

# Potpourri

## POTPOURRI

### Department of Agriculture and Forestry Horticulture Commission

#### Landscape Architect Registration Exam

The next landscape architect registration examination will be given June 8-10, 1998, beginning at 7:45 a.m. at the College of Design Building, Louisiana State University Campus, Baton Rouge, LA. The deadline for sending the application and fee is as follows:

New Candidates: February 28, 1998

Re-Take Candidates: March 14, 1998

Reciprocity Candidates: May 8, 1998

Further information pertaining to the examination may be obtained from Craig Roussel, Director, Horticulture Commission, Box 3118, Baton Rouge, LA 70821-3118, phone (504) 925-7772.

Any individual requesting special accommodations due to a disability should notify the office prior to February 28, 1998. Questions may be directed to (504) 925-7772.

Bob Odom  
Commissioner

9802#019

## POTPOURRI

### Department of Agriculture and Forestry Horticulture Commission

#### Retail Floristry Examination

The next retail floristry examinations will be given April 27-May 1, 1998, at 9:30 a.m. at the 4-H Mini Farm Building, Louisiana State University Campus, Baton Rouge, LA. The deadline for sending in application and fee is March 13, 1998. No applications will be accepted after March 13, 1998.

Further information pertaining to the examinations may be obtained from Craig Roussel, Director, Horticulture Commission, Box 3118, Baton Rouge, LA 70821-3118, phone (504) 925-7772.

Any individual requesting special accommodations due to a disability should notify the office prior to March 13, 1998. Questions may be directed to (504) 925-7772.

Bob Odom  
Commissioner

9802#020

## POTPOURRI

### Department of Agriculture and Forestry Office of Agricultural and Environmental Sciences Boll Weevil Eradication Commission

#### Boll Weevil Eradication Hearing—1998 Assessment

The Boll Weevil Eradication Commission will hold an adjudicatory hearing beginning at 10 a.m., March 10, 1998 at the Department of Agriculture and Forestry, Commissioner's Conference Room, 5825 Florida Boulevard, Baton Rouge, LA, relative to the setting of the amount of the 1998 assessment, pursuant to R.S. 3:1613 and LAC 7:XV.9921. Said assessment shall not exceed \$35 per acre of cotton planted for 1998.

All interested persons are invited to attend and will be afforded an opportunity to participate in the adjudicatory hearing. Written comments will be accepted, if received prior to March 9, 1998, by John Andries, Director, Boll Weevil Eradication Program, Box 3118, Baton Rouge, LA 70821-3118.

Dan P. Logan, Jr.  
Chairman

9802#042

## POTPOURRI

### Department of Agriculture and Forestry Office of Agricultural and Environmental Sciences Structural Pest Control Commission

#### Termite Baiting Pilot Project—1998 (LAC 7:XXV.135)

In the October 20, 1998 *Louisiana Register*, (Volume 23, Number 10) the Department of Agriculture and Forestry, Structural Pest Control Commission amended a rule to include §135.J.8 establishing a pilot program for the use of bait and baiting systems. Under that rule the Structural Pest Control Commission reevaluates products in the pilot program prior to the end of the first quarter of every calendar year.

The Structural Pest Control Commission, at its meeting held on February 4, 1998, reviewed products used in the pilot bait and baiting system project. The products listed below are approved for use in the pilot bait and baiting system project for 1998.

MANUFACTURER	PRODUCT
FMC	Firstline GTX Termite Bait Station Firstline GT Termite Bait Station Firstline Termite Bait Station
DOWELANCO	Recruit AG
CYANAMID	Subterfuge

Bob Odom  
Commissioner

9802#089

### POTPOURRI

**Department of Environmental Quality  
Office of Air Quality and Radiation Protection  
Air Quality Division**

Lafourche Parish Ozone Designation Correction

In the December 5, 1997, *Federal Register*, the U.S. EPA proposed a correction of the ozone designation for Lafourche Parish to ozone nonattainment. This action was effective on January 5, 1998. Provisions of LAC 33:III.504 are in effect for Lafourche Parish until such time as the one-hour ozone standard is revoked for that area.

Questions regarding this notice should be directed to Annette Sharp at (504) 765-0914.

Gustave Von Bodungen, P.E.  
Assistant Secretary

9802#030

### POTPOURRI

**Department of Environmental Quality  
Office of Air Quality and Radiation Protection  
Air Quality Division**

State Implementation Plan (SIP)  
General Provisions—1997

The Department of Environmental Quality (DEQ), Office of Air Quality and Radiation Protection, Air Quality Division gives notice that the public hearing to receive comments regarding revisions to the State Implementation Plan (SIP) scheduled for February 27, 1998, at 1:30 p.m., with comments to be received by March 6, 1998, has been canceled and rescheduled.

The new hearing date will be March 30, 1998, at 1:30 p.m. on the third floor of the Maynard Ketcham Building, Room 326, 7290 Bluebonnet Boulevard, Baton Rouge, LA. All interested persons are invited to attend and submit oral comments on the SIP revisions. Written comments may be submitted no later than April 6, 1998, to Carla Ogden, Air Quality Division, Box 82135, Baton Rouge, LA 70884-2135

or to 7290 Bluebonnet Boulevard, Second Floor, Baton Rouge, LA 70810.

The revisions include amendments to various rules promulgated and not yet sent to the Environmental Protection Agency for inclusion in the SIP in LAC 33:III.Chapters 2, 5, 6, 13, 14, 15, 21, 23, 25, and 30. A copy of the SIP changes may be viewed Monday through Friday, from 8 a.m. to 4:30 p.m., at the Department of Environmental Quality Headquarters, Air Quality Division, 7290 Bluebonnet, Second Floor, Baton Rouge, LA.

Direct questions or comments to Carla Ogden at (504) 765-0916.

Gustave A. Von Bodungen, P.E.  
Assistant Secretary

9802#031

### POTPOURRI

**Department of Environmental Quality  
Office of Water Resources**

Cost/Benefit Analysis for the Water  
Pollution Control Fee System (WP026)

The Department of Environmental Quality has amended the Water Pollution Control System Fee Regulations (WP026) which will increase the annual fees charged by the department to water discharge permittees. The amendment increases annual fees by 7.5 percent effective July 1, 1998 and by another 7.5 percent on July 1, 1999. The fee was specifically authorized by Act 1245 of the 1997 Louisiana Legislature.

The fee increase will provide funding for the Office of Water Resources to fully implement state and federal mandates regarding developing Total Maximum Daily Loads (TMDLs). The rule will affect approximately 400 municipal facilities and 2,200 other facilities currently included in the fee system. By adequately funding the Louisiana TMDL program, the fee increase will allow assessment, development, and implementation directly by the state of Louisiana instead of the federal government. It is believed that this will allow the program to more accurately reflect Louisiana's priorities and unique environment.

This statement is prepared to satisfy the requirements of R.S. 30:2019(D) and R.S. 49:953(G) (Acts 600 and 642 of the 1995 Louisiana Legislature, respectively). However, this document is not a quantitative analysis of cost, risk, or economic benefit, although costs of implementation were identified to the extent practical. The statutes allow a qualitative analysis of economic and environmental benefit where a more quantitative analysis is not practical. The department asserts that the benefits of a rule designed to support a federally mandated improvement in water quality justify the costs associated with the fee increase.

Therefore, the qualitative approach is taken with this risk/cost/benefit statement. As discussed further in this document, this amendment to the Water Pollution Control Fee

System provides environmental and economic benefits. Assessing dollar benefits of avoided environmental risk or economic benefits of this rule is not practicable. In addition, the department asserts that the indirect and direct environmental and economic benefits to be derived from this rule will, in the judgment of reasonable persons, outweigh the costs associated with the implementation of the rule and that the rule is the most cost-effective alternative to achieve these benefits.

#### **Risks Addressed by the Rule**

The fee rule addresses the risks associated with the pollution of water bodies in the state which result from uncontrolled or improperly allocated discharges to these water bodies from point and nonpoint sources. It does this by providing adequate funds for the Office of Water Resources to determine Total Maximum Daily Loads (TMDLs) in a timely manner on surface water bodies listed by the state in 1996 as not fully supporting their designated uses under Section 303(d) of the Federal Water Pollution Control Act (Clean Water Act). In Louisiana, seven water uses are designated for surface water bodies:

1. primary contact recreation;
2. secondary contact recreation;
3. fish and wildlife propagation;
4. drinking water supply;
5. oyster propagation;
6. agriculture; and
7. outstanding natural resource waters.

Currently, approximately one-third of the assessed water bodies in Louisiana are listed as not fully supporting their designated uses.

Numerous risks are associated with impaired water bodies. Human health risk may result due to exposure to pollutants in water bodies through drinking, bathing, swimming or other direct contact with pollutants such as pathogens or toxic chemical agents. There may be direct risk to aquatic life, both plant and animal. This can result from exposure to toxic chemical agents, chlorides, low dissolved-oxygen concentrations due to pollutant loadings, and other factors. Damage to aquatic life, as well as loss of aesthetic quality of surface water bodies, also leads to other indirect risks, such as risk of economic losses due to impairment of commercial and recreational fishing, hunting, swimming, camping, and ecotourism. It should also be noted that surface water bodies are a major source of drinking water in Louisiana, and their protection is essential for providing safe drinking water for its citizens.

#### **Environmental and Health Benefits of the Rule**

By providing adequate funding for performance of TMDLs by the Office of Water Resources, the fee rule revision will provide numerous environmental and public health benefits which have great economic value to the state. With this funding, the Office of Water Resources will be able to determine total maximum daily loads for listed surface water bodies in the state. Water bodies are listed on the 303(d) list because they are not currently supporting their designated uses due to pollutants or impacts of pollutants (such as low dissolved oxygen).

The TMDL for a substance is the sum of the individual waste

load allocations for the point sources discharging to a water body, the load allocations for nonpoint sources and the natural background, and a margin of safety. TMDLs are based on water quality standards and, when calculated for a water body, determine the maximum pollutant load (including a safety factor) the water body can receive and fully support its designated uses and applicable water quality standards. By determining TMDLs for Louisiana water bodies, the Office of Water Resources will be able to provide accurate and equitable waste load allocations for point discharges which will be protective of stream quality, human health, and the environment.

The Office of Water Resources anticipates the fee increase will ultimately fund 36 new positions to assist in the development of TMDLs. These positions will be filled as revenue collections permit. The office will perform TMDLs on listed streams over a period of 12 years. These additional personnel will be utilized to collect instream data, develop and execute water quality models, develop and implement TMDLs, and provide the required written documentation and rule changes necessary to appropriately document the process.

According to the 1996 Water Quality Inventory, 66 percent of the assessed water bodies in the state do fully support their designated uses and another 22 percent of assessed water bodies partially support their designated uses. However, a significant number of streams, lakes, rivers, and other water bodies in Louisiana are impacted by pollutants and, as a result, do not fully support their designated uses. Twenty-nine percent of the 15,623 assessed stream miles do not fully support their designated uses. Thirty percent of the 661,028 assessed lake acres do not meet their designated uses.

Through a vigorous TMDL development program funded by the revised fee rule, the Office of Water Resources will determine TMDLs for streams which are listed as impaired on the 303(d) list. TMDL development is fundamental to restoring surface water bodies in Louisiana so that designated uses are fully supported and that human health and the environment are protected and to the continued protection of these resources.

Restoring and preserving water quality in Louisiana also has indirect but strong economic benefit for the state which counterbalances the cost of the TMDL program. As surface water occupies 7 percent of the surface area of the state, Louisiana's water resources are significant contributors to the economy of the state. Recreational and commercial fish contribute to over \$1,000,000,000 annually to the state's economy. Hunting and nonconsumptive outdoor activities contribute another \$656,000,000 annually to the economy. These economic benefits are largely dependent on the quality of surface water in Louisiana and could be lost or diminished if the waters of the state are not adequately protected.

For more detailed information on water quality in Louisiana and on the costs and benefits of protecting the state's waters, the reader may refer to the *Water Quality Management Plan, State of Louisiana, 1996 Water Quality Inventory, Volume 5, Part B*.

#### **Social and Economic Costs**

This rule is an amendment to simply raise fees that are already assessed and as such there are no significant costs to

implement the rule. The cost of the rule to the regulated community is the amount of the fee increase. The rule increases the annual fee on all Louisiana water discharge permittees. The annual fee for permit holders is determined by multiplying the rating points of the facility by a rate factor. Rating points are determined by wastewater type and volume. The rule increases the rating factor for all permittees (except for general permit holders) by 7.5 percent effective July 1, 1998, and by another 7.5 percent effective July 1, 1999. The rating factors and minimum and maximum fees are increased, as follows:

	Rating Factor	Minimum Fee	Maximum Fee
<b>Municipal (Current)</b>	\$97.50	\$227.50	\$94,500
<b>Municipal (Year One)</b>	\$104.81	\$244.56	\$101,587
<b>Municipal (Year Two)</b>	\$112.12	\$261.63	\$108,675
<b>Other (Current)</b>	\$179.16	\$227.50	\$94,500
<b>Other (Year One)</b>	\$192.60	\$244.56	\$101,587
<b>Other (Year Two)</b>	\$206.03	\$261.63	\$108,675

This fee increase will result in approximately a 7.5 percent increase in fee revenues across the board the first year of the fee and another 7.5 percent the second year. Based on this, the fee increase is projected to cost the regulated community approximately \$864,000 in the first year and \$1,728,000 in the second year.

By July 1, 1999, the minimum fee increase for a single facility, as a result of this revised rule, will be \$34.13, and the maximum fee increase will be \$14,175. The fee increase will affect approximately 400 municipal facilities and approximately 2,200 commercial facilities.

**Conclusion**

The department believes that the benefits of enhanced environmental and public health protection, as well as other benefits, outweigh the costs of implementation of the rule. Therefore, the rule is obviously the most cost-effective alternative to achieve these benefits.

Linda Korn Levy  
Assistant Secretary

9802#037

**POTPOURRI**

**Department of Health and Hospitals  
Board of Embalmers and Funeral Directors**

Embalmer/Funeral Director Examinations

The Board of Embalmers and Funeral Directors will give the National Board Funeral Director and Embalmer/Funeral

Director exams on Saturday, March 14, 1998, at Delgado Community College, 615 City Park Avenue, New Orleans, LA.

Interested persons may obtain further information from the Board of Embalmers and Funeral Directors, Box 8757, Metairie, LA 70011, (504) 838-5109.

Dawn Scardino  
Executive Director

9802#022

**POTPOURRI**

**Department of Health and Hospitals  
Board of Veterinary Medicine**

Board Meeting Dates

The Board of Veterinary Medicine will meet on the following dates in 1998.

- Thursday, January 22, 1998
- Wednesday, April 23, 1998
- Wednesday, June 17, 1998
- Wednesday, August 19, 1998
- Wednesday, October 14, 1998
- Wednesday, December 2, 1998

Charles B. Mann  
Executive Director

9802#039

**POTPOURRI**

**Department of Natural Resources  
Office of Conservation**

Orphaned Oilfield Sites

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

Operator	Field	Well Name	Well No.	Serial No.
Arrowhead Oil and Gas, Inc.	Caddo Pine Island	R A McCain etal	001	095339
Atlas Fuel Supply, Ltd.	Caddo Pine Island	Washington	001	218027
James D. Barber	Buckhorn	Anderson	001	185033
Deltex Oil Company	Golden Meadow	J Cheramie	010	035973

Divi Oil and Gas	Lake Marydale	Hanson MacDonald Fisher Lbr Co	001	138431
Divi Oil and Gas	Lake Marydale	Fisher Lumber Co	001	206647
Divi Oil and Gas	Lake Marydale	Fisher Lumber Co	003	207093
Divi Oil and Gas	Lake Marydale	Exchange-Fisher Lbr Corp	001	208286
Divi Oil and Gas	Lake Marydale	Fisher Lbr Co A	002	208738
Divi Oil and Gas	Lake Marydale	Callon-Fisher Lbr Co	001	208892
Fairway Minerals Corporation	Longwood	Miller	007	055201
Fairway Minerals Corporation	Longwood	Miller	003	076826
Fairway Minerals Corporation	Longwood	Miller	009	156611
Fairway Minerals Corporation	Longwood	Miller	001	076205
Fairway Minerals Corporation	Longwood	Miller	002	076259
Fairway Minerals Corporation	Longwood	Miller	004	076714
Fairway Minerals Corporation	Longwood	Miller	005	067096
Fairway Minerals Corporation	Longwood	Miller	006	060162
Sherman Hunt et al	South Lake Maurepas	Lutcher and Moore Cypress	002	149622
LA-Nap Oil and Gas, Inc.	Richie	Fred Dupre	001	205729
T. J. Operating Co., Inc.	Cheneyville	CF 1 RA SUA;Weil Company Inc.	1-D	146598
T. J. Operating Co., Inc.	Cheneyville	Weil	001	213126
T. J. Operating Co., Inc.	Cheneyville	Weil Co Inc "A"	004	020718
White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	3-A	121668
White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	005	120915

White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	012	125986
White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	14-A	126605
White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	011	124488
White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	015	126064
White Oil Company	Tullos Urania	Urania Lbr Co Ltd et al	006	121098

Warren A. Fleet  
Commissioner

9802#086

### POTPOURRI

#### Department of Social Services Office of Community Services

#### Weatherization Assistance Program

The Department of Social Services, Office of Community Services is submitting a State Plan to the U.S. Department of Energy (DOE) for funding of the 1998-99 Weatherization Assistance Program. Pursuant to federal regulations (10 CFR 440), a public hearing is required prior to DOE's approval of the plan.

The Weatherization Assistance Program provides services to low-income households, and in particular, households in which elderly, handicapped and/or children reside. The purposes of weatherization activities are:

- a) to reduce home heating and cooling costs of low income households;
- b) to provide a more comfortable and safe home environment for low-income residents; and
- c) to help reduce the consumption of fossil fuels.

The public hearing is scheduled for Wednesday, March 11, 1998, at 1:30 p.m. in Baton Rouge, LA, at 333 Laurel Street, Room 652 (sixth floor training room). Louisiana's grant for the 1998-99 program year is \$955,398. Any additional Department of Energy funds which may become available during the 1998-99 program year will be expended according to the approved State Plan.

Copies of the plan can be obtained prior to the hearing by contacting the Department of Social Services, Office of Community Services at (504) 342-2288 or by writing to Box 3318, Baton Rouge, LA 70821. Written comments will be accepted through April 1, 1998.

Madlyn B. Bagneris  
Secretary

9802#090

**POTPOURRI**

**Department of Transportation and Development  
Office of the Secretary**

Greater New Orleans Mississippi River Bridge  
Number 2 Transit Lanes—Substantive  
Change Hearing (LAC 70:I.515)

The Department of Transportation and Development, Office of the Secretary, Crescent City Connection Division, in accordance with the Administrative Procedure Act, R.S. 49:950 et seq., hereby gives notice of a public hearing to be held on substantive changes to its proposed rule applicable to the transit lanes on the Crescent City Connection Bridge Number 2.

The proposed rule, published on page 1451 of the October 1997 *Louisiana Register*, would impose an annual permit fee of \$100 for vehicles containing two or more persons, and the substantive change would eliminate such fee and allow passage on the transit lanes by vehicles displaying a regular toll tag and meeting the minimum occupancy requirement of two or more people.

The hearing on the elimination of the annual fee from the proposed rule will be held at 10 a.m. on Monday, March 30, 1998, at the offices of the Crescent City Connection Division, 2001 Mardi Gras Boulevard, New Orleans, LA.

Alan LeVasseur  
Executive Director

9802#009