7		BR		
90581		Anthrax vaccine, sc...		BR		
90585		Bcg vaccine, percut...		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
90586		Bcg vaccine, intravesical		BR		
90632		Hep a vaccine, adult im		BR		
90633		Hep a vacc, ped/adol, 2 dose		BR		
90634		Hep a vacc, ped/adol, 3 dose		BR		
90636		Hep a/hep b vacc, adult im		BR		
90645		Hib vaccine, hboc, im		BR		
90646		Hib vaccine, prp-d, im		BR		
90647		Hib vaccine, prp-omp, im		BR		
90648		Hib vaccine, prp-t, im		BR		
90657		Flu vaccine, 6-35 mo, im		BR		
90658		Flu vaccine, 3 yrs, im		BR		
90660		Flu vaccine, nasal....		BR		
90665		Lyme disease vaccine, im		BR		
90669		Pneumococcal vaccine, ped		BR		
90675		Rabies vaccine, im....		BR		
90676		Rabies vaccine, id....		BR		
90680		Rotovirus vaccine, oral		BR		
90690		Typhoid vaccine, oral		BR		
90691		Typhoid vaccine, im...		BR		
90692		Typhoid vaccine, h-p, sc/id		BR		
90693		Typhoid vaccine, akd, sc		BR		
90700		Dtap vaccine, im.....		BR		
90701		Dtp vaccine, im.....		BR		
90702		Dt vaccine, im.....		BR		
90703		Tetanus vaccine, im...		BR		
90704		Mumps vaccine, sc....		BR		
90705		Measles vaccine, sc...		BR		
90706		Rubella vaccine, sc...		BR		
90707		Mmr vaccine, sc.....		BR		
90708		Measles-rubella vaccine, sc		BR		
90710		Mmr v vaccine, sc.....		BR		
90712		Oral poliovirus vaccine		BR		
90713		Poliovirus, ipv, sc...		BR		
90716		Chicken pox vaccine, sc		BR		
90717		Yellow fever vaccine, sc		BR		
90718		Td vaccine, im.....		BR		
90719		Diphtheria vaccine, im		BR		
90720		Dtp/hib vaccine, im...		BR		
90721		Dtap/hib vaccine, im..		BR		
90725		Cholera vaccine, injectable		BR		
90727		Plague vaccine, im....		BR		
90732		Pneumococcal vaccine, adult		BR		
90733		Meningococcal vaccine, sc		BR		
90735		Encephalitis vaccine, sc		BR		
90744		Hep b vaccine, ped/ adol, im		BR		
90746		Hep b vaccine, adult, im		BR		
90747		Hep b vaccine, ill pat, im		BR		
90748		Hep b/hib vaccine, im		BR		
90749		Vaccine toxoid.....		BR		
90801		Psy dx interview.....		\$257		
90802		Intac psy dx interview		\$255		
90804		Psytx, office, 20-30 min		\$116		
90805		Psytx, off, 20-30 min w/e&m		\$127		
90806		Psytx, off, 45-50 min		\$178		
90807		Psytx, off, 45-50 min w/e&m		\$189		
90808		Psytx, office, 75-80 min		\$283		
90809		Psytx, off, 75-80, w/ e&m		\$292		
90810		Intac psytx, off, 20- 30 min		\$140		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
90811		Intac psytx, 20-30, w/ e&m		\$152		
90812		Intac psytx, off, 45- 50 min		\$191		
90813		Intac psytx, 45-50 min w/e&m		\$201		
90814		Intac psytx, off, 75- 80 min		\$262		
90815		Intac psytx, 75-80 w/ e&m		\$272		
90816		Psytx, hosp, 20-30 min		\$120		
90817		Psytx, hosp, 20-30 min w/e&m		\$131		
90818		Psytx, hosp, 45-50 min		\$181		
90819		Psytx, hosp, 45-50 min w/e&m		\$192		
90821		Psytx, hosp, 75-80 min		\$286		
90822		Psytx, hosp, 75-80 min w/e&m		\$296		
90823		Intac psytx, hosp, 20- 30 min		\$145		
90824		Intac psytx, hsp 20-30 w/e&m		\$155		
90826		Intac psytx, hosp, 45- 50 min		\$194		
90827		Intac psytx, hsp 45-50 w/e&m		\$204		
90828		Intac psytx, hosp, 75- 80 min		\$267		
90829		Intac psytx, hsp 75-80 w/e&m		\$274		
90845		Psychoanalysis.....		\$162		
90846		Family psytx w/o patient		\$180		
90847		Family psytx w/patient		\$206		
90849		Multiple family group psytx		\$63		
90853		Group psychotherapy...		\$63		
90857		Intac group psytx.....		\$59		
90862		Medication management		\$97		
90865		Narcosynthesis.....		\$307		
90867		Tcranial magn stim tx plan			\$772	\$357
90868		Tcranial magn stim tx deli			\$372	\$49
90869		Tcran magn stim redetermine			\$954	\$238
90870		Electroconvulsive therapy	0	\$178		
90875		Psychophysiological therapy		\$135		
90876		Psychophysiological therapy		\$204		
90880		Hypnotherapy.....		\$208		
90882		Environmental manipulation		BR		
90885		Psy evaluation of records		\$94		
90887		Consultation with family		\$131		
90889		Preparation of report		BR		
90899		Psychiatric service/therapy		BR		
90901		Biofeedback train, any meth	0	\$98		
90911		Biofeedback peri/uro/ rectal	0	\$153		
90935		Hemodialysis, one evaluation	0	\$193		
90937		Hemodialysis, repeated eval	0	\$348		
90945		Dialysis, one evaluation	0	\$179		
90947		Dialysis, repeated eval	0	\$302		
90951		Esrd serv 4 visits p mo <2		\$1,902		
90954		Esrd serv 4 vsts p mo 2-11		\$1,650		
90955		Esrd srv 2-3 vsts p mo 2-11		\$930		
90956		Esrd srv 1 visit p mo 2-11		\$646		
90957		Esrd srv 4 vsts p mo 12-19		\$1,313		
90958		Esrd srv 2-3 vsts p mo 12-19		\$890		
90959		Esrd serv 1 vst p mo 12-19		\$603		
90960		Esrd srv 4 visits p mo 20+		\$581		
90961		Esrd srv 2-3 vsts p mo 20+		\$488		
90962		Esrd serv 1 visit p mo 20+		\$378		
90963		Esrd home pt serv p mo <2		\$1,109		
90964		Esrd home pt serv p mo 2-11		\$967		
90965		Esrd home pt serv p mo 12-19		\$922		
90966		Esrd home pt serv p mo 20+		\$488		
90967		Esrd home pt serv p day <2		\$36		

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CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
90968		Esrd home pt srv p day 2-11		\$31		
90969		Esrd home pt srv p day 12-19		\$30		
90970		Esrd home pt serv p day 20+		\$16		
90989		Dialysis training/complete		BR		
90993		Dialysis training/incomplete		BR		
90997		Hemoperfusion	0	\$308		
90999		Dialysis procedure		BR		
91010		Esophagus motility study	0	\$241		
91010	26	Esophagus motility study	0	\$179		
91010	TC	Esophagus motility study	0	\$62		
91013	26	Esophgl motil w/stim/perfus		\$20		
91013	TC	Esophgl motil w/stim/perfus		\$30		
91013		Esophgl motil w/stim/perfus		\$50		
91020		Gastric motility.....	0	\$262		
91020	26	Gastric motility.....	0	\$204		
91020	TC	Gastric motility.....	0	\$58		
91022	26	Duodenal motility study		\$160		
91022	TC	Duodenal motility study		\$204		
91022		Duodenal motility study		\$364		
91030		Acid perfusion of esophagus	0	\$128		
91030	26	Acid perfusion of esophagus	0	\$112		
91030	TC	Acid perfusion of esophagus	0	\$17		
91034	26	Gastroesophageal reflux test		\$106		
91034	TC	Gastroesophageal reflux test		\$294		
91034		Gastroesophageal reflux test		\$400		
91035	26	G-esoph reflx tst w/electrod		\$175		
91035	TC	G-esoph reflx tst w/electrod		\$851		
91035		G-esoph reflx tst w/electrod		\$1,026		
91037	26	Esoph imped function test		\$109		
91037	TC	Esoph imped function test		\$234		
91037		Esoph imped function test		\$343		
91038	26	Esoph imped funct test > 1h		\$122		
91038	TC	Esoph imped funct test > 1h		\$867		
91038		Esoph imped funct test > 1h		\$988		
91040	26	Esoph balloon distension tst		\$96		
91040	TC	Esoph balloon distension tst		\$496		
91040		Esoph balloon distension tst		\$592		
91065		Breath hydrogen test	0	\$94		
91065	26	Breath hydrogen test	0	\$69		
91065	TC	Breath hydrogen test	0	\$26		
91110	26	Gi tract capsule endoscopy		\$405		
91110	TC	Gi tract capsule endoscopy		\$1,495		
91110		Gi tract capsule endoscopy		\$1,900		
91111	26	Esophageal capsule endoscopy		\$110		
91111	TC	Esophageal capsule endoscopy		\$1,445		
91111		Esophageal capsule endoscopy		\$1,556		
91117		Colon motility 6 hr study			\$289	\$310
91120	26	Rectal sensation test		\$105		
91120	TC	Rectal sensation test		\$719		
91120		Rectal sensation test		\$824		
91122		Anal pressure record	0	\$264		
91122	26	Anal pressure record	0	\$210		
91122	TC	Anal pressure record	0	\$54		
91132	26	Electrogastrography		\$58		
91132	TC	Electrogastrography		\$270		
91132		Electrogastrography		\$328		
91133	26	Electrogastrography w/test		\$74		
91133	TC	Electrogastrography w/test		\$307		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
91133		Electrogastrography w/test		\$381		
91299		Gastroenterology procedure		BR		
91299	26	Gastroenterology procedure	BR			
91299	TC	Gastroenterology procedure	BR			
92002		Eye exam, new patient		\$108		
92004		Eye exam, new patient		\$157		
92012		Eye exam established pt		\$91		
92014		Eye exam & treatment		\$115		
92015		Refraction		-	\$41	\$39
92018		New eye exam & treatment		\$143		
92019		Eye exam & treatment		\$129		
92020		Special eye evaluation		\$52		
92025	26	Corneal topography		\$41		
92025	TC	Corneal topography		\$37		
92025		Corneal topography		\$78		
92060		Special eye evaluation		\$81		
92060	26	Special eye evaluation		\$66		
92060	TC	Special eye evaluation		\$14		
92065		Orthoptic/pleoptic training		\$52		
92065	26	Orthoptic/pleoptic training		\$41		
92065	TC	Orthoptic/pleoptic training		\$12		
92071		Contact lens fitting for tx			\$77	\$69
92072		Fit contac lens for managmnt			\$246	\$197
92081		Visual field examination(s)		\$49		
92081	26	Visual field examination(s)		\$38		
92081	TC	Visual field examination(s)		\$11		
92082		Visual field examination(s)		\$67		
92082	26	Visual field examination(s)		\$53		
92082	TC	Visual field examination(s)		\$14		
92083		Visual field examination(s)		\$98		
92083	26	Visual field examination(s)		\$77		
92083	TC	Visual field examination(s)		\$21		
92100		Serial tonometry exam(s)		\$91		
92132	26	Cmptr ophth dx img ant segmt		\$42		
92132	TC	Cmptr ophth dx img ant segmt		\$34		
92132		Cmptr ophth dx img ant segmt		\$77		
92133	26	Cmptr ophth img optic nerve		\$59		
92133	TC	Cmptr ophth img optic nerve		\$33		
92133		Cmptr ophth img optic nerve		\$93		
92134	26	Cptr ophth dx img post segmt		\$59		
92134	TC	Cptr ophth dx img post segmt		\$33		
92134		Cptr ophth dx img post segmt		\$93		
92136	26	Ophthalmic biometry		\$64		
92136	TC	Ophthalmic biometry		\$119		
92136		Ophthalmic biometry		\$183		
92140		Glaucoma provocative tests		\$67		
92225		Special eye exam, initial		\$73		
92226		Special eye exam, subsequent		\$66		
92227		Remote dx retinal imaging		\$25		
92228	26	Remote retinal imaging mgmt		\$43		
92228	TC	Remote retinal imaging mgmt		\$28		
92228		Remote retinal imaging mgmt		\$71		
92230		Eye exam with photos..		\$119		
92235		Eye exam with photos..		\$175		
92235	26	Eye exam with photos..		\$98		
92235	TC	Eye exam with photos..		\$77		
92240		Icg angiography.....		\$199		
92240	26	Icg angiography.....		\$121		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
92240	TC	Icg angiography.....		\$77		
92240	26	Icg angiography		\$131		
92240	TC	Icg angiography		\$385		
92240		Icg angiography		\$516		
92250		Eye exam with photos		\$63		
92250	26	Eye exam with photos		\$49		
92250	TC	Eye exam with photos		\$13		
92250	26	Eye exam with photos		\$49		
92250	TC	Eye exam with photos		\$112		
92250		Eye exam with photos		\$160		
92260		Ophthalmoscopy/dynamometry		\$77		
92265		Eye muscle evaluation		\$83		
92265	26	Eye muscle evaluation		\$65		
92265	TC	Eye muscle evaluation		\$18		
92270		Electro-oculography...		\$109		
92270	26	Electro-oculography...		\$84		
92270	TC	Electro-oculography...		\$24		
92275		Electroretinography...		\$138		
92275	26	Electroretinography...		\$108		
92275	TC	Electroretinography...		\$30		
92283		Color vision examination		\$40		
92283	26	Color vision examination		\$31		
92283	TC	Color vision examination		\$9		
92284		Dark adaptation eye exam		\$47		
92284	26	Dark adaptation eye exam		\$34		
92284	TC	Dark adaptation eye exam		\$13		
92285		Eye photography.....		\$35		
92285	26	Eye photography.....		\$26		
92285	TC	Eye photography.....		\$8		
92286		Internal eye photography		\$131		
92286	26	Internal eye photography		\$101		
92286	TC	Internal eye photography		\$30		
92287		Internal eye photography		\$171		
92310		Contact lens fitting		BR		
92311		Contact lens fitting		\$143		
92312		Contact lens fitting		\$173		
92313		Contact lens fitting		\$130		
92314		Prescription of contact lens		BR		
92315		Prescription of contact lens		\$82		
92316		Prescription of contact lens		\$119		
92317		Prescription of contact lens		\$61		
92325		Modification of contact lens		\$28		
92326		Replacement of contact lens		\$115		
92340		Fitting of spectacles		-	\$71	\$38
92341		Fitting of spectacles		-	\$81	\$48
92342		Fitting of spectacles		-	\$88	\$55
92352		Special spectacles fitting		\$48		
92353		Special spectacles fitting		\$65		
92354		Special spectacles fitting		\$605		
92355		Special spectacles fitting		\$294		
92358		Eye prosthesis service		\$69		
92370		Repair & adjust spectacles		-	\$63	\$34
92371		Repair & adjust spectacles		\$44		
92502		Ear and throat examination	0	\$195		
92504		Ear microscopy examination		\$33		
92506		Speech/hearing evaluation		\$109		
92507		Speech/hearing therapy		\$72		
92508		Speech/hearing therapy		\$41		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
92511		Nasopharyngoscopy	0	\$126		
92512		Nasal function studies		\$77		
92516		Facial nerve function test		\$66		
92520		Laryngeal function studies		\$96		
92526		Oral function therapy		\$86		
92531		Spontaneous nystagmus study		BR		
92532		Positional nystagmus study		BR		
92533		Caloric vestibular test		BR		
92534		Optokinetic nystagmus		BR		
92541		Spontaneous nystagmus test		\$81		
92541	26	Spontaneous nystagmus test		\$64		
92541	TC	Spontaneous nystagmus test		\$17		
92542		Positional nystagmus test		\$71		
92542	26	Positional nystagmus test		\$52		
92542	TC	Positional nystagmus test		\$20		
92543		Caloric vestibular test		\$91		
92543	26	Caloric vestibular test		\$60		
92543	TC	Caloric vestibular test		\$31		
92544		Optokinetic nystagmus test		\$55		
92544	26	Optokinetic nystagmus test		\$40		
92544	TC	Optokinetic nystagmus test		\$16		
92545		Oscillating tracking test		\$47		
92545	26	Oscillating tracking test		\$32		
92545	TC	Oscillating tracking test		\$16		
92546		Sinusoidal rotational test		\$60		
92546	26	Sinusoidal rotational test		\$41		
92546	TC	Sinusoidal rotational test		\$19		
92547		Supplemental electrical test		\$44		
92548		Posturography.....		\$181		
92548	26	Posturography.....		\$68		
92548	TC	Posturography.....		\$113		
92551		Pure tone hearing test, air		-		
92552		Pure tone audiometry, air		\$33		
92553		Audiometry, air & bone		\$50		
92555		Speech threshold audiometry		\$29		
92556		Speech audiometry, complete		\$44		
92557		Comprehensive hearing test		\$92		
92559		Group audiometric testing		BR		
92560		Bekesy audiometry, screen		BR		
92561		Bekesy audiometry, diagnosis		\$54		
92562		Loudness balance test		\$31		
92563		Tone decay hearing test		\$28		
92564		Sisi hearing test		\$35		
92565		Stenger test, pure tone		\$30		
92567		Tympanometry		\$40		
92568		Acoustic reflex testing		\$28		
92570		Acoustic immitance testing			\$66	\$61
92571		Filtered speech hearing test		\$29		
92572		Staggered spondaic word test		\$7		
92575		Sensorineural acuity test		\$23		
92576		Synthetic sentence test		\$33		
92577		Stenger test, speech		\$54		
92579		Visual audiometry (vra)		\$55		
92582		Conditioning play audiometry		\$54		
92583		Select picture audiometry		\$67		
92584		Electrocochleography		\$185		
92585		Auditory evoked potential		\$272		
92585	26	Auditory evoked potential		\$131		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
92585	TC	Auditory evoked potential		\$141		
92586		Auditor evoke potent limit		\$174		
92587		Evoked auditory test		\$113		
92587	26	Evoked auditory test		\$18		
92587	TC	Evoked auditory test		\$95		
92588		Evoked auditory test..		\$159		
92588	26	Evoked auditory test..		\$47		
92588	TC	Evoked auditory test..		\$113		
92589		Auditory function test(s)		\$41		
92590		Hearing aid exam, one ear		BR		
92591		Hearing aid exam, both ears		BR		
92592		Hearing aid check, one ear		BR		
92593		Hearing aid check, both ears		BR		
92594		Electro hearing aid test,one		BR		
92595		Electro hearing aid test,both		BR		
92596		Ear protector evaluation		\$45		
92597		Oral speech device eval		\$182		
92601		Cochlear implt f/up exam < 7			\$286	\$244
92602		Reprogram cochlear implt < 7			\$183	\$139
92603		Cochlear implt f/up exam 7 >			\$302	\$249
92604		Reprogram cochlear implt 7 >			\$181	\$138
92605		Ex for nonspeech device rx			\$187	\$179
92606		Non-speech device service			\$167	\$143
92607		Ex for speech device rx 1hr		\$232		
92608		Ex for speech device rx addl		\$88		
92609		Use of speech device service		\$180		
92610		Evaluate swallowing function			\$155	\$138
92611		Motion fluoroscopy/swallow		\$174		
92612		Endoscopy swallow tst (fees)			\$351	\$139
92613		Endoscopy swallow tst (fees)		\$79		
92614		Laryngoscopic sensory test			\$316	\$141
92615		Eval laryngoscopy sense tst			\$70	\$69
92616		Fees w/laryngeal sense test			\$421	\$205
92617		Interprt fees/laryngeal test			\$86	\$85
92618		Ex for nonspeech dev rx add			\$67	\$66
92620		Auditory function 60 min			\$192	\$169
92621		Auditory function + 15 min			\$46	\$39
92625		Tinnitus assessment			\$143	\$127
92626		Eval aud rehab status			\$185	\$155
92627		Eval aud status rehab add-on			\$46	\$36
92640		Aud brainstem implt programg			\$251	\$213
92950		Heart/lung resuscitation(cpr	0	\$442		
92953		Temporary external pacing	0	\$137		
92960		Cardioversion electric, ext	0	\$302		
92961		Cardioversion, electric, int	0	BR		
92970		Cardioassist, internal	0	\$524		
92971		Cardioassist, external	0	\$210		
92973		Percut coronary thrombectomy		\$365		
92974		Cath place cardio brachytx		\$333		
92975		Dissolve clot, heart vessel	0	\$947		
92977		Dissolve clot, heart vessel		\$583		
92978		Intravasc us, heart add-on		\$544		
92978	26	Intravasc us, heart add-on		\$203		
92978	TC	Intravasc us, heart add-on		\$341		
92979		Intravasc us, heart add-on		\$334		
92979	26	Intravasc us, heart add-on		\$163		
92979	TC	Intravasc us, heart add-on		\$171		
92980		Insert intracoronary stent	0	\$2,273		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
92981		Insert intracoronary stent		\$608		
92982		Coronary artery dilation	0	\$1,929		
92984		Coronary artery dilation		\$442		
92986		Revision of aortic valve	90	\$2,356		
92987		Revision of mitral valve	90	\$1,124		
92990		Revision of pulmonary valve	90	\$1,878		
92992		Revision of heart chamber	90	BR		
92993		Revision of heart chamber	90	BR		
92995		Coronary atherectomy..	0	\$1,103		
92996		Coronary atherectomy add-on		\$481		
92997		Pul art balloon repr, percut	0	\$1,067		
92998		Pul art balloon repr, percut		\$700		
93000		Electrocardiogram, complete		\$56		
93005		Electrocardiogram, tracing		\$33		
93010		Electrocardiogram report		\$24		
93015		Cardiovascular stress test		\$233		
93016		Cardiovascular stress test		\$61		
93017		Cardiovascular stress test		\$122		
93018		Cardiovascular stress test		\$50		
93024		Cardiac drug stress test		\$285		
93024	26	Cardiac drug stress test		\$203		
93024	TC	Cardiac drug stress test		\$82		
93025	26	Microvolt t-wave assess		\$76		
93025	TC	Microvolt t-wave assess		\$259		
93025		Microvolt t-wave assess		\$335		
93040		Rhythm ecg with report		\$31		
93041		Rhythm ecg, tracing		\$11		
93042		Rhythm ecg, report		\$21		
93224		Ecg monitor/report, 24 hrs		\$345		
93225		Ecg monitor/record, 24 hrs		\$90		
93226		Ecg monitor/report, 24 hrs		\$159		
93227		Ecg monitor/review, 24 hrs		\$97		
93228		Remote 30 day ecg rev/report		\$52		
93229	26	Remote 30 day ecg tech supp		\$1,423		
93268		ECG record/review.....		\$284		
93268	26	ECG record/review.....		BR		
93268	TC	ECG record/review.....		BR		
93270		ECG recording		\$89		
93271		ECG/monitoring and analysis		\$173		
93272		ECG/review, interpret only		\$68		
93278		Ecg/signal-averaged		\$161		
93278	26	Ecg/signal-averaged		\$75		
93278	TC	Ecg/signal-averaged		\$87		
93279	TC	Pm device progr eval sngl		\$65		
93279		Pm device progr eval sngl		\$34		
93279		Pm device progr eval sngl		\$99		
93280	26	Pm device progr eval dual		\$77		
93280	TC	Pm device progr eval dual		\$38		
93280		Pm device progr eval dual		\$115		
93281	26	Pm device progr eval multi		\$89		
93281	TC	Pm device progr eval multi		\$45		
93281		Pm device progr eval multi		\$134		
93282	26	Icd device prog eval 1 sngl		\$84		
93282	TC	Icd device prog eval 1 sngl		\$39		
93282		Icd device prog eval 1 sngl		\$123		
93283	26	Icd device progr eval dual		\$114		
93283	TC	Icd device progr eval dual		\$45		
93283		Icd device progr eval dual		\$159		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
93284	26	Icd device progr eval mult		\$124		
93284	TC	Icd device progr eval mult		\$52		
93284		Icd device progr eval mult		\$176		
93285	26	Ilr device eval progr		\$51		
93285	TC	Ilr device eval progr		\$31		
93285		Ilr device eval progr		\$82		
93286	26	Pre-op pm device eval		\$30		
93286	TC	Pre-op pm device eval		\$22		
93286		Pre-op pm device eval		\$52		
93287	26	Pre-op icd device eval		\$45		
93287	TC	Pre-op icd device eval		\$25		
93287		Pre-op icd device eval		\$70		
93288	26	Pm device eval in person		\$43		
93288	TC	Pm device eval in person		\$31		
93288		Pm device eval in person		\$74		
93289	26	Icd device interrogate		\$91		
93289	TC	Icd device interrogate		\$38		
93289		Icd device interrogate		\$130		
93290	26	Icm device eval		\$43		
93290	TC	Icm device eval		\$18		
93290		Icm device eval		\$61		
93291	26	Ilr device interrogate		\$43		
93291	TC	Ilr device interrogate		\$29		
93291		Ilr device interrogate		\$71		
93292	26	Wcd device interrogate		\$43		
93292	TC	Wcd device interrogate		\$22		
93292		Wcd device interrogate		\$64		
93293	26	Pm phone r-strip device eval		\$31		
93293	TC	Pm phone r-strip device eval		\$75		
93293		Pm phone r-strip device eval		\$107		
93294		Pm device interrogate remote		\$66		
93295		Icd device interrogat remote		\$130		
93296		Pm/icd remote tech serv		\$52		
93297		Icm device interrogat remote		\$52		
93298		Ilr device interrogat remote		\$52		
93303		Echo transthoracic....		\$452		
93303	26	Echo transthoracic....		\$162		
93303	TC	Echo transthoracic....		\$291		
93304		Echo transthoracic....		\$245		
93304	26	Echo transthoracic....		\$99		
93304	TC	Echo transthoracic....		\$146		
93306	26	Tte w/doppler complete		\$129		
93306	TC	Tte w/doppler complete		\$261		
93306		Tte w/doppler complete		\$390		
93307		Echo exam of heart....		\$423		
93307	26	Echo exam of heart....		\$132		
93307	TC	Echo exam of heart....		\$291		
93308		Echo exam of heart		\$231		
93308	26	Echo exam of heart		\$90		
93308	TC	Echo exam of heart		\$141		
93312		Echo transesophageal..		\$539		
93312	26	Echo transesophageal..		\$250		
93312	TC	Echo transesophageal..		\$289		
93313		Echo exam of heart		\$119		
93314		Echo exam of heart		\$397		
93314	26	Echo exam of heart		\$119		
93314	TC	Echo exam of heart		\$278		
93315		Echo transesophageal..		\$584		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
93315	26	Echo transesophageal..		\$295		
93315	TC	Echo transesophageal..		\$289		
93316		Echo transesophageal..		\$124		
93317		Echo transesophageal..		\$470		
93317	26	Echo transesophageal..		\$181		
93317	TC	Echo transesophageal..		\$289		
93318		Echo transesophageal intraop		\$228		
93320		Doppler echo exam, heart		\$185		
93320	26	Doppler echo exam, heart		\$56		
93320	TC	Doppler echo exam, heart		\$129		
93321		Doppler echo exam, heart		\$107		
93321	26	Doppler echo exam, heart		\$22		
93321	TC	Doppler echo exam, heart		\$84		
93325		Doppler color flow add on		\$229		
93325	26	Doppler color flow add on		\$8		
93325	TC	Doppler color flow add on		\$220		
93350		Echo transthoracic....		\$248		
93350	26	Echo transthoracic....		\$114		
93350	TC	Echo transthoracic....		\$133		
93351	26	Stress tte complete		\$174		
93351	TC	Stress tte complete		\$304		
93351		Stress tte complete		\$478		
93352		Admin ecg contrast agent		\$67		
93451	26	Right heart cath		\$303		
93451	TC	Right heart cath		\$1,343		
93451		Right heart cath		\$1,646		
93452	26	Left hrt cath w/ventrclgrphy		\$531		
93452	TC	Left hrt cath w/ventrclgrphy		\$1,283		
93452		Left hrt cath w/ventrclgrphy		\$1,813		
93453	26	R&l hrt cath w/ventrclgrphy		\$695		
93453	TC	R&l hrt cath w/ventrclgrphy		\$1,679		
93453		R&l hrt cath w/ventrclgrphy		\$2,374		
93454	26	Coronary artery angio s&i		\$534		
93454	TC	Coronary artery angio s&i		\$1,335		
93454		Coronary artery angio s&i		\$1,869		
93455	26	Coronary art/grft angio s&i		\$617		
93455	TC	Coronary art/grft angio s&i		\$1,565		
93455		Coronary art/grft angio s&i		\$2,183		
93456	26	R hrt coronary artery angio		\$684		
93456	TC	R hrt coronary artery angio		\$1,654		
93456		R hrt coronary artery angio		\$2,339		
93457	26	R hrt art/grft angio		\$767		
93457	TC	R hrt art/grft angio		\$1,884		
93457		R hrt art/grft angio		\$2,651		
93458	26	L hrt artery/ventricle angio		\$653		
93458	TC	L hrt artery/ventricle angio		\$1,603		
93458		L hrt artery/ventricle angio		\$2,256		
93459	26	L hrt art/grft angio		\$735		
93459	TC	L hrt art/grft angio		\$1,756		
93459		L hrt art/grft angio		\$2,491		
93460	26	R&l hrt art/ventricle angio		\$818		
93460	TC	R&l hrt art/ventricle angio		\$1,846		
93460		R&l hrt art/ventricle angio		\$2,664		
93461	26	R&l hrt art/ventricle angio		\$903		
93461	TC	R&l hrt art/ventricle angio		\$2,152		
93461		R&l hrt art/ventricle angio		\$3,055		
93462		L hrt cath trnsptl puncture		\$416		
93463		Drug admin & hemodynmic meas		\$220		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
93464	26	Exercise w/hemodynamic meas		\$194		
93464	TC	Exercise w/hemodynamic meas		\$355		
93464		Exercise w/hemodynamic meas		\$549		
93503		Insert/place heart catheter	0	\$366		
93505		Biopsy of heart lining	0	\$703		
93505	26	Biopsy of heart lining	0	\$557		
93505	TC	Biopsy of heart lining	0	\$147		
93530		Rt heart cath, congenital	0	\$1,814		
93530	26	Rt heart cath, congenital	0	\$548		
93530	TC	Rt heart cath, congenital	0	\$1,266		
93531		R & l heart cath, congenital	0	\$4,588		
93531	26	R & l heart cath, congenital	0	\$973		
93531	TC	R & l heart cath, congenital	0	\$3,615		
93532		R & l heart cath, congenital	0	\$4,016		
93532	26	R & l heart cath, congenital	0	\$497		
93532	TC	R & l heart cath, congenital	0	\$3,519		
93533		R & l heart cath, congenital	0	\$4,209		
93533	26	R & l heart cath, congenital	0	\$690		
93533	TC	R & l heart cath, congenital	0	\$3,519		
93536		Insert circulation assist	0	\$900		
93562		-	0	\$87		
93562	26	-	0	\$63		
93562	TC	-	0	\$24		
93563		Inject congenital card cath		\$115		
93564		Inject hrt congntl art/grft		\$117		
93565		Inject l ventr/atrial angio		\$89		
93566		Inject r ventr/atrial angio			\$369	\$87
93567		Inject suprvlv aortography			\$298	\$99
93568		Inject pulm art hrt cath			\$334	\$90
93571		Heart flow reserve measure		\$519		
93571	26	Heart flow reserve measure		\$178		
93571	TC	Heart flow reserve measure		\$341		
93572		Heart flow reserve measure		\$476		
93572	26	Heart flow reserve measure		\$143		
93572	TC	Heart flow reserve measure		\$333		
93580		Transcath closure of asd		\$2,029		
93581		Transcath closure of vsd		\$2,739		
93600		Bundle of his recording	0	\$518		
93600	26	Bundle of his recording	0	\$377		
93600	TC	Bundle of his recording	0	\$142		
93602		Intra-atrial recording	0	\$366		
93602	26	Intra-atrial recording	0	\$285		
93602	TC	Intra-atrial recording	0	\$81		
93603		Right ventricular recording	0	\$438		
93603	26	Right ventricular recording	0	\$316		
93603	TC	Right ventricular recording	0	\$122		
93609		Mapping of tachycardia	0	\$1,201		
93609	26	Mapping of tachycardia	0	\$1,004		
93609	TC	Mapping of tachycardia	0	\$197		
93610		Intra-atrial pacing	0	\$488		
93610	26	Intra-atrial pacing	0	\$390		
93610	TC	Intra-atrial pacing	0	\$98		
93612		Intraventricular pacing	0	\$509		
93612	26	Intraventricular pacing	0	\$392		
93612	TC	Intraventricular pacing	0	\$118		
93613		Electrophys map 3d add-on		\$779		
93615		Esophageal recording	0	\$119		
93615	26	Esophageal recording	0	\$96		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
93615	TC	Esophageal recording	0	\$23		
93616		Esophageal recording	0	\$231		
93616	26	Esophageal recording	0	\$208		
93616	TC	Esophageal recording	0	\$23		
93618		Heart rhythm pacing	0	\$1,018		
93618	26	Heart rhythm pacing	0	\$731		
93618	TC	Heart rhythm pacing	0	\$287		
93619		Electrophysiology evaluation	0	\$1,647		
93619	26	Electrophysiology evaluation	0	\$1,067		
93619	TC	Electrophysiology evaluation	0	\$580		
93620		Electrophysiology evaluation	0	\$1,636		
93620	26	Electrophysiology evaluation	0	\$963		
93620	TC	Electrophysiology evaluation	0	\$673		
93621		Electrophysiology evaluation	0	BR		
93621	26	Electrophysiology evaluation	0	\$1,122		
93621	TC	Electrophysiology evaluation	0	BR		
93622		Electrophysiology evaluation	0	BR		
93622	26	Electrophysiology evaluation	0	\$1,129		
93622	TC	Electrophysiology evaluation	0	BR		
93623		Stimulation, pacing heart		BR		
93623	26	Stimulation, pacing heart		\$388		
93623	TC	Stimulation, pacing heart		BR		
93624		Electrophysiologic study	0	\$710		
93624	26	Electrophysiologic study	0	\$567		
93624	TC	Electrophysiologic study	0	\$144		
93631		Heart pacing, mapping	0	\$1,458		
93631	26	Heart pacing, mapping	0	\$993		
93631	TC	Heart pacing, mapping	0	\$465		
93640		Evaluation heart device	0	\$1,064		
93640	26	Evaluation heart device	0	\$525		
93640	TC	Evaluation heart device	0	\$539		
93641		Electrophysiology evaluation	0	\$1,398		
93641	26	Electrophysiology evaluation	0	\$859		
93641	TC	Electrophysiology evaluation	0	\$539		
93642		Electrophysiology evaluation	0	\$1,255		
93642	26	Electrophysiology evaluation	0	\$716		
93642	TC	Electrophysiology evaluation	0	\$539		
93650		Ablate heart dysrhythm focus	0	\$1,972		
93651		Ablate heart dysrhythm focus	0	\$2,507		
93652		Ablate heart dysrhythm focus	0	\$2,609		
93660		Tilt table evaluation	0	-		
93660	26	Tilt table evaluation	0	\$236		
93660	TC	Tilt table evaluation	0	-		
93662		Intracardiac ecg (ice)		\$285		
93668		Peripheral vascular rehab		\$39		
93701		Bioimpedance cv analysis		\$49		
93724		Analyze pacemaker system	0	\$852		
93724	26	Analyze pacemaker system	0	\$565		
93724	TC	Analyze pacemaker system	0	\$287		
93740		Temperature gradient studies		\$46		
93740	26	Temperature gradient studies		\$35		
93740	TC	Temperature gradient studies		\$12		
93750		Interrogation vad in person			\$109	\$91
93770		Measure venous pressure		\$27		
93770	26	Measure venous pressure		\$25		
93770	TC	Measure venous pressure		\$3		
93784		Ambulatory bp monitoring		-		
93786		Ambulatory bp recording		-		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
93788		Ambulatory bp analysis		-		
93790		Review/report bp recording		-		
93797		Cardiac rehab	0	\$35		
93798		Cardiac rehab/monitor	0	\$56		
93799		Cardiovascular procedure		BR		
93799	26	Cardiovascular procedure		BR		
93799	TC	Cardiovascular procedure		BR		
93880		Extracranial study		\$341		
93880	26	Extracranial study		\$79		
93880	TC	Extracranial study		\$263		
93882		Extracranial study....		\$237		
93882	26	Extracranial study....		\$46		
93882	TC	Extracranial study....		\$191		
93886		Intracranial study		\$381		
93886	26	Intracranial study		\$119		
93886	TC	Intracranial study		\$263		
93888		Intracranial study....		\$282		
93888	26	Intracranial study....		\$64		
93888	TC	Intracranial study....		\$218		
93892	26	Tcd emboli detect w/o inj		\$118		
93892	TC	Tcd emboli detect w/o inj		\$567		
93892		Tcd emboli detect w/o inj		\$685		
93893	26	Tcd emboli detect w/inj		\$118		
93893	TC	Tcd emboli detect w/inj		\$576		
93893		Tcd emboli detect w/inj		\$694		
93922		Extremity study		\$130		
93922	26	Extremity study		\$42		
93922	TC	Extremity study		\$88		
93923		Extremity study		\$245		
93923	26	Extremity study		\$80		
93923	TC	Extremity study		\$166		
93924		Extremity study		\$267		
93924	26	Extremity study		\$87		
93924	TC	Extremity study		\$181		
93925		Lower extremity study		\$341		
93925	26	Lower extremity study		\$79		
93925	TC	Lower extremity study		\$263		
93926		Lower extremity study		\$239		
93926	26	Lower extremity study		\$45		
93926	TC	Lower extremity study		\$193		
93930		Upper extremity study		\$328		
93930	26	Upper extremity study		\$66		
93930	TC	Upper extremity study		\$263		
93931		Upper extremity study		\$245		
93931	26	Upper extremity study		\$40		
93931	TC	Upper extremity study		\$205		
93965		Extremity study		\$143		
93965	26	Extremity study		\$61		
93965	TC	Extremity study		\$83		
93970		Extremity study		\$355		
93970	26	Extremity study		\$93		
93970	TC	Extremity study		\$263		
93971		Extremity study.....		\$264		
93971	26	Extremity study.....		\$50		
93971	TC	Extremity study.....		\$213		
93975		Vascular study.....		\$526		
93975	26	Vascular study.....		\$162		
93975	TC	Vascular study.....		\$364		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
93976		Vascular study.....		\$351		
93976	26	Vascular study.....		\$108		
93976	TC	Vascular study.....		\$243		
93978		Vascular study		\$350		
93978	26	Vascular study		\$88		
93978	TC	Vascular study		\$263		
93979		Vascular study.....		\$248		
93979	26	Vascular study.....		\$50		
93979	TC	Vascular study.....		\$199		
93980		Penile vascular study		\$455		
93980	26	Penile vascular study		\$192		
93980	TC	Penile vascular study		\$263		
93981		Penile vascular study		\$318		
93981	26	Penile vascular study		\$76		
93981	TC	Penile vascular study		\$243		
93982		Aneurysm pressure sens study		\$88		
93990		Doppler flow testing		\$218		
93990	26	Doppler flow testing		\$32		
93990	TC	Doppler flow testing		\$186		
94002		Vent mgmt inpat init day		\$193		
94003		Vent mgmt inpat subq day		\$137		
94004		Vent mgmt nf per day		\$101		
94005		Home vent mgmt supervision		\$189		
94010		Breathing capacity test		\$61		
94010	26	Breathing capacity test		\$30		
94010	TC	Breathing capacity test		\$31		
94011		Spirometry up to 2 yrs old		\$209		
94012		Spirmetry w/brnchdil inf-2 yr		\$330		
94013		Meas lung vol thru 2 yrs		\$69		
94014		Patient recorded spirometry		\$83		
94015		Patient recorded spirometry		BR		
94016		Review patient spirometry		\$52		
94060		Evaluation of wheezing		\$114		
94060	26	Evaluation of wheezing		\$44		
94060	TC	Evaluation of wheezing		\$70		
94070		Evaluation of wheezing		\$177		
94070	26	Evaluation of wheezing		\$68		
94070	TC	Evaluation of wheezing		\$110		
94150		Vital capacity test		\$24		
94150	26	Vital capacity test		\$17		
94150	TC	Vital capacity test		\$7		
94200		Lung function test (mbc/mvv)		\$38		
94200	26	Lung function test (mbc/mvv)		\$20		
94200	TC	Lung function test (mbc/mvv)		\$19		
94250		Expired gas collection		\$28		
94250	26	Expired gas collection		\$19		
94250	TC	Expired gas collection		\$10		
94375		Respiratory flow volume loop		\$73		
94375	26	Respiratory flow volume loop		\$38		
94375	TC	Respiratory flow volume loop		\$35		
94400		Co2 breathing response curve		\$96		
94400	26	Co2 breathing response curve		\$71		
94400	TC	Co2 breathing response curve		\$26		
94450		Hypoxia response curve		\$75		
94450	26	Hypoxia response curve		\$47		
94450	TC	Hypoxia response curve		\$28		
94452	26	Hast w/report		\$30		
94452	TC	Hast w/report		\$89		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
94452		Hast w/report		\$118		
94453	26	Hast w/oxygen titrate		\$38		
94453	TC	Hast w/oxygen titrate		\$123		
94453		Hast w/oxygen titrate		\$162		
94610		Surfactant admin thru tube		\$125		
94620		Pulmonary stress test/simple		\$216		
94620	26	Pulmonary stress test/simple		\$109		
94620	TC	Pulmonary stress test/simple		\$107		
94621		Pulm stress test/ complex		\$216		
94621	26	Pulm stress test/ complex		\$109		
94621	TC	Pulm stress test/ complex		\$107		
94640		Airway inhalation treatment		\$30		
94642		Aerosol inhalation treatment		BR		
94644		Cbt 1st hour		\$92		
94645		Cbt each addl hour		\$29		
94660		Pos airway pressure, cpap		\$109		
94662		Neg pressure ventilation,cnp		\$77		
94664		Aerosol or vapor inhalations		\$39		
94665		Aerosol or vapor inhalations		\$37		
94668		Chest wall manipulation		\$26		
94680		Exhaled air analysis: o2		\$84		
94680	26	Exhaled air analysis: o2		\$44		
94680	TC	Exhaled air analysis: o2		\$40		
94681		Exhaled air analysis: o2,co2		\$147		
94681	26	Exhaled air analysis: o2,co2		\$45		
94681	TC	Exhaled air analysis: o2,co2		\$103		
94690		Exhaled air analysis		\$48		
94690	26	Exhaled air analysis		\$9		
94690	TC	Exhaled air analysis		\$40		
94726	26	Pulm funct tst plethysmograp		\$26		
94726	TC	Pulm funct tst plethysmograp		\$85		
94726		Pulm funct tst plethysmograp		\$111		
94727	26	Pulm function test by gas		\$26		
94727	TC	Pulm function test by gas		\$61		
94727		Pulm function test by gas		\$87		
94728	26	Pulm funct test oscillometry		\$26		
94728	TC	Pulm funct test oscillometry		\$61		
94728		Pulm funct test oscillometry		\$87		
94729	26	C02/membrane diffuse capacity		\$17		
94729	TC	C02/membrane diffuse capacity		\$93		
94729		C02/membrane diffuse capacity		\$110		
94750		Pulmonary compliance study		\$80		
94750	26	Pulmonary compliance study		\$38		
94750	TC	Pulmonary compliance study		\$42		
94760		Measure blood oxygen level		\$19		
94761		Measure blood oxygen level		\$50		
94762		Measure blood oxygen level		\$84		
94770		Exhaled carbon dioxide test		\$50		
94770	26	Exhaled carbon dioxide test		\$24		
94770	TC	Exhaled carbon dioxide test		\$26		
94772		Breath recording, infant		BR		
94772	26	Breath recording, infant		BR		
94772	TC	Breath recording, infant		BR		
94780		Car seat/bed test 60 min			\$104	\$48
94781		Car seat/bed test + 30 min			\$41	\$17
94799		Pulmonary service/procedure		BR		
94799	26	Pulmonary service/procedure		BR		
94799	TC	Pulmonary service/procedure		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
95004		Allergy skin tests		\$7		
95010		Sensitivity skin tests		\$19		
95012		Exhaled nitric oxide meas		\$40		
95015		Sensitivity skin tests		\$19		
95024		Allergy skin tests		\$11		
95027		Skin end point titration		\$11		
95028		Allergy skin tests		\$17		
95044		Allergy patch tests		\$14		
95052		Photo patch test		\$18		
95056		Photosensitivity tests		\$13		
95060		Eye allergy tests		\$25		
95065		Nose allergy test		\$14		
95070		Bronchial allergy tests		\$155		
95071		Bronchial allergy tests		\$199		
95075		Ingestion challenge test		\$208		
95115		Immunotherapy, one injection	0	\$32		
95117		Immunotherapy injections	0	\$37		
95120		Immunotherapy, single antigen		BR		
95125		Immunotherapy, many antigen		BR		
95130		Immunotherapy, insect venom		BR		
95131		Immunotherapy, insect venoms		BR		
95132		Immunotherapy, insect venoms		BR		
95133		Immunotherapy, insect venoms		BR		
95134		Immunotherapy, insect venoms		BR		
95144		Antigen therapy services	0	-		
95144		Antigen therapy services			\$26	\$7
95145		Antigen therapy services	0	\$32		
95146		Antigen therapy services	0	\$44		
95147		Antigen therapy services	0	\$62		
95148		Antigen therapy services	0	\$63		
95149		Antigen therapy services	0	\$78		
95165		Antigen therapy services	0	\$15		
95170		Antigen therapy services	0	-		
95180		Rapid desensitization	0	\$153		
95199		Allergy immunology services	0	BR		
95250		Glucose monitoring cont		\$329		
95251		Gluc monitor cont phys i&r		\$89		
95800	26	Slp stdy unattended		\$105		
95800	TC	Slp stdy unattended		\$227		
95800		Slp stdy unattended		\$332		
95801	26	Slp stdy unatnd w/anal		\$100		
95801	TC	Slp stdy unatnd w/anal		\$79		
95801		Slp stdy unatnd w/anal		\$179		
95803	26	Actigraphy testing		\$91		
95803	TC	Actigraphy testing		\$249		
95803		Actigraphy testing		\$340		
95805		Multiple sleep latency test		\$571		
95805	26	Multiple sleep latency test		\$178		
95805	TC	Multiple sleep latency test		\$392		
95806		Sleep study, unattended		\$650		
95806	26	Sleep study, unattended		\$276		
95806	TC	Sleep study, unattended		\$374		
95807		Sleep study, attended		\$738		
95807	26	Sleep study, attended		\$239		
95807	TC	Sleep study, attended		\$499		
95808		Polysomnography, 1-3		\$708		
95808	26	Polysomnography, 1-3		\$332		
95808	TC	Polysomnography, 1-3		\$377		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
95810		Polysomnography, 4 or more		\$708		
95810	26	Polysomnography, 4 or more		\$332		
95810	TC	Polysomnography, 4 or more		\$377		
95811		Polysomnography w/cpap		\$967		
95811	26	Polysomnography w/cpap		\$444		
95811	TC	Polysomnography w/cpap		\$523		
95812		Electroencephalogram (EEG)		\$216		
95812	26	Electroencephalogram (EEG)		\$113		
95812	TC	Electroencephalogram (EEG)		\$102		
95813		Electroencephalogram (EEG)		\$261		
95813	26	Electroencephalogram (EEG)		\$159		
95813	TC	Electroencephalogram (EEG)		\$102		
95816		Electroencephalogram (EEG)		\$200		
95816	26	Electroencephalogram (EEG)		\$100		
95816	TC	Electroencephalogram (EEG)		\$100		
95819		Electroencephalogram (EEG)		\$216		
95819	26	Electroencephalogram (EEG)		\$113		
95819	TC	Electroencephalogram (EEG)		\$103		
95822		Sleep electroencephalogram		\$251		
95822	26	Sleep electroencephalogram		\$119		
95822	TC	Sleep electroencephalogram		\$132		
95824		Electroencephalography		\$127		
95824	26	Electroencephalography		\$97		
95824	TC	Electroencephalography		\$31		
95827		Night electroencephalogram		\$310		
95827	26	Night electroencephalogram		\$144		
95827	TC	Night electroencephalogram		\$166		
95829		Surgery electrocorticogram		\$485		
95829	26	Surgery electrocorticogram		\$474		
95829	TC	Surgery electrocorticogram		\$12		
95830		Insert electrodes for eeg		\$181		
95831		Limb muscle testing, manual		\$44		
95832		Hand muscle testing, manual		\$40		
95833		Body muscle testing, manual		\$64		
95834		Body muscle testing, manual		\$91		
95851		Range of motion measurements		\$38		
95852		Range of motion measurements		\$26		
95857		Tensilon test		\$77		
95860		Muscle test, one limb		\$147		
95860	26	Muscle test, one limb		\$119		
95860	TC	Muscle test, one limb		\$28		
95861		Muscle test, two limbs		\$253		
95861	26	Muscle test, two limbs		\$197		
95861	TC	Muscle test, two limbs		\$56		
95863		Muscle test, 3 limbs..		\$300		
95863	26	Muscle test, 3 limbs..		\$230		
95863	TC	Muscle test, 3 limbs..		\$70		
95864		Muscle test, 4 limbs..		\$394		
95864	26	Muscle test, 4 limbs..		\$260		
95864	TC	Muscle test, 4 limbs..		\$134		
95865	26	Muscle test larynx		\$168		
95865	TC	Muscle test larynx		\$96		
95865		Muscle test larynx		\$264		
95866	26	Muscle test hemidiaphragm		\$132		
95866	TC	Muscle test hemidiaphragm		\$109		
95866		Muscle test hemidiaphragm		\$241		
95867		Muscle test, head or neck		\$131		
95867	26	Muscle test, head or neck		\$89		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
95867	TC	Muscle test, head or neck		\$42		
95868		Muscle test, head or neck		\$253		
95868	26	Muscle test, head or neck		\$203		
95868	TC	Muscle test, head or neck		\$51		
95869		Muscle test, thor paraspinal		\$65		
95869	26	Muscle test, thor paraspinal		\$49		
95869	TC	Muscle test, thor paraspinal		\$17		
95870		Muscle test, nonparaspinal		\$65		
95870	26	Muscle test, nonparaspinal		\$49		
95870	TC	Muscle test, nonparaspinal		\$17		
95872		Muscle test, one fiber		\$203		
95872	26	Muscle test, one fiber		\$157		
95872	TC	Muscle test, one fiber		\$46		
95873	26	Guide nerv destr elec stim		\$41		
95873	TC	Guide nerv destr elec stim		\$107		
95873		Guide nerv destr elec stim		\$148		
95874	26	Guide nerv destr needle emg		\$40		
95874	TC	Guide nerv destr needle emg		\$102		
95874		Guide nerv destr needle emg		\$142		
95875		Limb exercise test		\$144		
95875	26	Limb exercise test		\$113		
95875	TC	Limb exercise test		\$31		
95885	26	Musc tst done w/nerv tst lim		\$37		
95885	TC	Musc tst done w/nerv tst lim		\$78		
95885		Musc tst done w/nerv tst lim		\$115		
95886	26	Musc test done w/n test comp		\$98		
95886	TC	Musc test done w/n test comp		\$82		
95886		Musc test done w/n test comp		\$181		
95887	26	Musc tst done w/n tst nonext		\$77		
95887	TC	Musc tst done w/n tst nonext		\$84		
95887		Musc tst done w/n tst nonext		\$161		
95900		Motor nerve conduction test		\$75		
95900	26	Motor nerve conduction test		\$54		
95900	TC	Motor nerve conduction test		\$21		
95903		Motor nerve conduction test		\$87		
95903	26	Motor nerve conduction test		\$68		
95903	TC	Motor nerve conduction test		\$19		
95904		Sense/mixed n conduction test		\$64		
95904	26	Sense/mixed n conduction test		\$47		
95904	TC	Sense/mixed n conduction test		\$17		
95905	26	Motor/sens nrve conduct test		\$6		
95905	TC	Motor/sens nrve conduct test		\$133		
95905		Motor/sens nrve conduct test		\$138		
95920		Intraop nerve test add on		\$348		
95920	26	Intraop nerve test add on		\$250		
95920	TC	Intraop nerve test add on		\$97		
95921		Autonomic nerv function test		\$117		
95921	26	Autonomic nerv function test		\$89		
95921	TC	Autonomic nerv function test		\$28		
95922		Autonomic nerv function test		\$123		
95922	26	Autonomic nerv function test		\$94		
95922	TC	Autonomic nerv function test		\$28		
95923		Autonomic nerv function test		\$117		
95923	26	Autonomic nerv function test		\$89		
95923	TC	Autonomic nerv function test		\$28		
95925		Somatosensory testing		\$148		
95925	26	Somatosensory testing		\$80		
95925	TC	Somatosensory testing		\$68		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
95926		Somatosensory testing		\$149		
95926	26	Somatosensory testing		\$81		
95926	TC	Somatosensory testing		\$68		
95927		Somatosensory testing		\$149		
95927	26	Somatosensory testing		\$81		
95927	TC	Somatosensory testing.		\$68		
95928	26	C motor evoked uppr limbs		\$159		
95928	TC	C motor evoked uppr limbs		\$399		
95928		C motor evoked uppr limbs		\$558		
95929	26	C motor evoked lwr limbs		\$159		
95929	TC	C motor evoked lwr limbs		\$403		
95929		C motor evoked lwr limbs		\$562		
95930		Visual evoked potential test		\$81		
95930	26	Visual evoked potential test		\$62		
95930	TC	Visual evoked potential test		\$19		
95933		Blink reflex test		\$138		
95933	26	Blink reflex test		\$81		
95933	TC	Blink reflex test		\$58		
95934		H-reflex test.....		\$77		
95934	26	H-reflex test.....		\$60		
95934	TC	H-reflex test.....		\$17		
95936		H-reflex test.....		\$80		
95936	26	H-reflex test.....		\$63		
95936	TC	H-reflex test.....		\$17		
95937		Neuromuscular junction test		\$102		
95937	26	Neuromuscular junction test		\$77		
95937	TC	Neuromuscular junction test		\$25		
95938	26	Somatosensory testing		\$91		
95938	TC	Somatosensory testing		\$517		
95938		Somatosensory testing		\$608		
95939	26	C motor evoked upr&lwr limbs		\$239		
95939	TC	C motor evoked upr&lwr limbs		\$714		
95939		C motor evoked upr&lwr limbs		\$952		
95950		Ambulatory EEG monitoring		\$670		
95950	26	Ambulatory EEG monitoring		\$190		
95950	TC	Ambulatory EEG monitoring		\$480		
95951		EEG monitoring/videorecord		\$1,131		
95951	26	EEG monitoring/videorecord		\$553		
95951	TC	EEG monitoring/videorecord		\$578		
95953		EEG monitoring/computer		\$774		
95953	26	EEG monitoring/computer		\$311		
95953	TC	EEG monitoring/computer		\$464		
95954		EEG monitoring/giving drugs		\$344		
95954	26	EEG monitoring/giving drugs		\$306		
95954	TC	EEG monitoring/giving drugs		\$37		
95955		EEG during surgery		\$298		
95955	26	EEG during surgery		\$152		
95955	TC	EEG during surgery		\$146		
95956		EEG monitoring/cable/radio		\$796		
95956	26	EEG monitoring/cable/radio		\$332		
95956	TC	EEG monitoring/cable/radio		\$464		
95957		EEG digital analysis..		\$319		
95957	26	EEG digital analysis..		\$191		
95957	TC	EEG digital analysis..		\$128		
95958		EEG monitoring/function test		\$684		
95958	26	EEG monitoring/function test		\$557		
95958	TC	EEG monitoring/function test		\$128		
95961		Electrode stimulation, brain		\$414		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
95961	26	Electrode stimulation, brain		\$317		
95961	TC	Electrode stimulation, brain		\$97		
95962		Electrode stim, brain add-on		\$432		
95962	26	Electrode stim, brain add-on		\$334		
95962	TC	Electrode stim, brain add-on		\$97		
95965		Meg spontaneous		\$862		
95966		Meg evoked single		\$430		
95967		Meg evoked each addl		\$377		
95970		Analyze neurostim, no prog		\$47		
95971		Analyze neurostim, simple		\$76		
95972		Analyze neurostim, complex		\$140		
95973		Analyze neurostim, complex		\$89		
95974		Cranial neurostim, complex		\$283		
95975		Cranial neurostim, complex		\$169		
95978		Analyze neurostim brain/1h			\$488	\$381
95979		Analyz neurostim brain addon			\$210	\$175
95980		Io anal gast n-stim init		\$96		
95981		Io anal gast n-stim subseq			\$67	\$36
95982		Io ga n-stim subseq w/reprog			\$108	\$73
95990		Spin/brain pump refill & main		\$188		
95991		Spin/brain pump refill & main			\$254	\$82
95992		Canalith repositioning proc			\$87	\$77
95999		Neurological procedure		BR		
96000		Motion analysis video/3d		\$204		
96001		Motion test w/ft press meas		\$203		
96002		Dynamic surface emg		\$44		
96003		Dynamic fine wire emg		\$40		
96004		Phys review of motion tests		\$232		
96020		Functional brain mapping		\$350		
96040		Genetic counseling 30 min		\$94		
96101		Psycho testing by psych/phys		\$169		
96102		Psycho testing by technician		\$165		
96103		Psycho testing admin by comp		\$139		
96110		Developmental screen		\$20		
96116		Neurobehavioral status exam		\$184		
96118		Neuropsych tst by psych/phys		\$184		
96119		Neuropsych testing by tec		\$140		
96120		Neuropsych tst admin w/comp		\$190		
96125		Cognitive test by hc pro		\$210		
96150		Assess hlth/behav init		\$41		
96151		Assess hlth/behav subseq		\$40		
96152		Intervene hlth/behav indiv		\$38		
96153		Intervene hlth/behav group		\$9		
96154		Interv hlth/behav fam w/pt		\$37		
96155		Interv hlth/behav fam no pt		\$46		
96360		Hydration iv infusion init		\$114		
96361		Hydrate iv infusion add-on		\$30		
96365		Ther/proph/diag iv inf init		\$146		
96366		Ther/proph/diag iv inf addon		\$44		
96367		Tx/proph/dg addl seq iv inf		\$63		
96368		Ther/diag concurrent inf		\$38		
96369		Sc ther infusion up to 1 hr		\$395		
96370		Sc ther infusion addl hr		\$32		
96371		Sc ther infusion reset pump		\$177		
96372		Ther/proph/diag inj sc/im		\$50		
96373		Ther/proph/diag inj ia		\$41		
96374		Ther/proph/diag inj iv push		\$111		
96375		Tx/pro/dx inj new drug addon		\$44		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
96401		Chemo anti-neopl sq/im		\$147		
96402		Chemo hormon antineopl sq/im		\$64		
96405		Intralesional chemo admin	0	\$66		
96406		Intralesional chemo admin	0	\$100		
96409		Chemo iv push snl drug		\$217		
96411		Chemo iv push addl drug		\$122		
96413		Chemo iv infusion 1 hr		\$265		
96415		Chemo iv infusion addl hr		\$60		
96416		Chemo prolong infuse w/pump		\$253		
96417		Chemo iv infus each addl seq		\$138		
96420		Chemotherapy, push technique		\$91		
96422		Chemotherapy,infusion method		\$89		
96423		Chemo, infuse method add-on		\$36		
96425		Chemotherapy, infusion		\$103		
96440		Chemotherapy, intracavitary	0	\$230		
96446		Chemotx admn prtl cavity		\$395		
96521		Refill/maint portable pump		\$274		
96522		Refill/maint pump/resvr syst		\$219		
96523		Irrig drug delivery device		\$49		
96542		Chemotherapy injection		\$187		
96549		Chemotherapy, unspecified		BR		
96567		Photodynamic tx skin		\$281		
96570		Photodynamic tx, 30 min		-		
96571		Photodynamic tx, addl 15 min		-		
96900		Ultraviolet light therapy		\$29		
96902		Trichogram.....		\$50		
96904		Whole body photography		\$144		
96910		Photochemotherapy with uv-b		\$42		
96912		Photochemotherapy with uv-a		\$49		
96913		Photochemotherapy, uv-a or b		-		
96920		Laser tx skin < 250 sq cm		\$360		
96921		Laser tx skin 250-500 sq cm		\$370		
96922		Laser tx skin > 500 sq cm		\$515		
96999		Dermatological procedure		BR		
97001		Pt evaluation.....		\$117		
97002		Pt re-evaluation.....		\$49		
97003		Ot evaluation.....		\$120		
97004		Ot re-evaluation.....		\$50		
97010		Hot or cold packs therapy		\$19		
97012		Mechanical traction therapy		\$30		
97014		Electric stimulation therapy		\$30		
97016		Vasopneumatic device therapy		\$35		
97018		Paraffin bath therapy		\$36		
97022		Whirlpool therapy		\$29		
97024		Diathermy treatment		\$28		
97026		Infrared therapy		\$30		
97028		Ultraviolet therapy		\$26		
97032		Electrical stimulation		\$28		
97033		Electric current therapy		\$29		
97034		Contrast bath therapy		\$22		
97035		Ultrasound therapy		\$23		
97036		Hydrotherapy		\$43		
97039		Physical therapy treatment		\$31		
97110		Therapeutic exercises		\$43		
97112		Neuromuscular reeducation		\$42		
97113		Aquatic therapy/exercises		\$46		
97116		Gait training therapy		\$38		
97124		Massage therapy.....		\$34		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
97139		Physical medicine procedure		\$27		
97140		Manual therapy.....		\$44		
97150		Group therapeutic procedures		\$34		
97530		Therapeutic activities		\$44		
97532		Cognitive skills development		\$54		
97533		Sensory integration		\$59		
97535		Self care mngment training		\$45		
97537		Community/work reintegration		\$45		
97542		Wheelchair mngment v		\$31		
97545		Work hardening, initial 2 hours		-		
97546		Work hardening add-on, each additional 60 minutes, up to 6 additional hours		-		
97597		Rmvl devital tis 20 cm/<		\$155		
97598		Rmvl devital tis addl 20 cm<		\$51		
97605		Neg press wound tx < 50 cm		\$86		
97606		Neg press wound tx > 50 cm		\$92		
97750		Physical performance test		\$50		
97755		Assistive technology assessment (e.g., to restore, augment or compensate for existing function, optimize functional tasks and/or maximize environmental accessibility), direct one-on-one contact by provider, with written report, each 15 minutes		\$39		
97760		Orthotic(s) management and training (including assessment and fitting when not otherwise reported), upper extremity(s), lower extremity(s) and/or trunk, each 15 minutes		\$39		
97761		Prosthetic training, upper and/or lower extremity(s), each 15 minutes		\$35		
97762		Checkout for orthotic/prosthetic use, established patient, each 15 minutes		\$68		
97799		Physical medicine procedure		\$43		
97802		Medical nutrition indiv in		\$73		
97803		Med nutrition indiv subseq		\$63		
97804		Medical nutrition group		\$32		
97810		Acupunct w/o stimul 15 min		\$73		
97811		Acupunct w/o stimul addl 15m		\$55		
97813		Acupunct w/stimul 15 min		\$78		
97814		Acupunct w/stimul addl 15m		\$64		
98925		Osteopathic manipulation	0	\$51		
98926		Osteopathic manipulation	0	\$77		
98927		Osteopathic manipulation	0	\$91		
98928		Osteopathic manipulation	0	\$105		
98929		Osteopathic manipulation	0	\$114		
98940		Chiropractic manipulation	0	\$52		
98941		Chiropractic manipulation	0	\$68		
98942		Chiropractic manipulation	0	\$84		
98943		Chiropractic manipulation		\$50		
98960		Self-mgmt educ & train 1 pt		\$55		
98961		Self-mgmt educ/train 2-4 pt		\$27		
98962		Self-mgmt educ/train 5-8 pt		\$20		
98966		Hc pro phone call 5-10 min			\$28	\$25
98967		Hc pro phone call 11-20 min			\$54	\$51
98968		Hc pro phone call 21-30 min			\$80	\$77
99000		Specimen handling		BR		
99001		Specimen handling		BR		
99002		Device handling		BR		
99024		Post-op follow-up visit		BR		
99056		Non-office medical services		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
99058		Office emergency care		BR		
99070		Special supplies		BR		
99071		Patient education materials		BR		
99075		Medical testimony		BR		
99078		Group health education		BR		
99080		Special reports or forms		BR		
99082		Unusual physician travel		BR		
99090		Computer data analysis		BR		
99091		Collect/review data from pt		\$115		
99100		Special anesthesia service.		BR		
99116		Anesthesia with hypothermia		BR		
99135		Special anesthesia procedure		BR		
99140		Emergency anesthesia..		\$35		
99170		Anogenital exam, child	0	-	\$263	\$178
99173		Visual screening test		-		
99174		Ocular photoscreening		\$59		
99175		Induction of vomiting		\$101		
99183		Hyperbaric oxygen therapy		\$292		
99190		Special pump services		BR		
99191		Special pump services		BR		
99192		Special pump services		BR		
99195		Phlebotomy		\$32		
99199		Special service/proc/ report		BR		
99201		Office/outpatient visit, new		\$56		
99202		Office/outpatient visit, new		\$89		
99203		Office/outpatient visit, new		\$122		
99204		Office/outpatient visit, new		\$182		
99205		Office/outpatient visit, new		\$229		
99211		Office/outpatient visit, est		\$27		
99212		Office/outpatient visit, est		\$48		
99213		Office/outpatient visit, est		\$68		
99214		Office/outpatient visit, est		\$105		
99215		Office/outpatient visit, est		\$166		
99217		Observation care discharge.		\$131		
99218		Observation care		\$129		
99219		Observation care		\$205		
99220		Observation care		\$258		
99221		Initial hospital care		\$127		
99222		Initial hospital care		\$210		
99223		Initial hospital care		\$268		
99224		Subsequent observation care		\$81		
99225		Subsequent observation care		\$146		
99226		Subsequent observation care		\$210		
99231		Subsequent hospital care		\$66		
99232		Subsequent hospital care		\$97		
99233		Subsequent hospital care		\$135		
99234		Observ/hosp same date		\$240		
99235		Observ/hosp same date		\$327		
99236		Observ/hosp same date		\$398		
99238		Hospital discharge day		\$131		
99239		Hospital discharge day		\$166		
99241		Office consultation		\$90		
99242		Office consultation...		\$161		
99243		Office consultation		\$180		
99244		Office consultation		\$252		
99245		Office consultation		\$341		
99251		Initial inpatient consult		\$92		
99252		Initial inpatient consult		\$140		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
99253		Initial inpatient consult		\$185		
99254		Initial inpatient consult		\$254		
99255		Initial inpatient consult		\$343		
99274		Confirmatory consultation		\$217		
99275		Confirmatory consultation		\$299		
99281		Emergency dept visit		\$40		
99282		Emergency dept visit		\$63		
99283		Emergency dept visit		\$114		
99284		Emergency dept visit		\$173		
99285		Emergency dept visit..		\$296		
99288		Direct advanced life support		BR		
99291		Critical care, first hour		\$392		
99292		Critical care, addl 30 min		\$191		
99295		Neonatal critical care		\$896		
99296		Neonatal critical care		\$821		
99297		Neonatal critical care		\$445		
99298		Neonatal critical care		\$281		
99301		Nursing facility care		\$121		
99301		Nursing facility care		\$121		
99302		Nursing facility care		\$156		
99302		Nursing facility care		\$156		
99303		Nursing facility care		\$213		
99303		Nursing facility care		\$213		
99304		Nursing facility care init		\$190		
99305		Nursing facility care init		\$270		
99306		Nursing facility care init		\$342		
99307		Nursing fac care subseq		\$90		
99308		Nursing fac care subseq		\$140		
99309		Nursing fac care subseq		\$184		
99310		Nursing fac care subseq		\$273		
99311		Nursing fac care, subseq		\$68		
99311		Nursing fac care, subseq		\$68		
99312		Nursing fac care, subseq		\$102		
99312		Nursing fac care, subseq		\$102		
99313		Nursing fac care, subseq		\$138		
99313		Nursing fac care, subseq		\$138		
99315		Nursing fac discharge day		\$120		
99316		Nursing fac discharge day		\$148		
99318		Annual nursing fac assessmnt		\$195		
99321		Rest home visit, new patient		\$79		
99322		Rest home visit, new patient		\$112		
99323		Rest home visit, new patient		\$147		
99324		Domicil/r-home visit new pat		\$114		
99325		Domicil/r-home visit new pat		\$163		
99326		Domicil/r-home visit new pat		\$284		
99327		Domicil/r-home visit new pat		\$378		
99328		Domicil/r-home visit new pat		\$438		
99331		Rest home visit, estab pat		\$64		
99332		Rest home visit, estab pat		\$84		
99333		Rest home visit, estab pat		\$103		
99334		Domicil/r-home visit est pat		\$123		
99335		Domicil/r-home visit est pat		\$192		
99336		Domicil/r-home visit est pat		\$273		
99337		Domicil/r-home visit est pat		\$392		
99339		Domicil/r-home care supervis		\$157		
99340		Domicil/r-home care supervis		\$220		
99341		Home visit, new patient		\$112		
99342		Home visit, new patient		\$156		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
99343		Home visit, new patient		\$225		
99344		Home visit, new patient		\$289		
99345		Home visit, new patient		\$346		
99347		Home visit, est. patient		\$88		
99348		Home visit, est patient		\$131		
99349		Home visit, est patient		\$194		
99350		Home visit, est patient		\$280		
99354		Prolonged service, office		\$190		
99355		Prolonged service, office		\$187		
99356		Prolonged service, inpatient		\$182		
99357		Prolonged service, inpatient		\$183		
99358		Prolonged serv, w/o contact		\$190		
99359		Prolonged serv, w/o contact		\$187		
99360		Physician standby services		-		
99361		Physician/team conference		BR		
99362		Physician/team conference		BR		
99363		Anticoag mgmt init			\$255	\$170
99364		Anticoag mgmt subseq			\$87	\$65
99366		Team conf w/pat by hc pro			\$86	\$84
99367		Team conf w/o pat by phys		\$115		
99368		Team conf w/o pat by hc pro		\$74		
99371		Physician phone consultation		BR		
99372		Physician phone consultation		BR		
99373		Physician phone consultation		BR		
99374		Home health care		\$125		
99375		Home health care supervision		\$171		
99377		Hospice care supervision		\$125		
99378		Hospice care supervision		\$172		
99379		Nursing fac care supervision		\$125		
99380		Nursing fac care supervision		\$174		
99381		Prev visit, new, infant		\$175		
99382		Preventive visit, new, age 1-4		-	\$231	\$164
99383		Preventive visit, new, age 5-11		-	\$241	\$174
99384		Preventive visit,new,12-17		-	\$272	\$206
99385		Preventive visit,new,18-39		BR	\$264	\$198
99386		Preventive visit,new,40-64		-	\$306	\$240
99387		Preventive visit, new, 65&over		-	\$332	\$258
99391		Prev visit, est, infant		\$147		
99392		Preventive visit,est,age 1-4		-	\$213	\$155
99393		Preventive visit,est,age5-11		-	\$212	\$155
99394		Preventive visit,est,12-17		-	\$232	\$174
99395		Preventive visit,est,18-39		-	\$237	\$179
99396		Preventive visit,est,40-64		-		
99397		Preventive visit, est, 65&over		-	\$273	\$206
99401		Preventive counseling,		\$68		
99402		Preventive counseling, indiv		-	\$124	\$101
99403		Preventive counseling, indiv		-	\$174	\$150
99404		Preventive counseling, indiv		-	\$224	\$200
99406		Behav chng smoking 3-10 min			\$28	\$25
99407		Behav chng smoking > 10 min			\$55	\$52
99408		Audit/dast 15-30 min			\$71	\$66
99409		Audit/dast over 30 min			\$137	\$134
99411		Preventive counseling, group		\$22		
99412		Preventive counseling, group		-	\$43	\$25
99420		Health risk assessment test		-		
99429		Unlisted preventive service		BR		
99431		Initial care, normal newborn		BR		
99432		Newborn care not in hospital		BR		

Maximum Fee Allowance Schedule Office of Workers' Compensation						
CPT Code	Mod	Description	Global Days	Maximum Allowance	Non-Facility Maximum	Facility Maximum
99433		Normal newborn care, hospital		BR		
99435		Newborn discharge day hosp		\$207		
99436		Attendance, birth.....		\$209		
99440		Newborn resuscitation		\$455		
99441		Phone e/m by phys 5-10 min			\$28	\$25
99442		Phone e/m by phys 11-20 min			\$54	\$51
99443		Phone e/m by phys 21-30 min			\$80	\$77
99444		Online e/m by phys		\$72		
99450		Life/disability evaluation		BR		
99455		Disability examination		BR		
99456		Disability examination		BR		
99460		Init nb em per day hosp		\$201		
99461		Init nb em per day non-fac		\$198		
99462		Sbsq nb em per day hosp		\$89		
99463		Same day nb discharge		\$237		
99464		Attendance at delivery		\$150		
99465		Nb resuscitation		\$299		
99466		Ped crit care transport		\$556		
99467		Ped crit care transport addl		\$249		
99468		Neonate crit care initial		\$1,890		
99469		Neonate crit care subsq		\$859		
99471		Ped critical care initial		\$1,607		
99472		Ped critical care subsq		\$820		
99475		Ped crit care age 2-5 init		\$1,148		
99476		Ped crit care age 2-5 subsq		\$699		
99477		Init day hosp neonate care		\$703		
99478		Ic lbw inf < 1500 gm subsq		\$278		
99479		Ic lbw inf 1500-2500 g subsq		\$260		
99480		Ic inf pbw 2501-5000 g subsq		\$244		
99499		Unlisted e/m service		BR		

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HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers Compensation Administration, LR 19:54 (January 1993), repromulgated LR 19:212 (February 1993), amended LR 20:1299 (November 1994), amended by the Louisiana Workforce Commission, Office of Workers' Compensation, LR 39:

**Chapter 53. Dental Care Services Reimbursement Schedule and Billing Instructions**

Editor's Note: Other Sections applying to this Chapter can be found in Chapter 51.

**§5399. Schedule for Maximum Allowances for Dental Services**

NDAS Code	Description	70th %	Allowed Charge
D0120	Periodic oral evaluation - established patient	50	45.55
D0140	Limited oral evaluation - problem focused	75	68.325
D0145	Oral evaluation - patient under 3yrs & counseling with primary caregiver	69	62.859
D0150	Comprehensive oral evaluation - new or established patient	88	80.168

NDAS Code	Description	70th %	Allowed Charge
D0160	Detailed & Extensive oral evaluation - problem focused, by report	160	145.76
D0170	Re-evaluation - limited, problem focused (established patient; not post-operative visit)	70	63.77
D0180	Comprehensive periodontal evaluation - new or established patient	95	86.545
D0210	Intraoral - complete series (including bitewings)	128	116.608
D0220	Intraoral - periapical first film	28	25.508
D0230	Intraoral - periapical each additional film	24	21.864
D0240	Intraoral - occlusal films	42	38.262
D0250	Intraoral - first film	67	61.037
D0260	Extraoral - first film	55	50.105
D0270	Bitewing - single film	28	25.508
D0272	Bitewing - two films	45	40.995
D0273	Bitewing - three films	55	50.105
D0274	Bitewing - four films	65	59.215
D0277	Vertical bitewings - 7 to 8 films	97	88.367
D0290	Posterior-anterior or lateral skull & facial bone survey film	135	122.985
D0310	Sialography	389	354.379

NDAS Code	Description	70th %	Allowed Charge
D0320	Temporomandibular joint films, including injection	592	539.312
D0321	Other temporomandibular joint films, by report	210	191.31
D0322	Tomographic survey	530	482.83
D0330	Panoramic film	110	100.21
D0340	Cephalometric film	125	113.875
D0350	Oral/facial photographic images	71	64.681
D0360	Cone beam CT - craniofacial data capture	589	536.579
D0362	Cone beam CT - two-dimensional image reconstruction using existing data, includes multiple images	359	327.049
D0363	Cone beam CT - three-dimensional image reconstruction using existing data, includes multiple images	398	362.578
D0415	Collection of microorganisms for culture and sensitivity	186	169.446
D0416	Viral culture	168	153.048
D0417	Collection and preparation of saliva sample for laboratory diagnostic testing	167	152.137
D0418	Analysis of saliva sample	150	136.65
D0421	Genetic test for susceptibility to oral diseases	136	123.896
D0425	Caries susceptibility tests	95	86.545
D0431	Adjunctive pre-diagnostic test that aids in detection of mucosal abnormalities including premalignant and malignant lesions, not to include cytology or biopsy procedures	71	64.681
D0460	Pulp vitality tests	55	50.105
D0470	Diagnostic casts	109	99.299
D0472	Accession of tissue, gross examination, preparation and transmission of written report	118	107.498
D0473	Accession of tissue, gross examination and microscopic examination, preparation and transmission of written report	165	150.315
D0474	Accession of tissue, gross examination and microscopic examination including assessment of surgical margins for presence of disease, preparation and transmission of written report	184	167.624
D0480	Accession of exfoliative cytologic smears, microscopic examination, preparation and transmission of written report	176	160.336
D0486	Accession of transepithelial cytologic sample, microscopic examination, preparation and transmission of written report	150	136.65
D0475	Decalcification procedure	195	177.645
D0476	Special stains for microorganisms	289	263.279
D0477	Special stains not for microorganisms	296	269.656
D0478	Immunohistochemical stains	175	159.425
D0479	Tissue in-situ hybridization, including interpretation	231	210.441
D0481	Electron microscopy - diagnostic	188	171.268
D0482	Direct immunofluorescence	105	95.655
D0483	Indirect immunofluorescence	123	112.053
D0484	Consultation on slides prepared elsewhere	168	153.048
D0485	Consultation, including preparation of slides from biopsy material supplied by referring source	180	163.98
D0502	Other oral pathology procedures, by report	170	154.87

NDAS Code	Description	70th %	Allowed Charge
D0999	Unspecified diagnostic procedure, by report	IR	IR
D1110	Prophylaxis - adult	90	81.99
D1120	Prophylaxis - child	66	60.126
D1203	Topical application of fluoride - child	37	33.707
D1204	Topical application of fluoride - adult	37	33.707
D1206	Topical fluoride varnish; therapeutic application for moderate to high caries risk patients	45	40.995
D1310	Nutritional counseling for control of dental disease	70	63.77
D1320	Tobacco counseling for the control and prevention of oral disease	82	74.702
D1330	Oral hygiene instructions	55	50.105
D1351	Sealant - per tooth	54	49.194
D1352	Preventative resin restoration in a moderate to high caries risk patient - permanent tooth	IR	IR
D1510	Space maintainer - fixed - unilateral	317	288.787
D1515	Space maintainer - fixed - bilateral	432	393.552
D1520	Space maintainer - removable - unilateral	390	355.29
D1525	Space maintainer - removable - bilateral	495	450.945
D1550	Re-cementation of space maintainer	83	75.613
D1555	Removal of fixed space maintainer	79	71.969
D2140	Amalgam - one surface, primary or permanent	138	125.718
D2150	Amalgam - two surfaces, primary or permanent	176	160.336
D2160	Amalgam - three surfaces, primary or permanent	214	194.954
D2161	Amalgam - four surfaces, primary or permanent	251	228.661
D2330	Resin-based composite - one surface, anterior	160	145.76
D2331	Resin-based composite - two surfaces, anterior	200	182.2
D2332	Resin-based composite - three surfaces, anterior	249	226.839
D2335	Resin-based composite - four or more surfaces or involving incisal angle (anterior)	312	284.232
D2390	Resin-based composite crown - anterior	450	409.95
D2391	Resin-based composite - one surface, posterior	177	161.247
D2392	Resin-based composite - two surfaces, posterior	230	209.53
D2393	Resin-based composite - three surfaces, posterior	284	258.724
D2394	Resin-based composite - four or more surfaces posterior	341	310.651
D2410	Gold foil - one surface	635	578.485
D2420	Gold foil - two surfaces	692	630.412
D2430	Gold foil - three surfaces	806	734.266
D2510	Inlay - metallic - one surface	833	758.863
D2520	Inlay - metallic - two surfaces	892	812.612
D2530	Inlay - metallic - three or more surfaces	965	879.115
D2542	Onlay - metallic - two surfaces	990	901.89
D2543	Onlay - metallic - three surfaces	1015	924.665
D2544	Onlay - metallic - four or more surfaces	1050	956.55
D2610	Inlay - porcelain/ceramic - one surface	907	826.277

NDAS Code	Description	70th %	Allowed Charge
D2620	Inlay - porcelain/ceramic - two surfaces	950	865.45
D2630	Inlay - porcelain/ceramic - three or more surfaces	995	906.445
D2642	Onlay - porcelain/ceramic - two surfaces	1008	918.288
D2643	Onlay - porcelain/ceramic - three surfaces	1049	955.639
D2644	Onlay - porcelain/ceramic - four or more surfaces	1094	996.634
D2650	Inlay - resin based - one surface	869	791.659
D2651	Inlay - resin based - two surfaces	904	823.544
D2652	Inlay - resin based - three or more surfaces	940	856.34
D2662	Onlay - resin based - two surfaces	944	859.984
D2663	Onlay - resin based - three surfaces	983	895.513
D2664	Onlay - resin based - four or more surfaces	1025	933.775
D2710	Crown - resin-based composite (indirect)	940	856.34
D2712	Crown - 3/4 resin-based composite (indirect)	999	910.089
D2720	Crown - resin with high noble metal	1061	966.571
D2721	Crown - resin with predominantly base metal	998	909.178
D2722	Crown - resin with noble metal	1015	924.665
D2740	Crown - porcelain/ceramic substrate	1132	1031.252
D2750	Crown - porcelain fused to high noble metal	1100	1002.1
D2571	Crown - porcelain fused predominantly base metal	1029	937.419
D2752	Crown - porcelain fused to noble metal	1050	956.55
D2780	Crown - 3/4 cast high noble metal	1063	968.393
D2781	Crown - 3/4 cast predominantly base metal	1027	935.597
D2782	Crown - 3/4 cast noble metal	1030	938.33
D2783	Crown - 3/4 porcelain /ceramic	1100	1002.1
D2790	Crown - full cast high noble metal	1100	1002.1
D2791	Crown - full cast predominantly base metal	997	908.267
D2792	Crown - full cast noble metal	1045	951.995
D2794	Crown - titanium	1076	980.236
D2799	Provisional crown	437	398.107
D2910	Recent inlay, only, or partial coverage restoration	108	98.388
D2915	Recent cast or prefabricated post and core	114	103.854
D2920	Recent crown	109	99.299
D2930	Prefabricated stainless steel crown - primary tooth	271	246.881
D2931	Prefabricated stainless steel crown - permanent tooth	325	296.075
D2932	Prefabricated resin crown	351	319.761
D2933	Prefabricated stainless steel crown with resin window	363	330.693
D2934	Prefabricated esthetic coated stainless tell crown - primary tooth	372	338.892
D2940	Protective restoration	120	109.32
D2950	Core buildup, including any pins	271	246.881
D2951	Pin retention - per tooth, in addition to restoration	75	68.325
D2952	Post and core in addition to crown, indirectly fabricated	422	384.442
D2953	Each additional indirectly fabricated post - same tooth	312	284.232
D2954	Prefabricated post and core in addition to crown	335	305.185
D2955	Post removal (not in conjunction with endodontic therapy)	291	265.101

NDAS Code	Description	70th %	Allowed Charge
D2957	Each additional prefabricated post - same tooth	200	182.2
D2960	Labial veneer (resin laminate) - chairside	658	599.438
D2961	Labial veneer (resin laminate) - laboratory	975	888.225
D2962	Labial veneer (porcelain laminate) - laboratory	1150	1047.65
D2970	Temporary crown (fractured tooth)	375	341.625
D2971	Additional procedures to construct new crown under existing partial denture framework	169	153.959
D2975	Coping	597	543.867
D2980	Crown repair, by report	293	266.923
D2999	Unspecified restorative procedure, by report	IR	IR
D3110	Pulp cap - direct (excluding final restoration)	83	75.613
D3120	Pulp cap - indirect (excluding final restoration)	84	76.524
D3220	Therapeutic pulpotomy (excluding final restoration) - removal of pulp coronal to the dentinocemental junction and application of medicament	198	180.378
D3221	Pulpal debridement, primary and permanent teet	234	213.174
D3222	Partial pulpotomy for apexogenesis - permanent tooth with incomplete root development	298	271.478
D3230	Pulpal therapy (resorbable filling) - anterior , primary tooth (excluding final restoration)	275	250.525
D3240	Pulpal therapy (resorbable filling) - posterior , primary tooth (excluding final restoration)	312	284.232
D3310	Endodontic therapy, anterior tooth (excluding final restoration)	725	660.475
D3320	Endodontic therapy, bicuspid tooth (excluding final restoration)	842	767.062
D3330	Endodontic therapy, molar tooth (excluding final restoration)	1009	919.199
D3331	Treatment of root canal obstruction: non-surgical access	611	556.621
D3332	Incomplete endodontic therapy; inoperable, unrestorable or fractured tooth	444	404.484
D3333	Internal root repair of perforation defects	350	318.85
D3346	Retreatment of previous root canal therapy - anterior	850	774.35
D3347	Retreatment of previous root canal therapy - bicuspid	970	883.67
D3348	Retreatment of previous root canal therapy - molar	1132	1031.252
D3351	Apexification/recalcification/pulpal regeneration - initial visit (apical closure/calccific repair of perforations, root resorption, pulp space disinfection, etc)	362	329.782
D3352	Apexification/recalcification/pulpal regeneration - interim medication replacement (apical closure/calccific repair of perforations, root resorption, pulp space disinfection, etc)	258	235.038
D3353	Apexification/recalcification/pulpal regeneration - final visit (includes completed root canal therapy - apical closure/calccific repair of perforations, root resorption, pulp space disinfection, etc)	542	493.762

NDAS Code	Description	70th %	Allowed Charge
D3354	Pupal regeneration - (completion of regenerative treatment in an immature permanent tooth with a necrotic pulp); does not include final restoration	IR	IR
D3410	Apicoectomy/periradicular surgery - anterior	700	637.7
D3421	Apicoectomy/periradicular surgery - bicuspid (first root)	780	710.58
D3425	Apicoectomy/periradicular surgery - molar (first root)	895	815.345
D3426	Apicoectomy/periradicular surgery - (each additional root)	400	364.4
D3430	Retrograde filling - per root	280	255.08
D3450	Root amputation - per root	483	440.013
D3460	Endodontic endosseous implant	1524	1388.364
D3470	Intentional reimplantation (including necessary splinting)	796	725.156
D3910	Surgical procedure for isolation of tooth with rubber dam	235	214.085
D3920	Hemisection (including any root removal), not including root canal therapy	474	431.814
D3950	Canal preparation and fitting of preformed dowel or post	258	235.038
D3999	Unspecified endodontic procedure, by report	IR	IR
D4210	Gingivectomy or gingivoplasty - four or more contiguous teeth or tooth bounded spaces per quadrant	626	570.286
D4211	Gingivectomy or gingivoplasty - one to three contiguous teeth or tooth bounded spaces per quadrant	290	264.19
D4230	Anatomical crown exposure - four or more contiguous teeth per quadrant	698	635.878
D4231	Anatomical crown exposure - one to three contiguous teeth per quadrant	596	542.956
D4240	Gingival flap procedure, including root planing - one to three contiguous teeth or tooth bounded spaces per quadrant	738	672.318
D4241	Gingival flap procedure, including root planing - four or more contiguous teeth or tooth bounded spaces per quadrant	635	578.485
D4245	Apically positioned flap	819	746.109
D4249	Clinical crown lengthening - hard tissue	751	684.161
D4260	Osseous surgery (including flap entry and closure) - four or more contiguous teeth or tooth bounded spaces per quadrant	1074	978.414
D4261	Osseous surgery (including flap entry and closure) - one to three contiguous teeth or tooth bounded spaces per quadrant	890	810.79
D4263	Bone replacement graft - eah additional site in quadrant	727	662.297
D4264	Bone replacement graft - first site in quadrant	555	505.605
D4265	Biologic materials to aid in soft and osseous tissue regeneration	550	501.05
D4266	Guided tissue regeneration - resorbable barrier, per site	831	757.041
D4267	Guided tissue regeneration - nonresorbable barrier, per site (includes membrane removal)	984	896.424
D4268	Surgical revision procedure, per tooth	810	737.91
D4270	Pedical soft tissue graft procedure	826	752.486

NDAS Code	Description	70th %	Allowed Charge
D4271	Free soft tissue graft procedure (including donor site surgery)	895	815.345
D4273	Subepithelial connective tissue graft procedures, per tooth	1088	991.168
D4274	Distal or proximal wedge procedure (when not performed in conjunction with surgical procedures in the same anatomical area)	670	610.37
D4275	Soft tissue allograft	969	882.759
D4276	Combined connective tissue and double pedicle graft, per tooth	1085	988.435
D4320	Provisional splinting - intracoronal	508	462.788
D4321	Provisional splinting - extracoronal	466	424.526
D4341	Periodontal scaling and root planing - four or more teeth per quadrant	251	228.661
D4342	Periodontal scaling and root planing - one to three teeth per quadrant	185	168.535
D4355	Full mouth debridement to enable comprehensive evaluation and diagnosis	183	166.713
D4381	Localized delivery of antimicrobial agents via a controlled release vehicle into diseased crevicular tissue, per tooth, by report	140	127.54
D4910	Periodontal maintenance	139	126.629
D4920	Unscheduled dressing change (by someone other than treating dentist)	100	91.1
D4999	Unspecified periodontal procedure, by report	IR	IR
D5110	Complete denture - maxillary	1689	1538.679
D5120	Complete denture - mandibular	1700	1548.7
D5130	Immediate denture - maxillary	1831	1668.041
D5140	Immediate denture - mandibular	1849	1684.439
D5211	Maxillary partial denture - resin base (including any conventional clasps, rests and teeth)	1350	1229.85
D5212	Mandibular partial denture - resin base (including any conventional clasps, rests and teeth)	1350	1229.85
D5213	Maxillary partial denture - cast base framework with resin denture bases (including any conventional clasps, rests and teeth)	1781	1622.491
D5214	Mandibular partial denture - cast base framework with resin denture bases (including any conventional clasps, rests and teeth)	1780	1621.58
D5225	Maxillary partial denture - flexible base (including any clasps, rests and teeth)	1566	1426.626
D5226	Mandibular partial denture - flexible base (including any clasps, rests and teeth)	1552	1413.872
D5281	Removable unilateral partial denture - one piece cast metal (including clasps and teeth)	995	906.445
D5410	Adjust complete denture - maxillary	89	81.079
D5411	Adjust complete denture - mandibular	88	80.168
D5421	Adjust partial denture - maxillary	88	80.168
D5422	Adjust partial denture - mandibular	88	80.168
D5510	Repair broken complete denture base	208	189.488
D5520	Replace missing or broken teeth - complete denture (each tooth)	186	169.446
D5610	Repair resin denture base	202	184.022
D5620	Repair cast framework	291	265.101

NDAS Code	Description	70th %	Allowed Charge
D5630	Repair or replace broken clasp	262	238.682
D5640	Replace broken teeth - per tooth	184	167.624
D5650	Add tooth to existing partial denture	224	204.064
D5660	Add clasp to existing partial denture	268	244.148
D5670	Replace all teeth and acrylic on cast metal framework (maxillary)	735	669.585
D5671	Replace all teeth and acrylic on cast metal framework (mandibular)	750	683.25
D5710	Rebase complete maxillary denture	591	538.401
D5711	Rebase complete mandibular denture	585	532.935
D5720	Rebase maxillary partial denture	563	512.893
D5721	Rebase mandibular partial denture	562	511.982
D5730	Reline complete maxillary denture (chairside)	372	338.892
D5731	Reline complete mandibular denture (chairside)	369	336.159
D5740	Reline maxillary partial denture (chairside)	364	331.604
D5741	Reline mandibular partial denture (chairside)	368	335.248
D5750	Reline complete maxillary denture (laboratory )	475	432.725
D5751	Reline complete mandibular denture (laboratory)	475	432.725
D5760	Reline maxillary partial denture (laboratory)	469	427.259
D5761	Reline mandibular partial denture (laboratory)	472	429.992
D5810	Interim complete denture (maxillary)	848	772.528
D5811	Interim complete denture (mandibular)	853	777.083
D5820	Interim partial denture (maxillary)	690	628.59
D5821	Interim partial denture (mandibular)	690	628.59
D5850	Tissue conditioning, maxillary	204	185.844
D5851	Tissue conditioning, mandibular	205	186.755
D5860	Overdenture - complete, by report	2121	1932.231
D5861	Overdenture - partial, by report	2048	1865.728
D5862	Precision attachment, by report	700	637.7
D5867	Replacement of replaceable part of semi-precision or precision attachment (male or female component)	385	350.735
D5875	Modification of removable prosthesis following implant surgery	393	358.023
D5899	Unspecified removable prosthodontic procedure, by report	IR	IR
D5911	Facial moulage (sectional)	IR	IR
D5912	Facial moulage (complete)	IR	IR
D5913	Nasal prosthesis	IR	IR
D5914	Auricular prosthesis	IR	IR
D5915	Orbital prosthesis	IR	IR
D5916	Ocular prosthesis	IR	IR
D5919	Facial prosthesis	IR	IR
D5923	Ocular prosthesis, interim	IR	IR
D5924	Cranial prosthesis	IR	IR
D5925	Facial augmentation implant prosthesis	IR	IR
D5926	Nasal prosthesis, replacement	IR	IR
D5957	Auricular prosthesis, replacement	IR	IR
D5958	Orbital prosthesis, replacement	IR	IR
D5929	Facial prosthesis, replacement	IR	IR
D5931	Obturator prosthesis, surgical	IR	IR
D5932	Obturator prosthesis, definitive	IR	IR
D5933	Obturator prosthesis, modification	IR	IR
D5934	Mandibular resection prosthesis with guide flange	IR	IR

NDAS Code	Description	70th %	Allowed Charge
D5935	Mandibular resection prosthesis without guide flange	IR	IR
D5936	Obturator prosthesis interim	IR	IR
D5937	Trismus appliance (not for TMD treatment)	746	679.606
D5951	Feeding aid	844	768.884
D5952	Speech aid prosthesis, pediatric	IR	IR
D5953	Speech aid prosthesis, adult	IR	IR
D5954	Palatal augmentation prosthesis	IR	IR
D5955	Palatal lift prosthesis, definitive	IR	IR
D5958	Palatal lift prosthesis, interim	IR	IR
D5959	Palatal lift prosthesis, modification	IR	IR
D5960	Speech aid prosthesis modification	IR	IR
D5982	Surgical stent	450	409.95
D5983	Radiation carrier	IR	IR
D5984	Radiation shield	IR	IR
D5985	Radiation cone locator	IR	IR
D5986	Fluoride gel carrier	210	191.31
D5987	Commisure splint	IR	IR
D5988	Surgical splint	770	701.47
D5991	Topical medicament carrier	226	205.886
D5992	Adjust maxillofacial prosthetic appliance, by report	IR	IR
D5993	Maintenance and cleaning of maxillofacial prosthesis (extra or intraoral) other than required adjustments, by report	IR	IR
D5999	Unspecified maxillofacial prosthesis, by report	IR	IR
D6190	Radiographic/surgical implant index, by report	375	341.625
D6010	Surgical placement of implant body: endosteal implant	2001	1822.911
D6012	Surgical placement of interim implant body for transitional prosthesis: endosteal implant	1577	1436.647
D6040	Surgical placement: eosteal implant	8380	7634.18
D6050	Surgical placement: transosteal implant	5807	5290.177
D6100	Implant removal, by report	760	692.36
D6055	Connecting bar - implant supported abutment support	2900	2641.9
D6506	Prefabricated abutment - includes placement	789	718.779
D6057	Custom abutment - includes placement	952	867.272
D6053	Implant/abutment supported removable denture for completely edentulous arch	2790	2541.69
D6054	Implant/abutment supported removable denture for partially edentulous arch	2751	2506.161
D6078	Implant/abutment supported fixed denture for completely edentulous arch	5335	4860.185
D6079	Implant/abutment supported fixed denture for partially edentulous arch	3800	3461.8
D6058	Abutment supported porcelain/ceramic crown	1479	1347.369
D6059	Abutment supported porcelain/ceramic crown (high noble metal)	1479	1347.369
D6060	Abutment supported porcelain fused to metal crown (predominantly base metal)	1361	1239.871
D6061	Abutment supported porcelain fused to metal crown (noble metal)	1382	1259.002
D6062	Abutment supported cast metal crown (high noble metal)	1432	1304.552

NDAS Code	Description	70th %	Allowed Charge
D6063	Abutment supported cast metal crown (predominantly base metal)	1317	1199.787
D6064	Abutment supported cast metal crown (noble metal)	1366	1244.426
D6094	Abutment supported crown - (titanium)	1376	1253.536
D6065	Implant supported porcelain/ceramic crown	1543	1405.673
D6066	Implant supported porcelain fused to metal crown (titanium, titanium alloy, high noble metal)	1545	1407.495
D6067	Implant supported metal crown (titanium, titanium alloy, high noble metal)	1575	1434.825
D6068	Abutment supported retainer for porcelain/ceramic FPD	1469	1338.259
D6069	Abutment supported retainer for porcelain fused to metal FPD (high noble metal)	1474	1342.814
D6070	Abutment supported retainer for porcelain fused to metal FPD (predominantly base metal)	1384	1260.824
D6071	Abutment supported retainer for porcelain fused to metal FPD (noble metal)	1384	1260.824
D6072	Abutment supported retainer for cast metal FPD (high noble metal)	1451	1321.861
D6073	Abutment supported retainer for porcelain cast metal FPD (predominantly base metal)	1384	1260.824
D6074	Abutment supported retainer for cast metal FPD (noble metal)	1384	1260.824
D6194	Abutment supported retainer crown for FPD (titanium)	1392	1268.112
D6075	Implant supported retainer for ceramic FPD	1529	1392.919
D6076	Implant supported retainer for porcelain fused to metal FPD (titanium, titanium alloy or high noble metal)	1538	1401.118
D6077	Implant supported retainer for cast metal FPD (titanium, titanium alloy or high noble metal)	1587	1445.757
D6080	Implant maintenance procedures, including removal of prosthesis, cleansing of prosthesis and abutments and reinsertion of prosthesis	297	270.567
D6090	Repair implant supported prosthesis, by report	742	675.962
D6095	Repair implant abutment, by report	731	665.941
D6091	Replacement of semi-precious or precision attachment (male or female component) of implant/abutment supported prosthesis, per attachment	631	574.841
D6092	Recement implant/abutment supported crown	160	145.76
D6093	Recement implant/abutment supported fixed partial denture	182	165.802
D6199	Unspecified implant procedure, by report	IR	IR
D6205	Pontic - indirect resin based composite	988	900.068
D6210	Pontic - cast high noble metal	1089	992.079
D6211	Pontic - cast predominately base metal	998	909.178
D6212	Pontic - cast noble metal	1041	948.351
D6214	Pontic - titanium	1100	1002.1
D6240	Pontic - porcelain fused to high noble metal	1100	1002.1
D6241	Pontic - porcelain fused to predominantly base metal	1024	932.864

NDAS Code	Description	70th %	Allowed Charge
D6242	Pontic - porcelain fused to noble metal	1051	957.461
D6245	Pontic - porcelain/ceramic	1140	1038.54
D6250	Pontic - resin with high noble metal	1058	963.838
D6251	Pontic - resin with predominantly base metal	1049	955.639
D6252	Pontic - resin with noble metal	1040	947.44
D6253	Provisional pontic	769	700.559
D6254	Interim pontic	IR	IR
D6545	Retainer - cast metal for resin bonded fixed prosthesis	852	776.172
D6548	Retainer - porcelain/ceramic for resin bonded fixed prosthesis	950	865.45
D6600	Inlay - porcelain/ceramic, two surfaces	1000	911
D6601	Inlay - porcelain/ceramic, three or more surfaces	1052	958.372
D6602	Inlay - cast high noble metal, two surfaces	1015	924.665
D6603	Inlay - cast high noble metal, three or more surfaces	1050	956.55
D6604	Inlay - predominantly base metal, two surfaces	994	905.534
D6605	Inlay - predominantly base metal, three or more surfaces	1046	952.906
D6606	Inlay - cast noble metal, two surfaces	998	909.178
D6607	Inlay - cast noble metal, three or more surfaces	1050	956.55
D6624	Inlay - titanium	1080	983.88
D6608	Onlay - porcelain/ceramic, two surfaces	1061	966.571
D6609	Onlay - porcelain/ceramic, three or more surfaces	1127	1026.697
D6610	Onlay - cast high noble metal, two surfaces	1074	978.414
D6611	Onlay - cast high noble metal, three or more surfaces	1111	1012.121
D6612	Onlay - predominantly base metal, two surfaces	1038	945.618
D6613	Onlay - predominantly base metal, three or more surfaces	1095	997.545
D6614	Onlay - cast noble metal, two surfaces	1050	956.55
D6615	Onlay - cast noble metal, three or more surfaces	1102	1003.922
D6634	Onlay - titanium	1125	1024.875
D6710	Crown - indirect resin based composite	1025	933.775
D6720	Crown - resin with high noble metal	1056	962.016
D6721	Crown - resin with predominantly base metal	1032	940.152
D6722	Crown - resin with noble metal	1050	956.55
D6740	Crown - porcelain/ceramic	1146	1044.006
D6750	Crown - porcelain fused to high noble metal	1107	1008.477
D6751	Crown - porcelain fused to predominantly base metal	1010	920.11
D6752	Crown - porcelain fused to noble metal	1050	956.55
D6780	Crown - 3/4 cast high noble metal	1075	979.325
D6781	Crown - 3/4 cast predominantly base metal	1038	945.618
D6782	Crown - 3/4 cast noble metal	1050	956.55
D6783	Crown - 3/4 porcelain/ceramic	1100	1002.1
D6790	Crown - full cast high noble metal	1085	988.435
D6791	Crown - full cast predominantly base metal	997	908.267
D6792	Crown - full cast noble metal	1040	947.44
D6794	Crown - titanium	1059	964.749

NDAS Code	Description	70th %	Allowed Charge
D6793	Provisional retainer crown	523	476.453
D6795	Interim retainer crown	IR	IR
D6920	Connector bar	995	906.445
D6930	Recement fixed partial denture	171	155.781
D6940	Stress breaker	435	396.285
D6950	Precision attachment	650	592.15
D6970	Post and core in addition to fixed partial denture retainer, indirectly fabricated	433	394.463
D6972	Prefabricated post and core in addition to fixed partial denture retainer	344	313.384
D6973	Core build up for retainer, including any pins	275	250.525
D6975	Coping - metal	700	637.7
D6976	Each additional indirectly fabricated post - same tooth	290	264.19
D6977	Each additional prefabricated post - same tooth	204	185.844
D6980	Fixed partial denture repair, by report	387	352.557
D6985	Pediatric partial denture, fixed	915	833.565
D6999	Unspecified fixed prosthodontic procedure, by report	IR	IR
D7111	Extraction, coronal remnants - deciduous tooth	135	122.985
D7140	Extraction, erupted tooth or exposed root (elevation and/or forceps removal)	174	158.514
D7210	Surgical removal of erupted tooth requiring removal of bone and/or sectioning of tooth, and including elevation of mucoperiosteal flap if indicated	275	250.525
D7220	Removal of impacted tooth - soft tissue	315	286.965
D7230	Removal of impacted tooth - partially bony	395	359.845
D7240	Removal of impacted tooth - completely bony	484	440.924
D7241	Removal of impacted tooth - completely bony, with unusual surgical complications	576	524.736
D7250	Surgical removal of residual tooth roots (cutting procedure)	304	276.944
D7251	Coronectomy - intentional partial tooth removal	IR	IR
D7260	Oroantral fistula closure	1026	934.686
D7261	Primary closure of a sinus perforation	757	689.627
D7270	Tooth reimplantation and/or stabilization of accidentally evulsed or displaced tooth	561	511.071
D7272	Tooth transplantation (includes reimplantation from one site to another and splinting and/or stabilization)	746	679.606
D7280	Surgical access of an unerupted tooth	482	439.102
D7282	Mobilization of erupted or malpositioned tooth to aid eruption	526	479.186
D7283	Placement of device to facilitate eruption of impacted tooth	523	476.453
D7285	Biopsy of oral tissue - hard (bone, tooth)	437	398.107
D7286	Biopsy of oral tissue - soft	320	291.52
D7287	Exfoliative cytological sample collection	184	167.624
D7288	Brush biopsy - transepithelial sample collection	195	177.645
D7290	Surgical repositioning of teeth	528	481.008
D7291	Transseptal fibrotomy/surpa crestal fibrotomy, by report	315	286.965

NDAS Code	Description	70th %	Allowed Charge
D7292	Surgical placement: temporary anchorage device [screw retained plate] requiring surgical flap	3300	3006.3
D7293	Surgical placement: temporary anchorage device requiring surgical flap	2528	2303.008
D7294	Surgical placement: temporary anchorage device without surgical flap	1619	1474.909
D7295	Harvest of bone for use in autogenous grafting procedure	IR	IR
D7310	Alveoloplasty in conjunction with extractions - four or more teeth or tooth spaces, per quadrant	295	268.745
D7311	Alveoloplasty in conjunction with extractions - one to three teeth or tooth spaces, per quadrant	309	281.499
D7320	Alveoloplasty not in conjunction with extractions - four or more teeth or tooth spaces, per quadrant	443	403.573
D7321	Alveoloplasty not in conjunction with extractions - one to three teeth or tooth spaces, per quadrant	437	398.107
D7340	Vestibuloplasty - ridge extension (secondary epithelialization)	1164	1060.404
D7350	Vestibuloplasty - ridge extension (including soft tissue graft, muscle reattachment, revision of soft tissue attachment and management of hypertrophied and hyperplastic tissue)	2467	2247.437
D7410	Excision of benign lesion up to 1.25 cm	415	378.065
D7411	Excision of benign lesion greater than 1.25 cm	630	573.93
D7412	Excision of benign lesion, complicated	850	774.35
D7413	Excision of malignant lesion greater than 1.25 cm	751	684.161
D7414	Excision of malignant lesion up to 1.25 cm	1132	1031.252
D7415	Excision of malignant lesion, complicated	1253	1141.483
D7465	Destruction of lesion(s) by physical or chemical method, by report	459	418.149
D7440	Excision of malignant tumor - lesion diameter up to 1.25cm	720	655.92
D7441	Excision of malignant tumor - lesion greater than 1.25cm	1224	1115.064
D7450	Removal of benign odontogenic cyst or tumor - lesion diameter up to 1.25cm	588	535.668
D7451	Removal of benign odontogenic cyst or tumor - lesion diameter greater than 1.25cm	782	712.402
D7460	Removal of benign nonodontogenic cyst or tumor - lesion diameter greater than 1.25cm	573	522.003
D7461	Removal of benign nonodontogenic cyst or tumor - lesion diameter up to 1.25cm	874	796.214
D7470	Removal of lateral exostosis (maxilla or mandible)	653	594.883
D7472	Removal of torus palatinus	859	782.549
D7473	Removal of torus mandibularis	761	693.271
D7485	Surgical reduction of osseous tuberosity	755	687.805
D7490	Radial resection of maxilla or mandible	8006	7293.466
D7510	Incision and drainage of abscess - intraoral soft tissue	236	214.996

NDAS Code	Description	70th %	Allowed Charge
D7511	Incision and drainage of abscess - intraoral soft tissue - complicated (includes drainage of multiple fascial spaces)	367	334.337
D7520	Incision and drainage of abscess - extraoral tissue	169	153.959
D7521	Incision and drainage of abscess - extraoral tissue - complicated (includes drainage of multiple fascial spaces)	630	573.93
D7530	Removal of foreign body from mucosa, skin, or subcutaneous alveolar tissue	364	331.604
D7540	Removal of reaction producing foreign bodies, musculoskeletal system	708	644.988
D7550	Partial osteotomy/sequestrectomy for removal of non-vital bone	600	546.6
D7560	Maxillary sinusotomy for removal of tooth fragment or foreign body	1308	1191.588
D7610	Maxilla - open reduction (teeth immobilized, if present)	4464	4066.704
D7620	Maxilla - closed reduction (teeth immobilized, if present)	3450	3142.95
D7630	Mandible - open reduction (teeth immobilized, if present)	4576	4168.736
D7640	Mandible - closed reduction (teeth immobilized, if present)	3483	3173.013
D7650	Malar and/or zygomatic arch - open reduction	3924	3574.764
D7660	Malar and/or zygomatic arch - closed reduction	3277	2985.347
D7670	Alveolus closed reduction may include stabilization of teeth	1746	1590.606
D7671	Alveolus open reduction may include stabilization of teeth	1298	1182.478
D7680	Facial bones - complicated reduction with fixation and multiple surgical approaches	6555	5971.605
D7710	Maxilla open reduction	4568	4161.448
D7720	Maxilla - closed reduction	3462	3153.882
D7730	Mandible - open reduction	4826	4396.486
D7740	Mandible - closed reduction	3636	3312.396
D7750	Malar and/or zygomatic arch - open reduction	4230	3853.53
D7760	Malar and/or zygomatic arch - closed reduction	6044	5506.084
D7770	Alveolus open reduction stabilization of teeth	2794	2545.334
D7771	Alveolus closed reduction stabilization of teeth	1958	1783.738
D7780	Facial bones - complicated reduction with fixation and multiple surgical approaches	8587	7822.757
D7810	Open reduction of dislocation	4271	3890.881
D7820	Closed reduction of dislocation	644	586.684
D7830	Manipulation under anesthesia	990	901.89
D7840	Condylectomy	5466	4979.526
D7850	Surgical discectomy, with/without implant	5356	4879.316
D7852	Disc repair	5541	5047.851
D7854	Synovectomy	5278	4808.258
D7856	Myotomy	3505	3193.055
D7858	Joint reconstruction	IR	IR
D7860	Arthrotomy	IR	IR
D7865	Arthroplasty	IR	IR
D7870	Arthrocentesis	562	511.982
D7871	Non-arthroscopic lysis and lavage	IR	IR
D7872	Arthroscopy - diagnosis, with or without biopsy	IR	IR
D7873	Arthroscopy - surgical: lavage and lysis of adhesions	IR	IR

NDAS Code	Description	70th %	Allowed Charge
D7874	Arthroscopy - surgical: disc repositioning and stabilization	IR	IR
D7875	Arthroscopy - surgical: synovectomy	IR	IR
D7876	Arthroscopy - surgical: discectomy	IR	IR
D7877	Arthroscopy - surgical: debridement	IR	IR
D7880	Occlusal orthotic device, by report	990	901.89
D7899	Unspecified TMD therapy, by report	IR	IR
D7910	Suture of recent small wounds up to 5 cm	300	273.3
D7911	Complicated suture - up to 5 cm	486	442.746
D7912	Complicated suture - greater than 5 cm	792	721.512
D7920	Skin graft (identify defect covered, location and type of graft)	2677	2438.747
D7940	Osteoplasty - for orthognathic deformities	4123	3756.053
D7941	Osteotomy - mandibular rami	9139	8325.629
D7943	Osteotomy - mandibular rami with bone graft; includes obtaining the graft	8623	7855.553
D9744	Osteotomy - segmented or subapical	7006	6382.466
D7945	Osteotomy - body of mandible	6983	6361.513
D7946	LeFort I (maxilla - total)	8251	7516.661
D7947	LeFort I (maxillia - segmented)	8393	7646.023
D7948	LeFort II or LeFort III (osteoplasty of facial bones for midface hypoplasia or retrusion)-without bone graft	9586	8732.846
D7949	LeFort II of LeFort III - with bone graft	11832	10778.952
D7950	Osseous, osteoperiosteal or cartilage graft of the mandible or maxillia - autogenous or nonautogenous, by report	3116	2838.676
D7951	Sinus augmentation with bone or bone substitutes	3200	2915.2
D7953	Bone replacement graft for ridge preservation - per site	800	728.8
D7955	Repair of maxillofacial soft and/or hard tissue defect	3807	3468.177
D7960	Frenulectomy - also known as frenectomy or frenotomy - separate procedure not incidental to another procedure	450	409.95
D7936	Frenuloplasty	499	454.589
D7970	Excision of hyperplastic tissue - per arch	517	470.987
D7971	Excision of pericoronal gingiva	258	235.038
D7972	Surgical reduction of fibrous tuberosity	796	725.156
D7980	Sialolithotomy	843	767.973
D7981	Excision of salivary gland, by report	IR	IR
D7982	Sialodochoplasty	1749	1593.339
D7983	Closure of salivary fistula	1528	1392.008
D7990	Emergency tracheotomy	1482	1350.102
D7991	Coronoidectomy	4056	3695.016
D7995	Synthetic graft - mandible or facial bones, by report	IR	IR
D7996	Implant-mandible for augmentation purposes (excluding alveolar ridge), by report	IR	IR
D7997	Appliance removal (not by dentist who place appliance), includes removal of archbar	350	318.85
D7998	Intraoral placement of a fixation device not in conjunction with a fracture	2572	2343.092

NDAS Code	Description	70th %	Allowed Charge
D7999	Unspecified oral surgery procedure, by report	IR	IR
D8010	Limited orthodontic treatment of the primary dentition	2149	1957.739
D8020	Limited orthodontic treatment of the transitional dentition	2459	2240.149
D8030	Limited orthodontic treatment of the adolescent dentition	2901	2642.811
D8040	Limited orthodontic treatment of the adult dentition	3237	2948.907
D8050	Interceptive orthodontic treatment of the primary dentition	2590	2359.49
D8060	Interceptive orthodontic treatment of the transitional dentition	2796	2547.156
D8070	Comprehensive orthodontic treatment of the transitional dentition	5200	4737.2
D8080	Comprehensive orthodontic treatment of the adolescent dentition	5250	4782.75
D8090	Comprehensive orthodontic treatment of the adult dentition	5308	4835.588
D8210	Removable appliance therapy	861	784.371
D8220	Fixed appliance therapy	968	881.848
D8660	Pre-orthodontic treatment visit	384	349.824
D8670	Periodic orthodontic treatment visit (as part of contract)	263	239.593
D8680	Orthodontic retention (removal of appliances, construction and placement of retainers(s))	532	484.652
D8690	Orthodontic treatment (alternative billing to a contract fee)	283	257.813
D8691	Repair of orthodontic appliance	210	191.31
D8692	Replacement of lost or broken retainer	330	300.63
D8693	Rebonding or recementing; and/or repair as require, of fixed retainers	356	324.316
D8999	Unspecified orthodontic procedure, by report	IR	IR
D9110	Palliative (emergency) treatment of dental pain - minor procedure	126	114.786
D9120	Fixed partial denture sectioning	250	227.75
D9210	Local anesthesia not in conjunction with operative or surgical procedures	74	67.414
D9211	Regional block anesthesia	96	87.456
D9212	Trigeminal division block anesthesia	272	247.792
D9215	Local anesthesia in conjunction with operative or surgical procedures	65	59.215
D9220	Deep sedation/general anesthesia - first 30 minutes	392	357.112
D9221	Deep sedation/general anesthesia - each additional 15 minutes	174	158.514
D9230	Inhalation of nitrous oxide / anxiolysis analgesia	79	71.969
D9241	Intravenous conscious sedation/analgesia - first 30 minutes	416	378.976
D9242	Intravenous conscious sedation/analgesia - each additional 15 minutes	169	153.959
D9248	Non-intravenous conscious sedation	325	296.075
D9310	Consultation - diagnostic services provided by dentist or physician other than requesting dentist or physician	129	117.519
D9410	House/extended care facility call	246	224.106
D9420	Hospital or ambulatory surgery center call	299	272.389

NDAS Code	Description	70th %	Allowed Charge
D9430	Office visit for observation (during regularly scheduled hours) - no other services performed	76	69.236
D9440	Office visit after regularly scheduled hours	179	163.069
D9450	Case presentation, detailed and extensive treatment planning	145	132.095
D9610	Therapeutic parental drug, single administration	111	101.121
D9612	Therapeutic parental drug, two or more administrations, different medications	193	175.823
D9630	Other drugs and/or medicaments, by report	49	44.639
D9910	Application of desensitizing medicament	63	57.393
D9911	Application of desensitizing resin for cervical and/or root surface, per tooth	79	71.969
D9920	Behavior management, by report	160	145.76
D9930	Treatment of complications (post-surgical) - unusual circumstances, by report	132	120.252
D9940	Occlusal guard, by report	600	546.6
D9941	Fabrication of athletic mouthguard	254	231.394
D9942	Repair and/or relines of occlusal guard	250	227.75
D9950	Occlusion analysis - mounted case	344	313.384
D9951	Occlusal adjustment - limited	182	165.802
D9952	Occlusal adjustment - complete	687	625.857
D9970	Enamel microabrasion	202	184.022
D9971	Odontoplasty 1-2 teeth; includes removal of enamel projections	176	160.336
D9972	External bleaching - per arch	328	298.808
D9973	External bleaching - per tooth	231	210.441
D9974	Internal bleaching - per tooth	291	265.101
D9999	Unspecified adjunctive procedure, by report	IR	IR

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 23:1034.2.

**HISTORICAL NOTE:** Promulgated by the Department of Labor, Office of Workers Compensation Administration, LR 19:54 (January 1993), repromulgated LR 19:212 (February 1993), amended LR 20:1299 (November 1994), amended by the Louisiana Workforce Commission, Office of Workers' Compensation, LR 39:

#### **Family Impact Statement**

Implementation of this proposed Rule should not have any known or foreseeable impact on any family as defined by R.S. 49:972(D) or on any family formation, stability, and autonomy. This proposed Rule shall not have any impact on the six criteria set out in R.S. 49:972(D).

#### **Poverty Statement**

Implementation of this proposed Rule should not have any known or foreseeable impact on poverty as defined by R.S. 49:973.

#### **Small Business Statement**

The impact of the proposed Rule on small business has been considered and it is estimated that the proposed action is not expected to have a significant adverse impact on small business as defined in the Regulatory Flexibility Act. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of

applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

**Public Comments**

Interested parties may submit data, views, arguments, information or comments on the proposed amendment in writing to the Louisiana Workforce Commission, Office of Workers' Compensation, P.O. Box 94040, Baton Rouge, LA 70804-9040, Attention: Director, Office of Workers' Compensation Administration. Written comments must be submitted and received by the Department within 20 days from the publication of this notice. A request pursuant to R.S. 49:953(A)(2) for oral presentation, argument or public hearing must be made in writing and received by the department within 20 days of the publication of this notice.

**Public Hearing**

A public hearing will be held on Friday, April 26, 2013 at 9:30 AM at the LWC Training Center, 2155 Fuqua St., Baton Rouge, LA 70802.

Curt Eysink  
Executive Director

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES  
RULE TITLE: Workers' Compensation Medical  
Reimbursement Schedule**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

According to the agencies, the proposed rule does not alter the medical procedures currently covered under workers' compensation, but merely updates the Current Procedural Terminology (CPT) and Healthcare Common Procedure Coding System (HCPCS) codes in order to be consistent with the American Medical Association (AMA). The revision will add codes that are currently not reflected in the Louisiana Workers' Compensation Fee Schedule, and remove all obsolete CPT/HCPCS codes. The revisions will also include site of service differentials for new and updated CPT Codes where applicable. Implementation of this proposed fee schedule update will allow for more accurate coding by providers and carriers/self-insured employers but should not impact those receiving medical procedures under workers' compensation.

The Legislative Fiscal Office cannot confirm the comparability of medical procedures under the rule proposed with procedures under the current rule.

The proposed rule change will have no impact on state or local government expenditures. All implementation costs associated with the rule change have been factored into the existing budget. The Division of Administration indicates that the proposed rule will have no significant fiscal impact on the Office of Risk Management due to administrative costs. An Office of Risk Management (ORM) analysis found that applying the new codes to the claim experience of the second half of FY 12 would result in an annual increase of \$229,000 which is a negligible (< 1%) impact on payments.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There is no anticipated revenue impact on state or local government units.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)**

The current fee schedule lacks codes for certain workers' compensation medical procedures. As a result, providers must search out and use the code which would be closest to the actual procedure. The code the providers currently use may be less accurate for the carriers/self-insured employers than when a more appropriate code is used. However, using a more specific code could impact workers' compensation costs, depending on whether the true code is related to a cheaper or more expensive medical procedure. Without experience, there is no way to definitively determine whether workers' compensation costs will be higher or lower due to the proposed rule, especially in light of other factors that will simultaneously change within the marketplace and the workers' situations. According to the LWC, implementation of the proposed fee schedule update will provide for a more accurate account of what services were provided and allow billings according to a more precise medical determination.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)**

There is no anticipated direct effect on competition and employment.

Wes Hathaway  
Director  
1303#073

John D. Carpenter  
Legislative Fiscal Officer  
Legislative Fiscal Office

# Potpourri

## POTPOURRI

### Department of Children and Family Services

#### Louisiana's Annual Progress and Services Report

The Department of Children and Family Services (DCFS) announces opportunities for public review of the state's 2013 Annual Progress and Services Report (APSR). The APSR is a report on year four of the 2010-2014 Child and Family Services Plan (CFSP) with regard to the use of Title IV-B, Subpart 1 and Subpart 2, Title IV-E Chafee Foster Care Independence Program (CFCIP), Educational and Training Vouchers (ETV), and Child Abuse Prevention & Treatment Act (CAPTA) funds. The APSR is the report on the achievement of goals and objectives and/or outcomes, and amends any changes to the CFSP.

Louisiana, through the DCFS, provides services that include child abuse prevention, child protection investigations, family services, foster care, adoption and youth transition services. The Department will use its allotted funds provided under the Social Security Act, Title IV-B, Subpart 1, entitled the Stephanie Tubbs Jones Child Welfare Services Program, to provide child welfare services to prevent child abuse and neglect, to prevent foster care placement, to reunite families, to arrange adoptions, and to ensure adequate foster care. Title IV-B, Subpart 2, entitled Promoting Safe and Stable Families, funds services to support families and prevent the need for foster care. The CFCIP funds services to assist foster children 15 years of age and older who are likely to remain in foster care until 18 years of age. Former foster care recipients who are 18 years of age to 21 years of age, who have aged out of foster care, and those who were adopted or entered guardianship at age 16 years of age or older, are also eligible for services. The services include basic living skills training and education and employment initiatives. The CAPTA funding is used to compliment and support the overall mission of child welfare with emphasis on developing, strengthening, and carrying out child abuse and neglect prevention and treatment programs.

The DCFS is encouraging public participation in the planning of services and the writing of the document. The report can be found for review on the internet under <http://www.dss.state.la.us/index.cfm?md=pagebuilder&tmp=home&pid=132> then the 2012 APSR link. Inquiries and comments on the plan may be submitted in writing to the DCFS, Attention: Child Welfare Administrator, P. O. Box 3318, Baton Rouge, LA 70821. The deadline for receipt of written comments is May 8, 2013 at 4:00 p.m.

All interested persons will have the opportunity to provide comments and/or recommendations on the plan, orally or in writing, at a public hearing scheduled for May 8, 2013 at 10:00 a.m. in Room 1-127 of the Iberville Building located at 627 North Fourth Street, Baton Rouge.

Individuals with disabilities who require special services should contact the Bureau of Appeals at least seven working days in advance of the hearing. For assistance, call (225) 342-4120 (Voice and TDD).

Suzy Sonnier  
Secretary

1303#070

## POTPOURRI

### Department of Children and Family Services

#### Social Services Block Grant Intended Use Report

The Department of Children and Family Services (DCFS) announces opportunities for public review of the state's pre-expenditure report on intended uses of Social Services Block Grant (SSBG) funds for the state fiscal year (SFY) beginning July 1, 2013, and ending June 30, 2014. The proposed SFY 2013 – 2014 SSBG Intended Use Report has been developed in compliance with the requirements of Section 2004 of the Social Security Act (SSA), as amended and includes information on the types of activities to be supported and the categories or characteristics of individuals to be served through use of the state's allocation of SSBG funds. Section 2004 of the SSA further requires that the SSBG pre-expenditure report shall be "made public within the state in such manner as to facilitate comment by any person." The DCFS, as the designated state services agency, will continue to administer programs funded under the SSBG in accordance with applicable statutory requirements and federal regulations. The DCFS, Child Welfare Section (CWS) will be responsible for provision of social services, by direct delivery and vendor purchase, through use of SFY 2013 – 2014 SSBG expenditures for adoption, child protection, and daycare for children, family services, and foster care/residential care services.

Louisiana, through DCFS/CWS, will utilize its allotted funds to provide comprehensive social services on behalf of children and families in fulfillment of legislative mandates for child protection and child welfare programs. These mandated services, and certain other essential social services, are provided without regard to income (WRI) to individuals in need. Individuals to be served also include low-income persons as defined in the Intended Use Report who meet eligibility criteria for services provided through SSBG funding.

Services designated for provision through SSBG funding for SFY 2013-2014 are:

A. Adoption (pre-placement to termination of parental rights).

B. Child protection (investigation of child abuse/neglect reports, assessment, evaluation, social work intervention, shelter care, counseling, referrals).

C. Daycare for children (direct care for portion of the 24-hour day as follow-up to investigations of child abuse/neglect).

D. Family services (social work intervention subsequent to validation of a report of child abuse/neglect, counseling to high risk groups).

E. Foster care/residential care services (foster, residential care, and treatment on a 24-hour basis).

Definitions for the proposed services are set forth in the Intended Use Report.

Persons eligible for SSBG funded services include:

A. Persons WRI, who are in need of adoption services, child protection, family services, and foster care/residential services.

B. Individuals WRI who are recipients of Title IV-E adoption assistance.

C. Recipients of Supplemental Security Income (SSI) and recipients of Temporary Assistance for Needy Families (TANF) and those persons whose needs were taken into account in determining the needs of TANF recipients.

D. Low-income persons (income eligible) whose gross monthly income is not more than 125 percent of the poverty level. A family of four with gross monthly income of not more than \$1920 would qualify as income eligible for services.

E. Persons receiving Title XIX (Medicaid) benefits and certain Medicaid applicants identified in the proposed plan as eligible groups.

Post expenditure reports for the SSBG program for SFY 2011 - 2012 are included in the SSBG Intended Use Report for SFY 2013 – 2014. Free copies are available by telephone request to (225) 341-7319 or by writing to the Administrator, Child Welfare Section, P.O. Box 3318, Baton Rouge, LA 70821. The report is available for public review online at: <http://www.dss.state.la.us/index.cfm?md=pagebuilder&tmp=home&pid=131>, then select the 2013 SSBG link. Inquiries and comments on the plan may be submitted in writing to the DCFS, Attention Child Welfare Administrator, P.O. Box 3318, Baton Rouge, LA 70821. The deadline for receipt of written comments is May 8, 2013 at 4:00 p.m.

All interested persons will have the opportunity to provide comments and/or recommendations on the plan, orally or in writing, at a public hearing scheduled for May 8, 2013 at 11:00 a.m. in Room 1-127 of the Iberville Building located at 627 North Fourth Street, Baton Rouge. Individuals with disabilities who require special services should contact the Bureau of Appeals at least seven working days in advance of the hearing. For assistance, call (225) 342-4120 (Voice and TDD).

Suzy Sonnier  
Secretary

1303#069

## POTPOURRI

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

#### Removal of Recyclable Material from a Non-Processing Transfer Station (LAC 33:VII.508)

On January 20, 2012, the Louisiana Department of Environmental Quality (LDEQ) finalized revisions to LAC 33:VII.508.C as part of rule number SW056. This revision allows for removal of recyclable materials from non-putrescible commercial solid waste at non-processing transfer stations. In the near future LDEQ will be revising LAC 33:VII.508.C to provide greater detail regarding recyclable materials. LDEQ intends to allow recovery of valuable materials resulting in less waste volume disposed to landfills while avoiding risk to human health and the environment by direct contact or indirect contact through vector exposure to putrescible solid waste. (1303Pot1)

The final solid waste regulations are available online at: <http://www.deq.louisiana.gov/portal/DIVISIONS/LegalAffairs/RulesandRegulations/Title33.aspx>.

Herman Robinson, CPM  
Executive Counsel

1303#018

## POTPOURRI

### Department of Health and Hospitals Bureau of Health Services Financing

#### Medical Transportation Program Emergency Ambulance Services Supplemental Payments

The Department of Health and Hospitals, Bureau of Health Services Financing currently provides quarterly supplemental payments to Medicaid providers of emergency medical transportation services. Effective March 20, 2013, the department shall identify the emergency ambulance providers that are deemed to be large urban governmental (LUG) providers of emergency medical transportation services. Ambulance providers that are deemed to be LUG providers may be paid up to 100 percent of their average commercial rate and all other providers may be paid up to 80 percent of their average commercial rate. The department will make public notice of the LUG providers by posting them quarterly on the Department of Health and Hospitals, Bureau of Health Services Financing Medicaid website.

Bruce D. Greenstein  
Secretary

1303#038

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

Underwater Obstruction Latitude/Longitude Coordinates

In accordance with the provisions of R.S. 56:700.1 et seq., notice is given that 24 claims in the amount of \$95,041.37 were received for payment during the period February 1, 2013 - February 28, 2013

There were 24 paid and 0 denied.

Latitude/Longitude Coordinates, in Degree Decimal Minutes, of reported underwater obstructions are:

29 00.005	89 24.281	Plaquemines
29 04.912	89 05.450	Plaquemines
29 07.207	90 56.108	Terrebonne
29 12.151	90 32.254	Terrebonne
29 12.502	90 29.950	Terrebonne
29 14.397	90 17.402	Lafourche
29 17.746	89 54.169	Plaquemines
29 21.507	89 56.706	Jefferson
29 22.130	89 36.003	Plaquemines
29 25.901	90 33.585	Terrebonne
29 29.854	92 20.701	Vermilion
29 29.949	92 00.544	Iberia
29 34.012	89 39.402	Plaquemines
29 41.350	89 32.845	Saint Bernard
29 43.682	89 29.526	Saint Bernard
29 45.423	93 16.686	Cameron
29 45.569	89 47.506	Plaquemines
29 45.818	93 16.786	Cameron
29 46.531	89 47.018	Saint Bernard
29 48.195	89 38.252	Saint Bernard
29 50.481	89 41.413	Saint Bernard
29 53.077	93 21.169	Cameron
30 09.381	89 54.461	Orleans

A list of claimants and amounts paid can be obtained from Gwendolyn Thomas, Administrator, Fishermen's Gear Compensation Fund, P.O. Box 44277, Baton Rouge, LA 70804 or you can call (225) 342-9388.

Stephen Chustz  
Secretary

1303#023

**POTPOURRI**  
**Workforce Commission**  
**Office of Unemployment Insurance Administration**

Public Hearing

Pursuant to the authority granted in R.S. 49:968(H)(2), a public hearing will be held on March 25, 2013, at 10 A.M. at the LWC Training Center, 2155 Fuqua Street, Baton Rouge, LA 70802. The purpose of the public hearing is to receive comments and recommendations from the public and from

elected officials on the promulgated, amended, and repelled changes to various rules in LAC 40:IV. Chapter 1 and Chapter 3 published in the Louisiana Register on February 20th.

For disability accommodations or questions regarding the meetings, please contact Latisha Nixon-Jones at (225) 342-2487.

Curt Eysink  
Executive Director

1303#078

**POTPOURRI**  
**Workforce Commission**  
**Office of Workers' Compensation**

Hearing Rules (LAC 40:I.5507 and 6631)

The Office of Workers' Compensation ("OWC") published a Notice of Intent to promulgate LAC 40:I.5507 and 6631, Hearing Rules in the November 20, 2012 edition of the *Louisiana Register* (LR 38:3034-3038). The notice solicited comments and testimony. As a result of its analysis of the comments and testimony received, the OWC proposes to amend certain portions of the proposed Rule. The OWC proposes to amend Paragraph H to include specific time frames within which the payor must initiate the preliminary determination. Further, Paragraph H(4) allows for exhibits by electronic or facsimile transmission and Paragraph J sets forth the time frame for a Judge to issue a preliminary determination. The OWC also added language to Paragraph K, which gives an injured employee the right to file a disputed claim when certain inactions by the payor occur. The LWC-WC-1002 was also changed to include an injured employee's entire social security number.

Taken together, all of these substantive amendments will closely align the proposed Rule with Act 860 of the 2012 Legislative Session. The alignment of these Rules will permit the development and implementation of the indemnity dispute resolution process. No fiscal or economic impact will result from the amendments proposed in this notice.

**Title 40**  
**LABOR AND EMPLOYMENT**  
**Part I. Workers' Compensation Administration**  
**Subpart 3. Hearing Rules**  
**Chapter 55. General Provisions**  
**Subchapter C. Commencement**  
**§5507. Commencement of a Claim**

A. - C. ...

\* \* \*

D. Upon making the first payment of indemnity benefit and upon modification or suspension of payment for any cause, the employer or insurer shall immediately send a notice to the office that payment of indemnity benefits has begun or has been suspended or modified. In no event shall the notice described above be sent to the office later than 10 days after the first payment of indemnity benefit has begun or has been suspended or modified.

E. The notice referred to in Paragraph D shall be filed on Form LWC-WC 1002.

F. A copy of Form LWC-WC 1002 referred to in Paragraph E shall be provided to the employee or the employee's designated representative no later than 10 days after the first payment of indemnity benefit has begun or has been suspended or modified.

G. An injured employee or his designated representative who disagrees with the information provided on the notice of payment shall notify the payor of the basis for disagreement and provide the amounts believed appropriate. The employee's notification of the basis for disagreement and the amounts he believes appropriate shall be made, in writing, to the payor and shall be made on Form LWC-WC 1002.

H. If the payor disagrees with the employee's stated basis for disagreement, it shall, within five days of receipt of the notice of disagreement, initiate the request for preliminary determination described in R.S. 23:1201(H)(2)(b)(ii). A hearing regarding the dispute shall be held as follows.

1. A preliminary determination hearing shall occur by telephone, within 15 days of the date the request for preliminary determination is filed.

2. The payor is responsible for initiating the conference call between the parties and the workers' compensation judge.

3. Any records or exhibits to be considered by the workers' compensation judge shall be submitted by electronic transmission, facsimile transmission or scanned to the court no later than 48 hours prior to the hearing, along with any memoranda setting forth the basis of the dispute and the parties contentions, accompanied by a certificate

confirming that copies of all records or exhibits have been provided to all known adverse parties and/or their designated representatives.

I. The payor's request for preliminary determination shall be made, in writing, and also shall be made on Form LWC-WC 1002. The request for preliminary determination shall be submitted to a workers' compensation district in accordance with the venue provisions set forth in R.S. 23:1310.4.

J. No later than 30 days from the filing of the request for a preliminary determination, the workers' compensation judge shall provide, in writing, a recommended amount of compensation.

K. Any party who disagrees with the recommendation of the workers' compensation judge may file a disputed claim for compensation on Form LWC-WC 1008 in accordance with R.S. 23:1201(H)(e) and (f). An employee may file a disputed claim for compensation on Form LWC-WC 1008 when the payor fails to comply with Paragraph (F) of this section or when the payor does not file a timely request for preliminary determination.

L. The standard for reviewing the recommendation of a workers' compensation judges' decision on a preliminary determination shall be by trial de novo.

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1201(H).

HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers' Compensation Administration, LR 39:

**Chapter 66. Miscellaneous**  
**Subchapter E. Forms**  
**§6631. Notice of Payment; Form LWC-WC-1002**

MAIL TO:  
 OFFICE OF WORKERS' COMPENSATION  
 POST OFFICE BOX 94040  
 BATON ROUGE, LA 70804-9040  
 (225) 342-7565  
 TOLL FREE (800) 201-3457

1. Social Security No. \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_  
 2. Date of Injury/Illness \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_

**NOTICE OF PAYMENT**

This form is to be completed by the Employer/Insurer and sent to the injured employee with the first check or within 10 days of suspension/modification and/or change to SEB. A copy must be sent to the Office of Workers' Compensation Administration within 10 days of the effective date.

3. Purpose of Form (check one):  
 Payment       Modification       Suspension       Change to SEB
4. Employee Name \_\_\_\_\_ 5. \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_  
 Effective Date
6. Part(s) of Body Injured \_\_\_\_\_
7. Nature of Injury \_\_\_\_\_
8. Compensation is paid as follows:  
 A. Weekly payments of \$ \_\_\_\_\_ based on an average weekly wage of \$ \_\_\_\_\_ have begun.  
 B. Payments re-started at \$ \_\_\_\_\_ per week.  
 C. Payments reduced by \$ \_\_\_\_\_ due to:  
 Social Security Benefits       Other Workers' Compensation Benefits  
 Employer Disability Benefits       Unemployment Insurance Benefits  
 Third Party Recovery       Refused Rehabilitation  
 Other: \_\_\_\_\_  
 D. Permanent Partial Benefits of \$ \_\_\_\_\_ will be paid for \_\_\_\_\_ weeks.  
 E. Supplemental Earnings Benefits of \$ \_\_\_\_\_ will begin \_\_\_\_\_  
 The exact amount received weekly may vary.  
 F. Death Benefits have begun in the amount of \$ \_\_\_\_\_ per week,  
 representing \_\_\_\_\_ % of wages.  
 G. Payment suspended due to employee failing to cooperate.  
 H. Other reasons or explanations \_\_\_\_\_

9. Submitted by:

Preparer's Name : _____	Employee Name: _____
Employer/Insurer: _____	Employer: _____
Address: _____	Address: _____
Phone: ( _____ ) _____	Phone: ( _____ ) _____
Employer/Insurer NCCI Number: _____	

LDOL-WC-1002  
 REV. 03/13

NOTE: Complete next page if employee disagrees with information contained on this page.  
 Please submit as front and back (2-sided) document.

MAIL TO:  
Employer/Insurer

Social Security No. \_\_\_\_-\_\_\_\_-\_\_\_\_

Date of Injury/Illness \_\_\_\_\_

**BASIS OF DISAGREEMENT**

10. \_\_\_\_ Average Weekly Wage Incorrect      \$ \_\_\_\_ Amount Believed Appropriate

11. \_\_\_\_ Weekly Payment Incorrect      \$ \_\_\_\_ Amount Believed Correct

12. \_\_\_\_ Amount of SEB Incorrect      \$ \_\_\_\_ Amount Believed Correct

Employee/Employees Representative

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

**REQUEST FOR PRELIMINARY DETERMINATION**

Reason You Believe Original Payment Correct

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Employer/Insurer  
Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

\_\_\_\_\_

CERTIFICATION
I hereby certify that this form has been provided to Employee/employee representative on the ____ day of _____, 20____
_____ Signature

\*Please note, the request for preliminary determination shall be submitted to a workers' compensation district in accordance with the venue provisions set forth in R.S. 23:1310.4.

AUTHORITY NOTE: Promulgated in accordance with R.S. 23:1310.1.

HISTORICAL NOTE: Promulgated by the Department of Labor, Office of Workers' Compensation Administration, LR 25:286 (February 1999), amended by Louisiana Workforce Commission, Office of Workers' Compensation Administration, LR 39:

**Public Comments**

Inquiries concerning the substantive amendments may be directed to: Director, Office of Workers' Compensation Administration, Louisiana Workforce Commission, P.O. Box 94040, Baton Rouge, LA 70804-9040.

Interested parties may submit data, views, arguments, information or comments on the proposed amendment in

writing to the Louisiana Workforce Commission, Office of Workers' Compensation, P.O. Box 94040, Baton Rouge, Louisiana 70804-9040., Attention: Director, Office of Workers' Compensation Administration.

**Public Hearing**

A public hearing will be held on Friday, April 26, 2013, at 9:00 AM at the LWC Training Center, 2155 Fuqua St., Baton Rouge, LA 70802.

Curt Eysink  
Executive Director

1303#037

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